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COPY

ACRES Capital, LLC
865 Merrick Ave., Suite 200S
Westbury, NY 11590

[Recipient Name]
[Recipient Address]

January 13, 2021

Re: Notice of data breach relating to your investment in ACRES Debt Opportunity Fund L.P. (the "Fund")

Dear [Recipient],

We are writing to notify you regarding an information security breach at a subcontractor for the Fund's Administrator, PKF O'Connor Davies ("PKF" or the "Administrator"). The breach involved a ransomware attack at Netgain Technology, LLC ("Netgain"), a technology subcontractor of PKF, approximately between the dates of November 8, 2020 and December 3, 2020. We currently have no reason to believe your personal data has been stolen or misappropriated. Nonetheless, we would like to share information we received regarding the incident so you can take steps to protect yourself.

What You Can Do

ACRES is not aware currently of any misuse of your personal information. Nonetheless, given the nature of the Incident, ACRES wishes to notify you out of an abundance of caution.

Under Massachusetts law, you have the right to obtain any police report filed in regard to this incident. If you are the victim of identity theft, you also have the right to file a police report and obtain a copy of it.

As an added precaution, ACRES is offering you access to 18 months of credit monitoring and identity protection services through CyberScout at no cost to you. Enrolling in this service will not affect your credit score. If you enroll, CyberScout will provide you with same-day alerts when changes occur to your Experian credit file. Additionally, CyberScout will monitor the dark web and you will receive an alert if your personally identifiable information is found online. Finally, CyberScout will provide proactive fraud assistance to help with any questions you have at this time or in the event that you become a victim of fraud, as well as a \$1,000,000 insurance reimbursement policy.

If you would like to receive monitoring services you must enroll with CyberScout by April 13, 2021.

To enroll in CyberScout Credit Monitoring services:

1. Log on to <https://cs4protect.com> and follow the instructions.

hour (for requests made online) and three (3) business days (for requests made by mail) after receiving your request to remove the security freeze.

Fraud Alerts: As an alternative to a security freeze, you have the right to place an initial or extended “fraud alert” on your file at no cost. An initial fraud alert is a 1-year alert that is placed on a consumer’s credit file. Upon seeing a fraud alert display on a consumer’s credit file, a business is required to take steps to verify the consumer’s identity before extending new credit. If you are a victim of identity theft, you are entitled to an extended fraud alert, which is a fraud alert lasting seven years. Should you wish to place a fraud alert, please contact any one of the agencies listed below:

Experian

P.O. Box 2002
Allen, TX 75013
1-888-397-3742
www.experian.com/fraud/center.html

TransUnion

P.O. Box 2000
Chester, PA 19106
1-800-680-7289
www.transunion.com/fraud-alerts

Equifax

P.O. Box 105069
Atlanta, GA 30348
1-888-766-0008
www.equifax.com/personal/credit-report-services

You may also wish to review the tips provided by the Federal Trade Commission (the “FTC”) on fraud alerts, security/credit freezes and steps you can take to avoid identity theft. For more information and to contact the FTC, please visit www.ftc.gov/idtheft or call 1-877-ID-THEFT (1-877-438-4338). You may also contact the FTC at Federal Trade Commission, 600 Pennsylvania Avenue, NW, Washington, DC 20580.

If you suspect you have been the victim of identity theft, you should contact law enforcement.

For More Information

ACRES takes the privacy and security of its investors quite seriously, and deeply regrets any inconvenience the incident has caused to you and the Fund. As stated above, despite the incident, ACRES is not aware that any of your personal information has been misused. Nonetheless, we remain committed to provide transparent communications as we learn more and work to fully recover from this unfortunate event. If you have questions regarding this incident, please call (516) 206-1357.

Sincerely,

Andrew Fentress
Managing Partner