



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

January 31, 1995

Mr. Donald G. Vandiver  
First Assistant City Attorney  
City of Lubbock  
P.O. Box 2000  
Lubbock, Texas 79457

OR95-048

Dear Mr. Vandiver:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, chapter 552 of the Government Code. Your request was assigned ID# 30558.

You sought an open records decision from this office pursuant to section 552.305 of the act. Consequently, this office notified representatives of University Medical Center and St. Mary of the Plains Hospital that we had received your request for an open records decision regarding documents which contain pricing information received from these entities. In our letters to University Medical Center and St. Mary of the Plains Hospital, this office requested an explanation as to why the pricing information was excepted from public disclosure, with the caveat that their failure to provide such an explanation within a reasonable time would result in this office instructing you to disclose the information.

More than 14 days have elapsed since this office issued the notice, but University Medical Center and St. Mary of the Plains Hospital have 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 the authors of the documents 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 contact our office.

Yours very truly,



Rebecca L. Payne  
Section Chief  
Open Government Section

RLP/sbm

Ref.: ID# 30558

Enclosures: Submitted documents

cc: Mr. Byron Hale  
Vice President/CFO  
Lubbock Methodist Hospital System  
P.O. Box 1201  
Lubbock, Texas 79408  
(w/o enclosures)

Mr. David C. Willingham  
General Counsel  
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University Medical Center  
602 Indiana Avenue  
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Mr. Charlie Trimble  
St. Mary of the Plains Hospital  
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