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Providing independent oversight of the District's use of revenue.

Date: February 12, 2026

To: BART Audit Committee

From: Claudette Biemeret, Inspector General

RE: OIG Report Investigatory Reports

Attached for your consideration are the Office of the Inspector General's (OIG) three most recent investigatory reports:

- **\$1.7M Recovered: A Forensic Look at Force Account Tagging:** On December 19, 2023, the OIG reported on a whistleblower complaint alleging improper billing on a major BART capital project. We found that \$1.7 million in contractor invoices may not have been properly supported or verified. We recommended recovery through settlement or litigation and committed to issuing a more detailed report once corrective actions were implemented. In June 2025, BART reached a settlement for a combined amount of \$1.7 million.
- **Transparency & Communication Gaps in the BSVII Project:** The OIG investigated complaints alleging potential waste on the BSVII project and noncompliance with the BSVII Comprehensive Agreement between BART and VTA when BART agreed to a single-bore tunnel design. We did not pursue the waste allegation after confirming that VTA is assuming all project costs; however, we determined that gaps in transparency and communication have resulted in mixed messaging on a project that has evolved over multiple decades.
- **Summary of Investigations, Volume 1 – 2026:** The OIG investigated four whistleblower complaints alleging fraud and substantiated one allegation. We concluded that an employee had been working for another government employer while also on the clock for BART. The employee is no longer with the District and repaid the \$993 identified in time theft.

Fraud, waste, and abuse investigations are a core responsibility of the BART OIG. It is the OIG's statutory duty to ensure that the BART Board of Directors, including its advisory committees, and the public are fully informed of the Inspector General's findings and recommendations.