



Governor's Office Computer System Investigation

DIGNITARY PROTECTION SECTION

FEBRUARY 1, 2007

M e m o r a n d u m

Date: February 1, 2007

To: Ms. Susan Kennedy, Chief of Staff
Office of the Governor
State Capitol
Sacramento, CA 95814

From: **DEPARTMENT OF CALIFORNIA HIGHWAY PATROL**
Protective Services Division

File No.: 020.9261.12912.01

Subject: GOVERNOR'S OFFICE COMPUTER SYSTEM INVESTIGATION

Attached is the recently completed investigation conducted by the California Highway Patrol (CHP), Protective Services Division, regarding the security and vulnerability of one of the Governor's websites. The investigation is being forwarded for your review and any action you may deem necessary.

As you are aware, the investigation focused on the security of the Governor's "Speeches" website and the downloading of a digital file containing private conversations between the Governor and his staff. That digital file was eventually edited, and a portion of the file had been sent to the *Los Angeles Times* newspaper. Additionally, the investigation focused on how the private conversations were inadvertently uploaded to the website. The attached report provides the details of the investigation and its findings. Our investigation concluded that the digital file in question was placed on the Governor's website in a manner consistent with previous practices and without criminal intent by the Governor's staff. Normal protocol was adhered to in the uploading of the digital file to the website.

Furthermore, an analysis of the computer system by the CHP's Computer Crimes Investigation Unit disclosed that access to specific unsecured files on the Governor's website was accomplished by individuals modifying a Uniform Resource Locator (URL). A URL, which is commonly called a web address, is a string of characters conforming to a standardized format and refers to a resource on the Internet by its location. Modifying the URL enabled the individuals to access and download computer files throughout the Governor's webpage. While the system was not originally designed to be accessed in this manner, the modification of the URL in this instance did not constitute a criminal offense.

Your support and cooperation in this investigation was appreciated. If you have any questions, please contact me or Lieutenant Andy Menard at (916) 327-5451.


M. J. NIVENS, Chief

Attachment

Safety, Service, and Security

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M e m o r a n d u m

Date: November 30, 2006

To: Protective Services Division
Attention: Chief M. J. Nivens

From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 023.014114

Subject: ANALYSIS AND RECOMMENDATIONS – GOVERNOR'S OFFICE
COMPUTER SYSTEMS INVESTIGATION

On September 8, 2006, the California Highway Patrol's (CHP) Protective Services Division (PSD) was contacted by the Governor's Office regarding what they thought may be an illegal unauthorized access of the Governor's "Speeches" website.

The Governor's Chief of Staff [REDACTED] indicated that the Governor's "Speeches" website had been compromised and that someone had downloaded from the site a digital file containing private conversations between the Governor and his staff. The digital file had been edited and a portion was sent to the *Los Angeles Times* newspaper. During the meeting, it was related that 12 staff members of the Governor's Press Office had access to the "Speeches" website and that the site was password protected for use by the media. It was also related that the file was inadvertently placed onto the website. Three Internet Provider (IP) addresses were identified as accessing the "Speeches" website and downloading the digital file in question.

Information Management Division (IMD) assisted PSD with the investigation and conducted a forensics analysis of the Governor's Office computer system. PSD conducted 12 interviews from the Governor's Office and the Angelides Campaign. IMD also collected images from 11 computer workstations in the Governor's Office.

It was determined that an IP address associated with the Angelides Campaign had accessed the Governor's "Speeches" website hundreds of times. In examining how the website was accessed, it was further determined that the holder of the IP address never used a password. This prevented them from seeing any security/warning page.

The Attorney General's (AG) Office was contacted for an opinion on whether a criminal act had occurred. The Deputy AG reiterated that the individuals who accessed the website used the practice of backward browsing. This is a process that is a common practice in the media. Further, there appeared to be no security features in place which would have prevented an individual from accessing the website through backward browsing.

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November 30, 2006

He indicated that if one additional individual could gain access in a manner similar to the way the subjects gained access, the act would not be considered a crime.

Conclusion:

The investigation concluded that the digital file in question was placed on the Governor's "Speeches" website in a manner consistent with previous practices and without criminal intent by the Governor's staff. Normal protocol was followed in uploading the digital file to the website.

The Governor's "Speeches" website was accessed by backwards browsing which does not constitute a crime.

The Governor's "Speeches" website was originally intended to load digital clips of the Governor's speeches and there were no security measures in place which would prevent backwards browsing.

Recommendations:

The attached administrative report documents the incident and recommends that no charges be filed in this case. Furthermore, the CHP has provided recommendations to the Governor's staff to enhance the overall security of their computer network.



W. L. DONOVAN, CAPTAIN
Commander

CHRONOLOGICAL SUMMARY:

1. September 8, 2006, at 0945 hours, Chief Mike Nivens, Protective Services Division (PSD), was contacted by [REDACTED], Governor's Office, regarding the "security and vulnerability" of one of the Governor's websites. Specifically, the Governor's "Speeches" website.
2. On September 8, 2006, Chief Scott MacGregor and Officer George Vasiliou, Information Management Division (IMD) had a conference call with Chief Nivens, [REDACTED], M [REDACTED] and [REDACTED]. During the call, [REDACTED] described actions taken by the Governor's Office to secure the website to prevent further breaches. Additionally, [REDACTED] requested California Highway Patrol (CHP) involvement in the investigation.
3. On September 8, 2006, at 1400 hours, Chief MacGregor, Officer Lockhart, and Officer Vasiliou of the CHP met with M [REDACTED], [REDACTED] and [REDACTED] of the Governor's Office. The purpose of the meeting was to review information gathered by the Governor's Office staff. [REDACTED] stated that he was requested, by [REDACTED], to locate the following files on the "Speeches" Web server:
 - 03-01_Speechwriting_Meeting.MP3
 - 03-03_Speechwriting_Meeting.MP3
 - 03-07_Speechwriting_Meeting.MP3[REDACTED] was able to locate only one of the files 03-01_Speechwriting_Meeting. Once the file was located, [REDACTED] requested [REDACTED] to determine the source Internet Protocol (IP) addresses which downloaded the file. [REDACTED] determined the file, 03-01_Speechwriting_Meeting, was downloaded by three separate IP addresses. The IP addresses were:
 - 69.236.165.97
 - 75.26.22.172
 - 70.133.83.182[REDACTED] additionally made available to the CHP, measures which he used to secure the "Speeches" Web server.
4. On September 8, 2006, at 1630 hours, Officer Vasiliou collected the desktop computer hard drive which was assigned to [REDACTED] of the Governor's Office.
5. On September 9, 2006, at 1045 hours, Officer Vasiliou imaged the hard drive for [REDACTED]. Once the image was completed, Officer Vasiliou conducted a recovery search for all audio and multi-media files. Several files were located, but none were a match to the files requested.

6. September 11, 2006, a briefing was held at PSD to discuss the possible breach of the Governor's "Speeches" website. Those in attendance included, [REDACTED], [REDACTED], and [REDACTED] from the Governor's Office. Representing PSD included Chief Nivens, Assistant Chief Pat Burnett, Lieutenant Andy Menard and Officer Scott Millspaugh. IMD was represented by Chief MacGregor, Lieutenant Paul Congi and Officer Vasiliou. [REDACTED] indicated that the Governor's website "Speeches" had been compromised and that someone had downloaded from the site a digital file containing private conversations between the Governor and his staff. That digital file had been edited and a portion of the digital file had been sent to the Los Angeles Times. During the meeting, it was related that 12 staff members of the Governor's Press Office have access to the "Speeches" website and the site was password protected for use by the media. It was also related the file was inadvertently placed onto the website. Three Internet Provider addresses were identified as accessing the "Speeches" website and downloading the digital file in question. They consisted of 69.236.165.97, which accessed the information on March 2, 2006; 75.26.22.172 which accessed the file on September 4, 2006; and 70.133.83.182 which accessed the file two times on August 29, 2006, and two times on August 30, 2006.

The definition of computer hacking as it applies to this scenario was discussed at length. It was articulated by the personnel from IMD that this would not be considered hacking, however, further clarification would be obtained from the Attorney General's Office.

7. September 11, 2006, at 1430 hours, a conference call was held regarding a proposed media release from the Governor's Office over what was believed to be a breach of security. The conference call included members from the Governor's staff who were present at the earlier meeting, Chief Nivens, Assistant Chief Burnett and Lieutenant Menard from PSD. Also from the CHP were General Counsel Jonathan Rothman, Chief MacGregor, Lieutenant Congi and Officer Vasiliou of IMD.

It was during this conference call that the Governor's Office asked the CHP to look into the IP address 70.133.83.182, as it was believed to belong to the Phil Angelides Campaign website. It was related that this was discovered by running that IP address through the website IP-Lookup.com.

8. September 11, 2006, at 1600 hours, a meeting was held at the Blue Anchor Building with Chief MacGregor, Lieutenant Congi and Officer Vasiliou of IMD, Lieutenant Menard of Dignitary Protection Section (DPS) and [REDACTED] Information Technology Specialist for the Governor's Office. In speaking with [REDACTED] it was learned that there is a security/warning page that is seen if an individual accesses the Governor's "Speeches" website with a security code. [REDACTED] did a search on the IP address of 70.133.83.182. It was determined that the IP address had accessed the "Speeches" website hundreds of times on August 29, 2006, and August 30, 2006. It was further determined that

the holder of the IP address never used a password to access the website, which prevented them from ever seeing the security/warning page.

9. On September 11, 2006, at 2120 hours, Officers Lockhart and Vasiliou collected images of all the computer workstations in the Governor's Press Office. The workstations were identified by the primary user and tag number. The following is a list of workstations:

[illegible]

10. September 12, 2006, a meeting was held at the Department of Justice, Attorney General's Office, in order to get an opinion from Deputy Attorney General Robert Morgestra regarding the possibility of filing criminal charges against the individual(s) who accessed the "Speeches" website. Those present at the meeting included Chief MacGregor, Lieutenant Congi, Officer Vasiliou of IMD, and Lieutenant Menard and Officer Millsbaugh of PSD. In the discussion, Mr. Morgestra indicated that the individuals who accessed the website used the practice of backward browsing, a process that was common practice in the media. There also appeared to be no security features which would prevent an individual from accessing the website using this method. He indicated if one additional individual could gain access in a manner similar to the way the suspect had gained access this would not be considered a crime. He stated that based on the lack of security features there was no statute to charge.
11. September 12, 2006, 1500 hours, a meeting was held at PSD with Chief MacGregor, Lieutenant Congi, Officer Vasiliou of IMD, and Chief Nivens, Assistant Chief Burnett, Lieutenant Menard and Officer Millsbaugh of PSD. A discussion was held regarding the opinions of the Deputy Attorney General and the lack of criminal charges which could be filed. The investigation was then assigned and split between the Computer Crimes Investigation Unit and PSD. The majority of the interviews were assigned to Officer Millsbaugh of PSD, and the computer forensic portion was assigned to the Computer Crimes Investigation Unit. PSD was also assigned the responsibility of obtaining an Administrative Subpoena to look into the IP addresses and who accessed the digital files on the "Speeches" website.

12. September 12, 2006, at 1600 hours, Lieutenant Menard contacted Lieutenant Tim Malone from the Office of Internal Affairs (OIA) regarding the possibility of OIA assisting in obtaining an Administrative Subpoena. Lieutenant Malone indicated that OIA was the Office of Primary Interest in obtaining Administrative Subpoenas and would look into the matter.
13. September 12, 2006, at 1600 hours, Officer Millspaugh interviewed [REDACTED] from the Governor's Office on the telephone. The content of the interview is documented in Exhibit # 1.
14. September 12, 2006, at 1630 hours, Officer Millspaugh interviewed [REDACTED] of the Governor's Press Office on the telephone. The content of the interview is documented in Exhibit # 2.
15. September 13, 2006, at 0830 hours, a briefing was held at PSD with Chief MacGregor, Lieutenant Congi, Officer Vasiliou of IMD, and Chief Nivens, Assistant Chief Burnett, Lieutenant Menard and Officer Millspaugh of PSD to discuss the progress of the investigation.
16. September 13, 2006, at 1000 and 1300 hours, Officer Millspaugh attempted to contact [REDACTED] at the Angelides Campaign Office to schedule interviews with [REDACTED] and [REDACTED].
17. September 13, 2006, at 1415 hours, Officer Millspaugh interviewed [REDACTED] in the Governor's Press Office. The content of the interview is documented in Exhibit # 3.
18. September 13, 2006, at 1415 hours, a Computer Security Incident Report was taken by Officer Dave Tate, ID #16024, CHP ENTAC. [REDACTED] reported that the Web server for the Governor's Office had been inappropriately accessed on August 29, 30 and September 4th, 2006. The content of the report is documented in Exhibit # 4.
19. September 13, 2006, at 1430 hours, Officer Millspaugh interviewed [REDACTED] in the Governor's Office. The content of the interview is documented in Exhibit # 5.
20. September 13, 2006, at 1538 hours, Officer Vasiliou met with [REDACTED] to discuss events surrounding a suspected intrusion into the Governor's Office Web server <http://speeches.gov.ca.gov/>. The content of the interview is documented in Exhibit # 1.
21. On September 13, 2006, Sergeant Halbleib, and Officers Lockhart and Vasiliou imaged the desktop workstation hard drives of [REDACTED] and [REDACTED] of the Governor's Press Office.

22. September 14, 2006, Lieutenant Malone contacted Lieutenant Menard and inquired into the authority the CHP has in conducting investigations of State property and elected officials. This information was needed in order to ascertain if the Commissioner of the CHP has the authority to sign and issue an Administrative Subpoena for an investigation outside of the CHP. He indicated that OIA had contacted the Attorney General's Office to ascertain if the requested information fell within the parameters of an Administrative Subpoena.
23. September 14, 2006, Officer Millspaugh contacted [REDACTED] at the Angelides Campaign Office to schedule interviews with [REDACTED] and [REDACTED]. [REDACTED] advised the campaign's attorney, [REDACTED], would contact Officer Millspaugh.
24. September 14, 2006, at 1010 hours, Officer Millspaugh interviewed [REDACTED] State Lottery, on the telephone. The content of the interview is documented in Exhibit # 6.
25. September 14, 2006, at 1037 hours, Officer Vasiliou met with [REDACTED] from the Governor's Office of Planning and Research. The purpose of the meeting was to clarify steps taken in the post incident release of a Movie Picture Experts Group Audio File Layer 3 (MP3). The MP3 in question was identified as 03-01_speechwriting_meeting.MP3. [REDACTED] also related that there is a login page for an individual to upload information onto the Governor's website. An individual who accesses the website by using the login page would also view a warning page (Exhibit # 8). The person who accessed the MP3 file in question never accessed the page through the login page and, therefore, never viewed the warning page. The content of the interview is documented in Exhibit # 7.
26. September 14, 2006, at 1100 hours, Officer Millspaugh interviewed [REDACTED] in the Governor's Press Office. The content of the interview is documented in Exhibit # 9.
27. September 14, 2006, at 1130 hours, Officer Millspaugh interviewed [REDACTED] in the Governor's Office. The content of the interview is documented in Exhibit # 10.
28. September 18, 2006, Officer Millspaugh was contacted by [REDACTED] the Angelides Campaign Attorney, to finalize the time and place for the interviews with [REDACTED] and [REDACTED].
29. September 18, 2006, at 0900 hours, Officer Millspaugh interviewed [REDACTED] at her home. The content of the interview is documented in Exhibit # 11.

30. September 19, 2006, at 0830 hours, a briefing was held at PSD with Chief MacGregor, Lieutenant Congi, Officer Vasiliou of IMD, and Chief Nivens, Assistant Chief Burnett, Lieutenant Menard and Officer Millspaugh.
31. September 20, 2006, at 1000 hours, Officer Millspaugh interviewed [REDACTED] of [REDACTED] on the telephone. The content of the interview is documented in Exhibit # 12.
32. September 22, 2006, at 1300 hours, Officer Millspaugh and Officer Vasiliou, interviewed [REDACTED], at 428 J Street, Suite 400, Sacramento. Also present were [REDACTED], who represented the Angelides Campaign, and [REDACTED], who represented [REDACTED]. The content of the interview is documented in Exhibit # 13.
33. September 22, 2006, at 1330 hours, Officers Millspaugh and Vasiliou interviewed [REDACTED], at 428 J Street, Suite 400, Sacramento. Also present were [REDACTED], who represented the Angelides Campaign, and [REDACTED], who represented [REDACTED]. The content of the interview is documented in Exhibit # 14.
34. October 3, 2006, a briefing was held at PSD to discuss elements of 502 PC and the Department of Finance Report. Those in attendance included Assistant Chief Burnett, Lieutenant Menard and Officer Millspaugh from PSD. IMD was represented by Assistant Chief Reginald Chappelle, Sergeant Halblieb and Officer Vasiliou.
35. December 4, 2006, a compact disc containing recordings of the interviews was booked into evidence (#E20060431-025). The CHP 36 Evidence Form is attached as Exhibit # 15.

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SUBJECT/WITNESS SUMMARY
CHP 7 (Rev. 11-90) OPI 081

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NUMBER 1	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 09/12/2006	TIME (2400) 1600	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME [REDACTED]				AGE [REDACTED]	SEX F
RESIDENCE ADDRESS				TELEPHONE [REDACTED]	METHOD RECEIVED Telephone
BUSINESS ADDRESS State Capitol Building, Room [REDACTED], Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER 1

COMMENTS

See the summary of the interviews with [REDACTED] which are documented on the CHP 51 Memorandum, Exhibit # 1.

NUMBER 2	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 09/12/2006	TIME (2400) 1630	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME [REDACTED]				AGE [REDACTED]	SEX F
RESIDENCE ADDRESS				TELEPHONE [REDACTED]	METHOD RECEIVED Telephone
BUSINESS ADDRESS State Capitol Building, Room [REDACTED], Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER 2

COMMENTS

See the summary of the interview with [REDACTED] which is documented on the CHP 51 Memorandum, Exhibit # 2.

NUMBER 3	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 09/13/2006	TIME (2400) 1415	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME [REDACTED]				AGE [REDACTED]	SEX F
RESIDENCE ADDRESS				TELEPHONE [REDACTED]	METHOD RECEIVED In person
BUSINESS ADDRESS State Capitol Building, Room [REDACTED], Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER 3

COMMENTS

See the summary of the interview with [REDACTED] which is documented on the CHP 51 Memorandum, Exhibit # 3.

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NUMBER 4	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 09/13/2006	TIME (2400) 1430	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME [REDACTED]				AGE [REDACTED]	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED In Person
BUSINESS ADDRESS Governor's Office, State Capitol Building, Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER 5
COMMENTS See the summary of the interview with [REDACTED] which is documented on the CHP 51 Memorandum, Exhibit # 5.					

NUMBER 5	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 09/14/2006	TIME (2400) 1010	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME [REDACTED]				AGE [REDACTED]	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED Telephone
BUSINESS ADDRESS 70 N. 10th Street, Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER 6
COMMENTS See the summary of the interview with [REDACTED] which is documented on the CHP 51 Memorandum, Exhibit # 6.					

NUMBER 6	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 09/14/2006	TIME (2400) 1100	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME [REDACTED]				AGE [REDACTED]	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED In person
BUSINESS ADDRESS State Capitol Building, Room [REDACTED] Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER 9
COMMENTS See the summary of the interview with [REDACTED] which is documented on the CHP 51 Memorandum, Exhibit # 9.					

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NUMBER 7	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 09/14/2006	TIME (2400) 1130	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME [REDACTED]				AGE [REDACTED]	SEX M
RESIDENCE ADDRESS [REDACTED]				TELEPHONE [REDACTED]	METHOD RECEIVED In Person
BUSINESS ADDRESS Governor's Office, State Capitol Bldg, Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER 10

COMMENTS

See the summary of the interview with [REDACTED] which is documented on the CHP 51 Memorandum, Exhibit # 10.

NUMBER 8	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 09/18/2006	TIME (2400) 0900	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME [REDACTED]				AGE [REDACTED]	SEX F
RESIDENCE ADDRESS [REDACTED] Roseville, CA 95747				TELEPHONE [REDACTED]	METHOD RECEIVED In Person
BUSINESS ADDRESS [REDACTED]				TELEPHONE [REDACTED]	EXHIBIT NUMBER 11

COMMENTS

See the summary of the interview with [REDACTED] which is documented on the CHP 51 Memorandum, Exhibit # 11.

NUMBER 9	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 09/20/2006	TIME (2400) 1000	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME [REDACTED]				AGE [REDACTED]	SEX F
RESIDENCE ADDRESS [REDACTED] Carson City, NV 89703				TELEPHONE [REDACTED]	METHOD RECEIVED Telephone
BUSINESS ADDRESS Same				TELEPHONE [REDACTED]	EXHIBIT NUMBER 12

COMMENTS

See the summary of the interview with [REDACTED] which is documented on the CHP 51 Memorandum, Exhibit # 12.

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NUMBER 10	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 09/22/2006	TIME (2400) 1300	INFORMATION RECEIVED Investigator Millspaugh	ID NUMBER 14114
NAME [REDACTED]				AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED In Person
BUSINESS ADDRESS 1331 21st Street, Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER 13

COMMENTS

See the summary of the interview with [REDACTED] which is documented on the CHP 51 Memorandum,
Exhibit # 13.

NUMBER 11	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 09/22/2006	TIME (2400) 1300	INFORMATION RECEIVED Investigator Millspaugh	ID NUMBER 14114
NAME [REDACTED]				AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED In Person
BUSINESS ADDRESS 1331 21st Street, Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER 14

COMMENTS

See the summary of the interview with [REDACTED] which is documented on the CHP 51 Memorandum,
Exhibit # 14.

NUMBER 12	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 09/08/2006	TIME (2400) 1400	INFORMATION RECEIVED Investigator Vasiliou	ID NUMBER 15987
NAME [REDACTED]				AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE [REDACTED]	METHOD RECEIVED In person
BUSINESS ADDRESS Governor's Office State Capitol Bldg., Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER 7

COMMENTS

See the summary of the interview with [REDACTED] which is documented on the CHP 51 Memorandum,
Exhibit # 7.

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NUMBER 13	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME Chief Mike Nivens				AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED
BUSINESS ADDRESS 1801 9th Street, Sacramento, CA 95814				TELEPHONE (916) 323-1514	EXHIBIT NUMBER
COMMENTS Chief Nivens was the CHP management lead on the case.					

NUMBER 14	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME [REDACTED]				AGE	SEX F
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED
BUSINESS ADDRESS Governor's Office State Capitol Bldg., Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER
COMMENTS Governor [REDACTED] requested that the CHP conduct an investigation into the unauthorized website access.					

NUMBER 15	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME [REDACTED]				AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED
BUSINESS ADDRESS Governor's Office State Capitol Bldg., Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER
COMMENTS [REDACTED] was the point of contact for the Governor's Office.					

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NUMBER 16	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114	
NAME Assistant Chief Pat Burnett					AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED	
BUSINESS ADDRESS 1801 9th Street, Sacramento, CA 95814				TELEPHONE (916) 323-1514	EXHIBIT NUMBER	
COMMENTS Assistant Chief Burnett was a CHP management contact in the case.						

NUMBER 17	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114	
NAME Investigator Scott Millspaugh					AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED	
BUSINESS ADDRESS 1801 9th Street, Sacramento, CA 95814				TELEPHONE (916) 327-5451	EXHIBIT NUMBER	
COMMENTS Investigator Millspaugh was assigned as lead Investigator in the case.						

NUMBER 18	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114	
NAME Lieutenant Andy Menard					AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED	
BUSINESS ADDRESS 1801 9th Street, Sacramento, CA 95814				TELEPHONE (916) 327-5451	EXHIBIT NUMBER	
COMMENTS Lieutenant Menard was Investigator Millspaugh's supervisor in the case.						

STATE OF CALIFORNIA
DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
SUBJECT/WITNESS SUMMARY
CHP 7 (Rev. 11-90) OPI 081

Page 7

NUMBER 19	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	ID. NUMBER 14114
NAME Chief Scott MacGregor				AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED
BUSINESS ADDRESS 2555 First Avenue, Sacramento, CA 95818				TELEPHONE (916) 657-7171	EXHIBIT NUMBER
COMMENTS Chief MacGregor was CHP's IMD management lead in the case.					

NUMBER 20	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	ID. NUMBER 14114
NAME Lieutenant Paul Congi				AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED
BUSINESS ADDRESS 200 X Street #250B, Sacramento, CA 95818				TELEPHONE (916) 453-3950	EXHIBIT NUMBER
COMMENTS Lieutenant Congi was an IMD management contact in the case.					

NUMBER 21	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	ID. NUMBER 14114
NAME Officer George Vasiliou				AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED
BUSINESS ADDRESS 2200 X Street #250B, Sacramento, CA 95818				TELEPHONE (916) 453-3950	EXHIBIT NUMBER
COMMENTS Officer Vasiliou was an IMD Investigator involved in the case.					

NUMBER 22	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114	
NAME Lieutenant Tim Malone					AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED	
BUSINESS ADDRESS 2555 First Avenue, Sacramento, CA 95818				TELEPHONE (916) 657-7241	EXHIBIT NUMBER	
COMMENTS Lieutenant Malone was a contact regarding administrative subpoenas in the case.						

NUMBER 23	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114	
NAME [REDACTED]					AGE	SEX F
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED	
BUSINESS ADDRESS 331 21st Street, Sacramento, CA 95814				TELEPHONE [REDACTED]	EXHIBIT NUMBER	
COMMENTS [REDACTED] was a point of contact for the Angelides Campaign.						

NUMBER 24	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114	
NAME [REDACTED]					AGE	SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED	
BUSINESS ADDRESS 710 Sansome Street, San Francisco, CA 94111-1704				TELEPHONE [REDACTED]	EXHIBIT NUMBER	
COMMENTS [REDACTED] was the attorney representing the Angelides Campaign.						

NUMBER 25	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	ID. NUMBER 14114
NAME [REDACTED]					AGE [REDACTED]
RESIDENCE ADDRESS [REDACTED]					SEX F
BUSINESS ADDRESS Crown Quadrangle 559 Nathan Abbott Way, Stanford, CA					TELEPHONE [REDACTED]
					METHOD RECEIVED
					EXHIBIT NUMBER

COMMENTS

[REDACTED] was the attorney representing [REDACTED] and [REDACTED]

NUMBER 26	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	ID. NUMBER 14114
NAME Sergeant Steve Halblieb					AGE [REDACTED]
RESIDENCE ADDRESS [REDACTED]					SEX M
BUSINESS ADDRESS 200 X Street #250B, Sacramento, CA 95818					TELEPHONE (916) 453-3950
					METHOD RECEIVED
					EXHIBIT NUMBER

COMMENTS

Sergeant Halblieb was an IMD supervisor contact in the case.

NUMBER 27	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	ID. NUMBER 14114
NAME Assistant Chief Reginald Chappelle					AGE [REDACTED]
RESIDENCE ADDRESS [REDACTED]					SEX M
BUSINESS ADDRESS 2555 First Avenue, Sacramento, CA 95818					TELEPHONE (916) 657-7171
					METHOD RECEIVED
					EXHIBIT NUMBER

COMMENTS

Assistant Chief Chappelle was a managment contact in the case.

NUMBER 28	<input type="checkbox"/> Subject <input checked="" type="checkbox"/> Witness	DATE (MO, DAY, YR) 11/13/2006	TIME (2400)	INFORMATION RECEIVED Investigator Millspaugh	I.D. NUMBER 14114
NAME Officer Peter Lockhart					AGE SEX M
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED
BUSINESS ADDRESS 2200 X Street #250B, Sacramento, CA 95818				TELEPHONE (916) 453-3950	EXHIBIT NUMBER
COMMENTS Officer Lockhart was an IMD investigator involved in the case.					

NUMBER	<input type="checkbox"/> Subject <input type="checkbox"/> Witness	DATE (MO, DAY, YR)	TIME (2400)	INFORMATION RECEIVED	I.D. NUMBER
NAME					AGE SEX
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED
BUSINESS ADDRESS				TELEPHONE	EXHIBIT NUMBER
COMMENTS					

NUMBER	<input type="checkbox"/> Subject <input type="checkbox"/> Witness	DATE (MO, DAY, YR)	TIME (2400)	INFORMATION RECEIVED	I.D. NUMBER
NAME					AGE SEX
RESIDENCE ADDRESS				TELEPHONE	METHOD RECEIVED
BUSINESS ADDRESS				TELEPHONE	EXHIBIT NUMBER
COMMENTS					

M e m o r a n d u m

Date: October 4, 2006

To: Protective Services Division

From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 014114

Subject: SUMMARY OF INTERVIEWS WITH [REDACTED]

On September 12, 2006, I contacted [REDACTED], Manager of Information Technology for the Governor's Office, to investigate whether the MP3 audio file in question was placed on the Governor's "Speeches" website, in violation of Penal Code Section 502.

[REDACTED] said the only two people that had knowledge of the MP3 audio file in question were [REDACTED] and [REDACTED]. [REDACTED] believed that [REDACTED] was in the meeting with the Governor, recorded the conversation, and then gave the recording to [REDACTED]. She indicated that [REDACTED] would normally download the recording to his office computer, edit it, rename it, and then upload it to the Governor's "Speeches" website.

On September 13, 2006 at 1538 hours, Officer Vasiliou met with [REDACTED] to investigate whether the MP3 audio file in question was placed on the Governor's "Speeches" website, in violation of Penal Code section 502.

[REDACTED] related the following information in summary. [REDACTED] recalls being contacted while away from the office by [REDACTED] of the Governor's Office on the evening of September 7, 2006. [REDACTED] requested [REDACTED] contact [REDACTED] from the Governor's Press Office, on an urgent manner. Upon contacting [REDACTED], [REDACTED] was asked to assist with determining if three to four files were deleted from the Governor's Office file server. [REDACTED] utilized her virtual private network connection to the office server to accomplish this task. She was unable to locate the files in question and reported to [REDACTED] the files were successfully deleted. [REDACTED] then asked [REDACTED] to confirm he deleted the same files from the public Web server located at <http://speeches.gov.ca.gov/>. [REDACTED] let [REDACTED] know she did not have administrator level access on the Web server and she would let the server administrator know. Shortly thereafter, [REDACTED] attempted to contact [REDACTED], the administrator of the Web server <http://speeches.gov.ca.gov/>. [REDACTED] was unable to reach [REDACTED] that evening. On the morning of September 8, 2006, [REDACTED] contacted [REDACTED], provided him with the files in question and requested he determine if those files resided on the Web server. [REDACTED] recalls receiving confirmation from [REDACTED] informing her that the files were deleted on the previous evening from the Web server <http://speeches.gov.ca.gov/>.

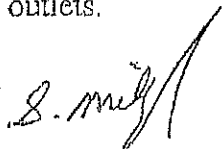
Safety, Service, and Security

Protective Services Division

Page 2

October 4, 2006

[REDACTED] first provided information to the CHP concerning the Web server <http://speeches.gov.ca.gov/> on September 8, 2006. In this meeting with the CHP, [REDACTED] stated the server contains data of public record for release to the community through media outlets.

A handwritten signature in dark ink, appearing to read "S. Millspaugh", with a long, sweeping horizontal stroke extending to the right.

S. Millspaugh
Investigator

M e m o r a n d u m

Date: October 4, 2006

To: Protective Services Division

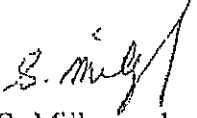
From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 014114

Subject: SUMMARY OF INTERVIEW WITH [REDACTED]

On September 12, 2006, I contacted [REDACTED], Governor's Press Secretary, to investigate whether the MP3 audio file in question was placed on the Governor's "Speeches" Website, in violation of Penal Code Section 502.

[REDACTED] said that it was her assumption that the audio file in question was recorded by [REDACTED], Chief Speech Writer, in a speech writing meeting with the Governor. [REDACTED] took an audio tape of a speech writing session to [REDACTED], Deputy Press Secretary, to have it transcribed. [REDACTED] downloaded the recording onto his computer and converted it to an MP3 audio file. [REDACTED] then uploaded the file to the Governor's "Speeches" website so the transcribers could access it. [REDACTED] believed the upload was a mistake.


S. Millspaugh
Investigator

Safety, Service, and Security

M e m o r a n d u m

Date: October 4, 2006

To: Protective Services Division

From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 014114

Subject: SUMMARY OF INTERVIEW WITH [REDACTED]

On September 13, 2006, I contacted [REDACTED], Assistant Press Secretary for the Governor's Office, to investigate whether the MP3 audio file in question was placed on the Governor's "Speeches" website, in violation of Penal Code Section 502.

[REDACTED] said she was not involved with uploading the MP3 audio file in question to the Governor's "Speeches" website. She did receive the transcript of the MP3 audio file in question, by email, from the transcribers. After receiving the file she moved it into a transcript folder. She did not open or read the contents of the file. As a normal course of business she would only open transcript files that were associated with something she was working on. It was not unusual to move many transcript files into her transcript folder unopened and unread.

[REDACTED] was asked about a suspicious incident which happened around 2000 hours, on Monday, September 11, 2006. She was in the Press Office with [REDACTED], former Assistant Press Secretary for the Governor's Office. [REDACTED] was accessing [REDACTED] computer.

[REDACTED] said that on the evening of September 11, she was having dinner with her boyfriend [REDACTED] at Zelda's Pizza. She was contacted telephonically by [REDACTED] who asked her to respond to the Press Office and research if anything had been sent out on August 29, 2006, associated with the MP3 audio file in question, being reported by the Los Angeles Times Newspaper. [REDACTED] responded to the press office, with [REDACTED]. They were in touch with [REDACTED] by telephone, so [REDACTED] could give them his password, to access his computer and to assist in the research. [REDACTED] asked for [REDACTED] to help because he was more experienced with the computer language than [REDACTED].

S. Millspaugh
S. Millspaugh
Investigator

Safety, Service, and Security

IMMEDIATE CONTACT REQUESTED

Report Taken By:

Name: *David Tate*
Rank: *Officer*
I.D.: *016024*
Date: *9 /13/2006*
Time: *14:15*

Reporting Agency/Department:

Name: *GOVERNOR'S OFFICE*
Address: *1303 10TH STREET*
City: *SACRAMENTO, CA 95814-*

Incident Reported By:

Name: [REDACTED]
Title: *IT UNIT MANAGER*
Address: *1303 10TH STREET*
Email: [REDACTED]@GOV.CA.GOV
Work: [REDACTED] Ext.
Cell: [REDACTED]
Pager: [REDACTED]
Home: [REDACTED]

Agency ISO:

Name: [REDACTED]
Title: [REDACTED]
Address: [REDACTED]
Email: [REDACTED]
Work: [REDACTED] Ext.
Cell: [REDACTED]
Pager: [REDACTED]
Home: [REDACTED]

Alternate Contact:

Name: [REDACTED]
Title: *IT SUPERVISOR*
Address: *1303 10TH STREET*
Email: [REDACTED]@GOV.CA.GOV
Work: [REDACTED] Ext.
Cell: [REDACTED]
Pager: [REDACTED]
Home: [REDACTED]

**PRIMARY SYSTEM
IMPACTED**

IP Address

**INCIDENT OCCURRED
Date 8 /29/2006 Time**

Computer Name
DELL 4400

Operating System
Other

**INCIDENT DISCOVERED
Date 9 /7 /2006 Time**

Computer Location
OFFICE OF PLANNING & RESEARCH

Type of Incident:

Unauthorized Access(Successful Attack)

Type of Service:

Sensitive Information(Privacy)

Actions Taken After Discovery of Incident:

REPORTED TO OCAPS FOR DOCUMENTATION ON UNKNOWN DAY. CALLED ENTAC TODAY.

NOTES

Web server (Dell 4400) that is located at the Governor's Office of Planning & Research was remotely hacked into on Aug. 29, 30, and Sept. 4th. The information stolen was in an audio file (MP3 Format) that contained private conversations between the Governor and his staff. OCAPS took a report on this incident, however, the date and report number are unknown. The files have since been deleted from the server.

M e m o r a n d u m

Date: October 5, 2006

To: Protective Services Division

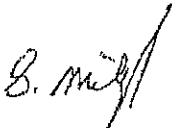
From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 014114

Subject: SUMMARY OF INTERVIEW WITH [REDACTED]

On September 13, 2006, I contacted [REDACTED], Chief Speech Writer for the Governor's Office, to investigate whether the MP3 audio file in question was placed on the Governor's "Speeches" website, in violation of Penal Code Section 502.

[REDACTED] said he recorded the audio file in question onto a micro cassette during a speech writing session with the Governor. He took the cassette to the Press Office and asked [REDACTED] if he could use the transcription service that the Press Office used. [REDACTED] transferred the audio from the cassette to a digital MP3 file and then sent the file to the transcription service. [REDACTED] did not know what the procedure was to send a file to the transcription service.



S. Millspaugh
Investigator

M e m o r a n d u m

Date: October 4, 2006

To: Protective Services Division

From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 014114

Subject: SUMMARY OF INTERVIEW WITH [REDACTED]

On September 14, 2006, I contacted [REDACTED], Assistant Deputy Director of Communications, State Lottery Commission, to investigate whether the MP3 audio file in question was placed on the Governor's "Speeches" website, in violation of Penal Code Section 502.

[REDACTED] was employed as Assistant Press Secretary by the Governor's Office, from the Governor's inaugural through June 19, 2006. He said he was not involved with the uploading of the MP3 audio file in question to the Governor's "Speeches" website. [REDACTED] said he received the written transcripts by email from the transcribers. He forwarded them to his personal email account, which was a common practice with all his transcripts, so he could work with the files outside the office. He said it would be normal for him to have transcripts on his personal account that he would never open. He first looked at the transcripts when the Los Angeles Times Newspaper report came out. He opened the file then, out of curiosity, but did not delete it so it would not appear he was trying to hide it.

[REDACTED] was asked about a suspicious incident which happened around 2000 hours, on Monday, September 11, 2006. He was in the Press Office with [REDACTED] and was accessing [REDACTED]'s computer.

[REDACTED] said on Monday, September 11, 2006, he was having dinner with his girlfriend [REDACTED]. [REDACTED] was contacted by [REDACTED] who asked her to respond to the Press Office and research if anything the Press Office had sent out on August 29, 2006, of August, had a link to the MP3 audio file in question. [REDACTED] responded to the Press Office and brought him with her. [REDACTED] was talking with [REDACTED] on the telephone trying to access his computer and they were having problems communicating the technical language. [REDACTED] asked to talk to [REDACTED] to help because he was more experienced with the computer language than her. After accessing [REDACTED]'s computer, he helped search the files.

S. Millspaugh
S. Millspaugh
Investigator

Safety, Service, and Security

M e m o r a n d u m

Date: October 6, 2006

To: Protective Services Division

From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 014114

Subject: SUMMARY OF INTERVIEW WITH [REDACTED]

On September 14, 2006, at 1037 hours, Officer Vasiliou met with Information Technology Specialist, [REDACTED], Governor's Office of Planning and Research. The purpose of the meeting was to clarify steps taken in the post-incident release of a Movie Picture Experts Group Audio File Layer 3 (MP3) to see if there was a violation of Penal Code Section 502. The MP3 in question was identified by title as 03-01_speechwriting_meeting.MP3.

Mr. Updegrave related the following information in summary. On the morning of Friday, September 8, 2006, [REDACTED] received verbal notification from [REDACTED], a manager in the Information Technology Unit of the Governor's Office, requesting he search the <http://speeches.gov.ca.gov/> website log for the file 03-01_speechwriting_meeting.MP3.

[REDACTED] created a string search for all files which contained the term "speechwriting" in their name. [REDACTED] verbally notified [REDACTED] the file in question was found on the <http://speeches.gov.ca.gov/> website log. [REDACTED] established the file was deleted on September 8, 2006, from an Internet Protocol (IP) address 134.186.104.253. The aforementioned IP address was identified as the Governor's Office firewall to the Internet. Because all users who have access to upload and delete files from the web server use the same username and password, [REDACTED] was unable to determine who deleted the file 03-01_speechwriting_meeting.MP3.

[REDACTED] related the website <http://speeches.gov.ca.gov/> was created on October 4, 2004. When the website was designed, its purpose was for a single user in the Governor's Press Office, to place MP3 clips from Governor Schwarzenegger's weekly radio address on the Internet. [REDACTED] stated everything on the website is of public record. The website evolved to where all employees of the Governor's Press Office, had the single username and password. On July 26, 2006, [REDACTED] changed the username and password for the website <http://speeches.gov.ca.gov/> while he was conducting maintenance on the web server. When the password was changed, [REDACTED] informed the Press Office of the new password.

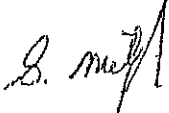
Safety, Service, and Security

Protective Services Division

Page 2

October 6, 2006

Since the incident, [REDACTED] has taken the website offline. [REDACTED] took a screenshot capture of the user login page, printed it, and provided the printed copy to Officer Vasiliou (Exhibit # 8).

A handwritten signature in dark ink, appearing to read 'S. Millspaugh', with a stylized flourish at the end.

S. Millspaugh
Investigator

* * * * * W A R N I N G * * *

THIS SYSTEM IS RESTRICTED TO AUTHORIZED USERS FOR AUTHORIZED USE ONLY. UNAUTHORIZED ACCESS IS STRICTLY PROHIBITED AND MAY BE PUNISHABLE UNDER THE COMPUTER FRAUD AND ABUSE ACT OF 1986 OR OTHER APPLICABLE LAWS. IF NOT AUTHORIZED TO ACCESS THIS SYSTEM, DISCONNECT NOW. BY CONTINUING, YOU CONSENT TO YOUR KEYSTROKES AND DATA CONTENT BEING MONITORED. ALL PERSONS ARE HEREBY NOTIFIED THAT THE USE OF THIS SYSTEM CONSTITUTES CONSENT TO MONITORING AND AUDITING. THE ADMINISTRATORS ALSO RESERVE THE RIGHT TO CANCEL OR LOCK YOUR ACCOUNT AT ANY GIVEN TIME. ALL TERMS DESCRIBED ABOVE ARE SUBJECT TO CHANGE WITHOUT ANY GIVEN NOTICE. IF YOU DO NOT AGREE TO THESE TERMS LOGOUT NOW!

* * * * * W A R N I N G * * *

Down until further notice per [REDACTED]

User:
Pass:

M e m o r a n d u m

Date: October 5, 2006

To: Protective Services Division

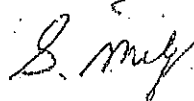
From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 014114

Subject: SUMMARY OF INTERVIEW WITH [REDACTED]

On September 14, 2006, I contacted [REDACTED], Deputy Press Secretary for the Governor's Office, to investigate whether the MP3 audio file in question was placed on the Governor's "Speeches" website, in violation of Penal Code Section 502.

[REDACTED] stated that during the first part of March 2006, [REDACTED] brought a micro cassette to him and asked him if he would get it transcribed. The process to get the MP3 audio file in question transcribed was for [REDACTED] to transfer the micro cassette recording to an MP3 audio file. He then downloaded the MP3 audio file to his desktop computer and edited out the dead time. After the editing, he uploaded the MP3 audio file to the Governor's "Speeches" website and emailed a link of the file to the transcribers. He also archived a copy of the MP3 audio file to the Governor's Office internal server, which is not accessible from outside the Governor's Office. The transcribers accessed the MP3 audio file and transcribed the language into a word document. The transcribed document was sent to five people, [REDACTED], [REDACTED], [REDACTED], [REDACTED], and [REDACTED]. The process to get anything transcribed was the same as above and was normally done for Press Office needs. [REDACTED] was doing [REDACTED] a favor by sending the recording to the transcribers. [REDACTED] did not know what was on the tape until the Los Angeles Times Newspaper reported the story.


S. Millspaugh
Investigator

Safety, Service, and Security

M e m o r a n d u m

Date: October 5, 2006

To: Protective Services Division

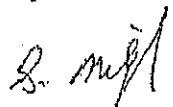
From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 014114

Subject: SUMMARY OF INTERVIEW WITH [REDACTED]

On September 14, 2006, I contacted [REDACTED], Chief Deputy Director of Communications for the Governor's Office, to investigate whether the MP3 audio file in question was placed on the Governor's "Speeches" website, in violation of Penal Code Section 502.

[REDACTED] said he did not upload the MP3 audio file in question to the Governor's Speeches Server and only learned of the MP3 audio file's content when the Los Angeles Times Newspaper reported the story.


S. Millspaugh
Investigator

Safety, Service, and Security

M e m o r a n d u m

Date: October 5, 2006

To: Protective Services Division

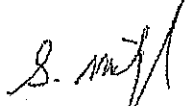
From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 014114

Subject: SUMMARY OF INTERVIEW WITH [REDACTED]

On September 18, 2006, I contacted [REDACTED], owner of [REDACTED] to investigate whether the MP3 audio file in question was downloaded from the Governor's "Speeches" website, in violation of Penal Code Section 502. [REDACTED] was the transcription service that transcribed the MP3 audio file in question,

[REDACTED] described the process in which she transcribes the Governor's MP3 audio files. She stated that she receives an email from the Governor's Office with a link to the MP3 audio file that they want transcribed. The file gets transcribed into a word document and sent back to the Governor's Office. She deletes audio files after they are transcribed because of the space they take up on her computer. [REDACTED] was concerned that the transcripts of the MP3 audio file in question were obtained by the Los Angeles Times Newspaper. She compared the quotes in the paper to her transcripts and found the exact language was different, which led her to believe the transcripts were not obtained.


S. Millspaugh
Investigator

Safety, Service, and Security

M e m o r a n d u m

Date: October 6, 2006

To: Protective Services Division

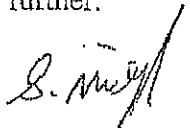
From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 014114

Subject: SUMMARY OF INTERVIEW WITH [REDACTED]

On September 20, 2006, I contacted [REDACTED], transcriber for [REDACTED]. [REDACTED] helped transcribe the MP3 audio file in question. [REDACTED] was contacted to investigate whether the MP3 audio file in question was downloaded from the Governor's "Speeches" website, in violation of Penal Code Section 502.

[REDACTED] said she received the MP3 audio file from [REDACTED] in April 2006. She transcribed it and believed she sent the completed transcript to [REDACTED]. She thought the file was a little unusual because it was a private conversation. They normally transcribe speeches. She thought she had transcribed the whole file. She deleted the audio file from her computer, but saved the transcript. The comments she read in the newspaper when the Los Angeles Times Newspaper reported the story sounded familiar, but she did not research any further.



S. Millspaugh
Investigator

Safety, Service, and Security

M e m o r a n d u m

Date: October 6, 2006

To: Protective Services Division

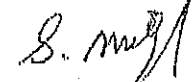
From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 014114

Subject: SUMMARY OF INTERVIEW WITH [REDACTED]

On September 22, 2006, Officer Vasiliou and I contacted [REDACTED], Research Director for the Angelides Campaign, to investigate whether the MP3 audio file in question was downloaded from the Governor's "Speeches" website, in violation of Penal Code Section 502. [REDACTED] was contacted because he was named by [REDACTED], Angelides Campaign Manager, as a person involved with the downloading of the MP3 audio file in question. Also present were [REDACTED] who represented the Angelides Campaign and [REDACTED] who represented [REDACTED].

[REDACTED] said he first heard of the Governor's "Speeches" website on August 29, 2006. [REDACTED] recalls receiving an email from Angelides Campaign employee [REDACTED]. Within the body of [REDACTED] email was a link to a file on the Governor's "Speeches" website relating to a Hurricane Katrina speech. [REDACTED] clicked on the link and was directed to the Governor's "Speeches" website where he listened to the audio file. Once inside the Governor's "Speeches" website, [REDACTED] backed text off the qualified Uniformed Resource Locator (URL) and was delivered other data from the website. When asked about his original intent on visiting the website, [REDACTED] replied that a portion of his employment duties include the gathering of research information associated with the upcoming State of California General Election for Governor. [REDACTED] was asked how many times he had visited the Governor's "Speeches" website. He was unable to recall the number of times or the dates of the visits. [REDACTED] stated there are several individuals in the Angelides Campaign Office which may have connected to the Governor's "Speeches" website. [REDACTED] explained that staffers, who work in the research department, utilize an automated tool to gather information from the Internet. [REDACTED] believes the automated tool utilized is named PimpFish. Because [REDACTED] does not manage the tool, he was unable to give specifics on the scope of its operation.


S. Millspaugh
Investigator

Safety, Service, and Security

M e m o r a n d u m

Date: September 26, 2006

To: Protective Services Division

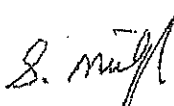
From: DEPARTMENT OF CALIFORNIA HIGHWAY PATROL
Dignitary Protection Section

File No.: 014114

Subject: SUMMARY OF INTERVIEW WITH [REDACTED]

On September 22, 2006, Officer Vasiliou and I contacted [REDACTED], Communications Director for the Angelides Campaign, to investigate whether the MP3 audio file in question was downloaded from the Governor's "Speeches" website, in violation of Penal Code Section 502. [REDACTED] was contacted because he was named by [REDACTED], the Angelides Campaign Manager, as a person involved with the downloading of the MP3 audio file in question. Also present were [REDACTED] who represented the Angelides Campaign and [REDACTED] who represented [REDACTED].

[REDACTED] stated that [REDACTED] told him about the controversial MP3 audio file and that it was passed on to the Los Angeles Times Newspaper. He was not involved with the accessing of the file.


S. Millspaugh
Investigator

Safety, Service, and Security

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