

Pillsbury Winthrop Shaw Pittman LLP Four Embarcadero Center, 22nd Floor | San Francisco, CA 94111-5998 | tel 415.983.1000 | fax 415.983.1200

> Adam Goldberg tel: +1.415.983.1089 adam.goldberg@pillsburylaw.com

July 11, 2025

# Via Electronic Mail

Bradley Russi, Deputy City Attorney Office of the City Attorney 1 Dr. Carlton B. Goodlett Pl. San Francisco, CA 94102 Brad.Russi@sfcityatty.org

Re: Robert Ogilvie's Response to June 27, 2025, San Francisco Board of Supervisors' Subpoena (Board File No. 250529)

Dear Mr. Russi:

I write with the production and response of Robert Ogilvie in connection with the San Francisco Board of Supervisors' subpoena dated June 27, 2025 (the "June 27 Subpoena"), which requests Mr. Ogilvie's appearance at a July 17, 2025 hearing of the Board of Supervisors' Government Audit and Oversight Committee (the "July 17 Hearing"), as well as documents relating to allegations of fiscal mismanagement by the San Francisco Parks Alliance ("SFPA").

Mr. Ogilvie is committed to cooperating with the Board of Supervisors and will appear at the July 17 Hearing. This letter and the documents produced herewith constitute Mr. Ogilvie's response to the June 27 Subpoena.

As background, on June 3, 2025, SFPA ceased operations following the execution of an Assignment for the Benefit of Creditors, through which its assets were assigned to Jigsaw Advisors, a third-party assignee (the "Assignee"), for the orderly liquidation and distribution to creditors. Mr. Ogilvie's understanding is that SFPA is in the process of being formally wound down by the Assignee as a result. In any event, Mr. Ogilvie no longer has any employment relationship with the SFPA, and he no longer has access to SFPA documents and data. In responding to the June 27 Subpoena, Mr. Ogilvie has taken reasonable steps to review and collect documents that are in his personal possession and control. Brad Russi July 11, 2025 Page 2

Enclosed please find Mr. Ogilvie's production, containing documents Bates labeled Ogilvie\_000001 to Ogilvie\_00004. Mr. Ogilvie reserves the right to supplement his responses as needed should further responsive information come to light.

The June 27 Subpoena requests any documents in Mr. Ogilvie's possession and control as follows:

1. The San Francisco Parks Alliance's (SFPA) balance sheets or any other documents showing the uses of funds in SFPA's possession between January 1, 2024 and June 30, 2025, for each organization for which SFPA serves or served as the fiscal sponsor, including documents showing any organization's funds that SFPA used for its operational expenses or any unauthorized use.

# **Response:**

Ogilvie\_000001 is an SFPA balance sheet, which reflects SFPA's use of funds in its possession for the period of June 30, 2018, to May 31, 2025. Ogilvie\_000002 is an SFPA balance sheet reflecting SFPA's use of funds for its Core Community Partners, i.e., larger partners, as well as its Non-Core Community Partners, i.e., smaller community groups with which SFPA worked. Additionally, Mr. Ogilvie has produced SFPA's Balance Sheet Account Reconciliation, reflecting SFPA's total cash on hand as of May 22, 2025. *See* Ogilvie\_000003. Mr. Ogilvie did not prepare these documents. Rather, they were provided to him in or around late May 2025 by a financial consultant hired around that same time in connection with the organization's ongoing review of its finances.

2. Documents showing how the funds provided to SFPA for the Port of San Francisco's Crane Cove Park project under the grant agreement between the Port and SFPA dated January 26, 2023, have been spent, including documents showing spending or use of the remaining \$2,275,000 with SFPA for the Crane Cove Park project.

### **Response:**

SFPA's use of funds for the Port of San Francisco's Crane Cove Park project is reflected in Ogilvie\_000001, Column JD.

# 3. SFPA's audited financial statement and IRS Form 990 for the period July 1, 2023, to June 30, 2024.

### **Response:**

Ogilvie\_000004 is SFPA's IRS Form 990 for the fiscal year ending June 30, 2024. To the best of Mr. Ogilvie's knowledge, SFPA did not receive an audited financial

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statement for the period July 1, 2023, to June 30, 2024 because audit work was still ongoing at the time of SFPA's wind-down. In any event, Mr. Ogilvie has no such document in his possession or control.

\* \* \*

Mr. Ogilvie does not, by this letter and production, or any subsequent production, intend to waive any applicable rights or privileges arising from common law, the U.S. Constitution, the California Constitution or other legal basis under which information may not be subject to production, including attorney-client privilege. In producing these materials, Mr. Ogilvie has taken reasonable steps to prevent the disclosure of privileged materials. If it were found that any of the enclosed documents constitutes disclosure of otherwise privileged matters, such disclosure would be inadvertent.

We appreciate your attention to this matter. Should you have any questions, please do not hesitate to contact me.

Sincerely,

Adam Goldberg

cc: Chris Garza Estrada Monique Crayton