



DAVID W. PRATER
DISTRICT ATTORNEY

JIMMY R. HARMON
FIRST ASSISTANT DISTRICT ATTORNEY

April 14, 2022

Cindy Byrd
Oklahoma Auditor & Inspector
2300 N Lincoln Blvd, Suite 123
Oklahoma City, OK 73105

RE: Request to Initiate a Forensic Audit

Dear Auditor Byrd:

This letter is a follow up to a phone conversation I had with a member of your audit team that occurred April 5, 2022. At that time, I verbally requested your agency's involvement in the investigation of the matter described in the paragraph below. I realized that I have not memorialized my request to you in writing. That is the purpose of this letter to you.

Recently, Mike Jackson, Executive Director of the Legislative Office of Financial Transparency, disclosed findings by his agency that raise allegations of potential criminal conduct related to a relationship between the Oklahoma Tourism and Recreation Department and Swadley's Foggy Bottom Kitchen, LLC. The alleged conduct has resulted in at least \$4,500,000. in excessive payments to Swadley's by the State of Oklahoma. I have reviewed the compliant and have concluded that a criminal investigation should be conducted. I have previously requested OSBI Director Adams to initiate a criminal investigation of the matter.

I am respectfully requesting your team conduct a forensic audit of the financial aspects of the allegations as well. I am asking that you work with the OSBI as well as we attempt to determine if any Oklahoma statutes have been violated.

Because this involves an investigation that could result in criminal charges being filed, this investigation is to be kept confidential until the investigation has been completed and released pursuant to statute. I have been provided documents of evidentiary value and proposed witness names that I will disclose to you when you are prepared to receive them. I await contact from you to direct the disclosure of the evidence. Thank you in advance.

Sincerely,

A handwritten signature in blue ink, appearing to read "D. W. Prater", written over a horizontal line.

David W. Prater

RECEIVED
APR 18 2022
State Auditor
and Inspector