



THEREFORE, IT IS ORDERED:

1. Each defendant is enjoined from violating the rights of citizens under HIPAA occasioned by the acts complained herein as provided under 42 U.S.C. §1320d-5(d)(A).
2. Each defendant is ordered to comply with the security standards for protection of protected health information under HIPAA (45 C.F.R. §164.300 *et seq.*), as well as complying with defendants' policies regarding protection of protected health information and personal information, by specifically ensuring the confidentiality and integrity of protected health information they have created, received, maintained and transmitted, including, but not limited to, requiring that every portable electronic device contain only encrypted protected health information.
3. Each defendant is ordered to comply with the privacy rule standards of protected health information under HIPAA (45 C.F.R. §164.500 *et seq.*), by specifically ensuring the proper use and disclosure of protected health information that remains potentially accessible to unauthorized persons.
4. Each defendant is ordered to take affirmative and corrective action to remedy the existent data breach as alleged in the complaint, including all efforts to ensure citizens affected by this breach against identity theft, and/or any other loss or harm.
5. Each defendant is ordered to take affirmative and corrective action to conduct effective training of all members of their respective workforces (including independent contractors) on the policies and procedures with respect to protected health information, and personal information as defined under state law, regarding the requirements of federal and state law.

6. The Court grants the Plaintiffs' request for waiver of security under Fed.R.Civ.P. 65(c).

Dated: \_\_\_\_\_

\_\_\_\_\_  
United States District Judge

**CERTIFICATION**

I hereby certify that a copy of the foregoing was mailed in accordance with Rule 5(b) of the Federal Rules of Civil Procedure on this 13<sup>th</sup> day of January 2010 to:

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