



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

November 5, 1991

Mr. Kevin K. Zarling
Assistant General Counsel
Texas Department of Agriculture
P. O. Box 12847
Austin, Texas 78711

OR91-622

Dear Mr. Zarling:

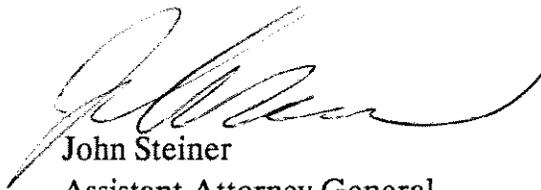
You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 13509.

You sought an open records decision from this office pursuant to section 7(c) of the act. Consequently, this office notified representatives of Highland Industries, Inc. that we received your request for an open records decision regarding information requested by Ms. Janie Pihlgren. In our letter to Mr. Cliff Lee, attorney for Highland Industries, this office requested an explanation as to why portions of their records held by the Texas Department of Agriculture were excepted from public disclosure, with the caveat that their failure to do so within a reasonable time would result in this office instructing you to disclose the information.

More than fourteen days have elapsed since this office issued it notice, but Highland Industries has failed to provide this office with any explanation as to why the requested documents should not be released. Consequently, we have no basis for applying any exceptions to required public disclosure to this information. See Open Records Decision No. 552 (1990). Because neither you nor Highland Industries have contended to this office that the requested information should be

withheld, you should release the information at this time. If you have any questions regarding this letter, please refer to OR91-622.

Yours very truly,



John Steiner
Assistant Attorney General
Opinion Committee

JS/RWP/lcd

Ref.: ID# 13509
ID# 14045
ID# 14112
ID# 14142
ID# 14154

Enclosures: Submitted documents

cc: Cliff Lee
Highland Industries, Inc.
P. O. Box 2738
Abilene, Texas 79604

Janie Pihlgren
Windy Hills
2515 Chowan Way
Round Rock, Texas 78681