



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

March 31, 1994

Mr. Caliph Johnson
Interim General Counsel
Texas Southern University
3100 Cleburne Avenue
Houston, Texas 77004

OR94-168

Dear Mr. Johnson:

U.S. News and World Report has sent Texas Southern University a questionnaire and asked that the university complete it for purposes of supplying information about law school enrollment, matriculating class profile, graduation class profile, tuition, and budget expenditures. This information is to be used in the requestor's reference materials about graduate schools, including the requestor's publication, "America's Best Graduate Schools." You ask whether the Texas Open Records Act (the "act"), Government Code chapter 552, requires the university to complete the questionnaire. We conclude that it does not.

In Open Records Decision No. 467 (1987), this office determined that the act does not require the preparation of information in a form requested by a member of the public. In addition, the act does not require a governmental body to prepare information on a schedule dictated by the requesting party, *see* Attorney General Opinion JM-672 (1987), or to answer factual questions, *see* Open Records Decision No. 379 (1983). Accordingly, we conclude that the university need not complete the questionnaire unless it so desires.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please contact this office.

Yours very truly,

A handwritten signature in cursive script that reads "Tova C. Cook".

Tova C. Cook
Assistant Attorney General
Open Government Section

TCC/GCK/rho

Ref.: ID# 24832

Enclosures: Submitted documents

cc: Mr. Robert Morse
U.S. News and World Report
2400 North Street, N.W.
Washington, D.C. 20037
(w/o enclosures)