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TRANSCRIPTION OF RECORDED INTERVIEW

OF

Sedrick Mitchell

September 25, 2012

Sacramento, California

Investigation of Department of Parks  
and Recreation - Financial Irregularities

Interviewed by: Thomas M. Patton  
Deputy Attorney General  
Office of the Attorney General  
State of California

Transcribed by: Hana Copperman  
eScribers, Inc.  
October 3, 2012  
New York, New York

(SA201210710)

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1 MR. PATTON: And the time is?

2 THE REPORTER: 10:05.

3 MR. PATTON: All right. It is 10:05  
4 a.m., Tuesday, September 25, 2012. This is  
5 Thomas M. Patton, Deputy Attorney General,  
6 speaking. With me is Mr. Mike Matson (ph.).  
7 He is an investigator with the Department of  
8 Justice. And we have with us Mr.?

9 MR. MITCHELL: Sedrick Mitchell,  
10 Deputy Director External Affairs, California  
11 State Parks.

12 MR. PATTON: And could you spell  
13 Sedrick for the record?

14 MR. MITCHELL: Sure.  
15 S as in Sam-E-D-R-I-C-K.

16 MR. PATTON: Mitchell. Like Dennis  
17 Mitchell.

18 MR. MITCHELL: Correct.

19 MR. PATTON: Okay. Show you how old  
20 I am.

21 THE REPORTER: And I'm sorry. And  
22 your first name, S-E-D-R-I-C-K?

23 MR. MITCHELL: R-I-C-K. Correct.

24 MR. PATTON: Deputy Director  
25 External Affairs.

1 MR. MITCHELL: Correct.

2 MR. PATTON: So tell me what that  
3 position entails.

4 MR. MITCHELL: I oversee the Office  
5 of Human Rights, which we investigate EEO  
6 issues as they relate to the department, both  
7 internally and externally. The Office of  
8 Community Involvement, which is an outreach  
9 effort that we have into -- with local  
10 governments, nonprofit organizations, to offer  
11 access to safe parks to people who  
12 traditionally don't have access. Also the  
13 Office of Grants and Local Services, which is  
14 the office responsible for administering all  
15 of our federal and state funds as well as  
16 bonds; Propositions 12, 40 and 84.

17 MR. PATTON: Okay. And how long  
18 have you been in that position?

19 MR. MITCHELL: Since 19 -- the end  
20 of 1999.

21 MR. PATTON: Oh. Long time. Good  
22 deal. And before that?

23 MR. MITCHELL: I worked for the  
24 legislature for the senator from my area. I  
25 ran his office.

1 MR. PATTON: Oh, really. Which  
2 senator was that?

3 MR. MITCHELL: Patrick Johnston.

4 MR. PATTON: Okay. You were the  
5 chief of staff?

6 MR. MITCHELL: I was his district  
7 chief.

8 MR. PATTON: District chief for --

9 MR. MITCHELL: Yeah.

10 MR. PATTON: -- Johnson. What, Pat?

11 MR. MITCHELL: Johnston. J --

12 MR. PATTON: Pat.

13 MR. MITCHELL: Pat Johnston,

14 J-O-H-N-S-T-O-N.

15 MR. PATTON: What district was that?

16 MR. MITCHELL: That was the -- it  
17 changed over time. It was the 5th Senate  
18 District, it was the 17th, and it was the 26th  
19 Assembly District, so I was with him quite a  
20 while, for about fourteen years.

21 MR. PATTON: Wow.

22 MR. MITCHELL: So it's San Joaquin  
23 County would be the primary --

24 MR. PATTON: Stockton and --

25 MR. MITCHELL: -- area. Stockton,

1 Tracy, Lodi.

2 MR. PATTON: Okay. So you've been  
3 in this position thirteen years.

4 MR. MITCHELL: Yes.

5 MR. PATTON: Yeah. So you've been  
6 part of the management team for a while.

7 MR. MITCHELL: Yes.

8 MR. PATTON: What we're looking at,  
9 as I indicated before we went on the tape, is  
10 that -- as you've seen, probably, in the  
11 papers -- you're well aware there's been  
12 reports that the amount of money in a couple  
13 of funds, the Off-Highway Vehicle Fund and a  
14 State Parks and Rec Fund, that the balances  
15 reported to the finance department and to the  
16 controller's office have not matched. There's  
17 been some disparities. You're nodding your  
18 head yes.

19 MR. MITCHELL: That's my  
20 understanding.

21 MR. PATTON: Yes. You've seen those  
22 reports.

23 MR. MITCHELL: Right. Yes, I have.

24 MR. PATTON: And so we've gotten  
25 some more information from Finance and have a

1 little better feel for how much was at issue,  
2 but, basically, with regard to the State Parks  
3 Fund what we're looking at is approximately a  
4 twenty million dollar disparity between the  
5 two reports.

6 And what we want to know is -- so as  
7 the deputy director for external affairs  
8 you're part of -- I understand there's a large  
9 and a small executive committee.

10 MR. MITCHELL: Yes. The core staff,  
11 just a smaller group of executive staff that  
12 were meeting. The larger included, which was  
13 every other week, included representatives  
14 from the Office of Historic Preservation,  
15 Office of -- I'm trying to remember which.  
16 They were just additional people who were  
17 added to that.

18 MR. PATTON: Are you part of the  
19 core, part of the smaller group?

20 MR. MITCHELL: Part of that, yes.

21 MR. PATTON: Okay. So you would  
22 attend both small and large?

23 MR. MITCHELL: I would.

24 MR. PATTON: And these occurred --  
25 both of those occurred every other week. So

1 you're going to a meeting every week then.

2 MR. MITCHELL: Yes. For the most  
3 part, unless I was out of the -- in the  
4 district or traveling.

5 MR. PATTON: And these executive  
6 committee meetings are run by whom?

7 MR. MITCHELL: Primarily the  
8 director. In her absence it would be the  
9 chief deputy.

10 MR. PATTON: Did budgets get talked  
11 about much at these, either of these meetings?

12 MR. MITCHELL: In a general sense.  
13 When it was brought up the admin deputy would  
14 speak to the -- usually it was a conversation  
15 of not having dollars, of needing to make  
16 cutbacks of where we were as far as, you know,  
17 were BCPs being turned in. But the  
18 discussions typically revolved around -- when  
19 we talked about budget what we need to do in  
20 order to tighten our belt.

21 MR. PATTON: At these meetings or at  
22 any other time did you ever hear any mention  
23 about either undisclosed monies or some  
24 reserve funds?

25 MR. MITCHELL: No. That was never

1 discussed. That would have been something I  
2 would have remembered, primarily because since  
3 1999 my budgets have consistently been  
4 reduced, and I usually get my -- I'm --  
5 usually get my budget like everyone else, so  
6 we've been, since '99, trying to become less  
7 general fund dependent. So in discussions  
8 revolving around that where there would have  
9 been any additional funds, I am not aware of  
10 those.

11 MR. PATTON: The monies that you get  
12 for your operation, do any of them come out of  
13 the State Parks and Rec Fund?

14 MR. MITCHELL: No.

15 MR. PATTON: No. Are you general  
16 funded?

17 MR. MITCHELL: I have general fund  
18 and also, if it's special funded through bonds  
19 or reimbursements for the programs that we  
20 operate, so --

21 I also, for my -- for my grant  
22 programs it's primarily through reimbursements  
23 as well as through bond funding from each of  
24 the three bonds. From my human rights office  
25 that is a generally funded program. The

1 community -- Office of Community Involvement  
2 is partially funded. It's general fund, and  
3 the remaining I have to raise. To operate  
4 programs we fundraise. We do grants. We try  
5 to get outside funds to actually operate the  
6 many programs that we have.

7 MR. PATTON: So, when was the first  
8 time you ever heard about this -- the story  
9 about disparities in financial reports?

10 MR. MITCHELL: That was mid-July.  
11 It had to be around, somewhere around --

12 MR. PATTON: Of this year?

13 MR. MITCHELL: Of this year. It was  
14 July of this year, sometime around the 18th,  
15 19th, because I was conducting outdoor  
16 recreation leadership class and the director  
17 called. And I returned a call to her. We had  
18 missed each other. She had called me for  
19 another reason. I can't remember what that  
20 reason was. But at that time at the end of  
21 the conversation she started to tell me that  
22 there was potentially a story that was going  
23 to be coming out about unreported funds. And  
24 that was the first time I heard about it.

25 MR. PATTON: Did you get the

1 impression she was calling all the deputy  
2 directors?

3 MR. MITCHELL: I -- I didn't.  
4 When -- because there was a -- I don't -- I  
5 can't -- I wish I could remember what the  
6 original call was for, but she just was  
7 very -- it was a phone conversation, but she  
8 was very stressed, maybe, is the word. And I,  
9 basically, she said that there was another  
10 story coming out now and that it was not going  
11 to be good. I asked her what was going on.  
12 She said that there was underreporting of  
13 funds and that -- that there would be, you  
14 know, a lot -- there would be a bad story.  
15 And I said well, underreporting. What are you  
16 talking about, because we don't have very much  
17 money, so what are you talking, maybe, you  
18 know, 100,000, generally thinking it's this  
19 fiscal year. She said no, it could be as high  
20 as 70 million dollars was the term that she  
21 used and that she did say she didn't know  
22 anything about it and that the -- that admin,  
23 referring to the deputy, hadn't told her. And  
24 I was shocked at that point. Kind of  
25 speechless.

1           MR. PATTON:    So she did indicate to  
2 you in this call that she had just learned of  
3 this or --

4           MR. MITCHELL:  I don't know when she  
5 had learned about it, but it would --

6           MR. PATTON:    Yes.

7           MR. MITCHELL:  -- have been --

8           MR. PATTON:    You just said that she  
9 said the admin deputy had not informed her of  
10 this.

11           MR. MITCHELL:  Yeah, because I -- I  
12 asked the question how could this be?  You  
13 know, how could that much money not be known?  
14 And she said that it was not reported to her  
15 and that was the -- at that point I was just,  
16 kind of, floored by it, because the department  
17 was going through so much already, and we were  
18 in the process of closing seventy parks and  
19 had gone through a pretty public process in  
20 soliciting people to help contribute, and I  
21 had been asked in the spring or early winter  
22 to put together the team to come up with what  
23 the guidelines would be and have the  
24 workshops, and, so, it was kind of devastating  
25 to hear this -- hear this, the news.

1           MR. PATTON:    So you were very  
2   involved in the community outreach and in --  
3   because I know a lot of local entities and  
4   individuals, private individuals, came forward  
5   trying to help.

6           MR. MITCHELL:   Yeah.

7           MR. PATTON:    You were part of that.

8           MR. MITCHELL:   Yeah.   We were -- she  
9   asked me in December to begin putting together  
10   a team that would put some structure around  
11   the public outreach to get more organizations  
12   to contribute, and so we did do that.   I put  
13   together a team that was cross departmental as  
14   well as my own personal team, and we developed  
15   the guidelines that you may be aware of that  
16   are on our website, and together we put  
17   together a series of workshops that we went  
18   out and, you know, spent numbers of hours  
19   going over those guidelines and encouraging  
20   people to -- and organizations to be a part of  
21   our recovery and to keep those parks available  
22   to the public.   So it was disheartening to  
23   hear this.

24           MR. PATTON:    So when she called you  
25   you indicated she was also -- there was

1 something else she was calling you about.

2 MR. MITCHELL: Yeah. I just -- from  
3 time to time -- it could have been just an  
4 inquiry from a member of the legislature. It  
5 could have been the public inquiry about a  
6 grant or about a program. That's not  
7 uncommon.

8 MR. PATTON: Okay.

9 MR. MITCHELL: It just doesn't stick  
10 out with me what the --

11 MR. PATTON: Yes.

12 MR. MITCHELL: -- initial call was  
13 about.

14 MR. PATTON: Have you learned  
15 anything else since the story broke in July?

16 MR. MITCHELL: No. Pretty much what  
17 I know came out of the articles that were in  
18 the newspaper as well, you know, general  
19 discussions that people have had, general  
20 discussions at the office that -- but a lot of  
21 that was just speculative, because no one who  
22 actually knew about it, I think, or, if they  
23 knew about it, had information for me. Some  
24 of it I did talk to my staff, generally, about  
25 what I knew. The big thing, and I learned

1 this from the director at that call, was that  
2 she said well, we couldn't have spent the  
3 money, and later found out what that meant was  
4 that it would have required us to go back to  
5 the Department of Finance and Legislature to  
6 get approval. And I just shared that with my  
7 staff, because --

8 MR. PATTON: Coleman.

9 MR. MITCHELL: -- they had  
10 questions.

11 MR. PATTON: Coleman stated that.

12 MR. MITCHELL: That's correct.

13 MR. PATTON: Okay.

14 MR. MITCHELL: That's correct.

15 MR. PATTON: Yes. Okay. So you  
16 haven't -- and so you've never talked to  
17 anybody in the agency who claims that they  
18 knew about this underreported fund?

19 MR. MITCHELL: No.

20 MR. PATTON: Okay.

21 MR. MITCHELL: No. No.

22 MR. PATTON: Okay.

23 MR. MITCHELL: I can't say that I  
24 have.

25 MR. PATTON: Haven't had any

1 discussions with Manny Lopez about it?

2 MR. MITCHELL: I haven't talked to  
3 him in -- since before he left.

4 MR. PATTON: And never talked with  
5 Michael Harris about it?

6 MR. MITCHELL: No. Aside from the  
7 general discussion of there being, you know,  
8 the fifty-four million, which would have been  
9 after the articles came out, I presume.

10 MR. PATTON: Okay.

11 MR. MITCHELL: But no specific  
12 questions about any of, you know, that.

13 MR. PATTON: Okay. I appreciate it.  
14 Do you have any questions, Mike?

15 MR. MATSON: No.

16 MR. PATTON: Okay. We'll go off the  
17 record at --

18 THE REPORTER: 10:19.

19 (Off the record at 10:19 a.m.)  
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TRANSCRIBER'S CERTIFICATE  
Sedrick Mitchell interview on 9-25-12

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  )  ss.  
COUNTY OF SACRAMENTO        )

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best of my ability from an audio recording  
submitted by Heidi Webb at the California  
Department of Justice, in Sacramento,  
California.

                  I have subscribed this certificate  
at New York, New York, this 3rd day of  
October, 2012.

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Hana Copperman  
eScribers, Inc.

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[1 - four]

<b>1</b>	<b>administering</b> 3:14 <b>affairs</b> 2:10,25 6:7 <b>agency</b> 14:17 <b>amount</b> 5:12 <b>anybody</b> 14:17 <b>appreciate</b> 15:13 <b>approval</b> 14:6 <b>approximately</b> 6:3 <b>area</b> 3:24 4:25 <b>articles</b> 13:17 15:9 <b>aside</b> 15:6 <b>asked</b> 10:11 11:12 11:21 12:9	<b>calling</b> 10:1 13:1 <b>certificate</b> 16:2,16 <b>certify</b> 16:10 <b>changed</b> 4:17 <b>chief</b> 4:5,7,8 7:9 <b>claims</b> 14:17 <b>class</b> 9:16 <b>closing</b> 11:18 <b>coleman</b> 14:8,11 <b>come</b> 8:12 11:22 <b>coming</b> 9:23 10:10 <b>committee</b> 6:9 7:6 <b>community</b> 3:8 9:1 9:1 12:2 <b>conducting</b> 9:15 <b>consistently</b> 8:3 <b>contribute</b> 11:20 12:12 <b>controller's</b> 5:16 <b>conversation</b> 7:14 9:21 10:7 <b>copperman</b> 1:19 16:21 <b>core</b> 6:10,19 <b>correct</b> 2:18,23 3:1 14:12,14 <b>county</b> 4:23 16:8 <b>couple</b> 5:12 <b>cross</b> 12:13 <b>cutbacks</b> 7:16	<b>devastating</b> 11:24 <b>developed</b> 12:14 <b>director</b> 2:10,24 6:7 7:8 9:16 14:1 <b>directors</b> 10:2 <b>discussed</b> 8:1 <b>discussion</b> 15:7 <b>discussions</b> 7:18 8:7 13:19,20 15:1 <b>disheartening</b> 12:22 <b>disparities</b> 5:17 9:9 <b>disparity</b> 6:4 <b>district</b> 4:6,8,15,18 4:19 7:4 <b>dollar</b> 6:4 <b>dollars</b> 7:15 10:20
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[fourteen - oversee]

<p><b>fourteen</b> 4:20  <b>fund</b> 5:13,14 6:3 8:7  8:13,17 9:2 14:18  <b>funded</b> 8:16,18,25  9:2  <b>funding</b> 8:23  <b>fundraise</b> 9:4  <b>funds</b> 3:15 5:13 7:24  8:9 9:5,23 10:13</p>	<p><b>i</b></p> <p><b>impression</b> 10:1  <b>included</b> 6:12,13  <b>indicate</b> 11:1  <b>indicated</b> 5:9 12:25  <b>individuals</b> 12:4,4  <b>information</b> 5:25  13:23  <b>informed</b> 11:9  <b>initial</b> 13:12  <b>inquiry</b> 13:4,5  <b>internally</b> 3:7  <b>interview</b> 1:1 16:3  <b>interviewed</b> 1:13  <b>investigate</b> 3:5  <b>investigation</b> 1:10  <b>investigator</b> 2:7  <b>involved</b> 12:2  <b>involvement</b> 3:8 9:1  <b>irregularities</b> 1:11  <b>issue</b> 6:1  <b>issues</b> 3:6</p>	<p><b>l</b></p> <p><b>large</b> 6:8,22  <b>larger</b> 6:12  <b>leadership</b> 9:16  <b>learned</b> 11:2,5 13:14  13:25  <b>left</b> 15:3  <b>legislature</b> 3:24 13:4  14:5  <b>little</b> 6:1  <b>local</b> 3:9,13 12:3  <b>lodi</b> 5:1  <b>long</b> 3:17,21  <b>looking</b> 5:8 6:3  <b>lopez</b> 15:1  <b>lot</b> 10:14 12:3 13:20</p>	<p><b>money</b> 5:12 10:17  11:13 14:3  <b>monies</b> 7:23 8:11</p>
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