

Dear xxxxxxxxxxx:

I have confirmed that you have been telling people that I am HIV positive.

This is a direct violation of the law. The Illinois AIDS Confidentiality Act states that it is a Class A misdemeanor to negligently, intentionally, or recklessly disclose a person's HIV status—**positive or negative--** to others. A person found to have intentionally or recklessly disclosed someone's HIV status may be liable for actual damages, or, at a minimum, statutory damages of up to \$5,000 **per disclosure**, attorney fees, and any other relief as the court may deem appropriate. (410 ILCS 305/13).

In addition to constituting a statutory violation, the disclosure of anyone's health status is an invasion of privacy and may be redressed under the legal theory of "public disclosure of private facts." Miller v. Motorola Inc., 560 N.E.2d 900 (1990).

I am demanding that you immediately cease and desist from discussing or disclosing my confidential health information with any other person in any manner or in any forum whatsoever. I hope that this letter will be sufficient to correct this problem.

If you have any questions about the extent of your possible liability in this matter, I urge you to discuss them with your attorney.

Sincerely yours,