



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

December 4, 2009

Mr. Renaldo L. Stowers  
Senior Associate General Counsel  
University of North Texas System  
Office of General Counsel  
1155 Union Circle, # 310907  
Denton, Texas 76203-5017

OR2009-17197

Dear Mr. Stowers:

You ask whether certain information is subject to required public disclosure under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 363352 (UNT PIR No. 10-003).

The University of North Texas (the "university") received a request for eight categories of information, including information related to donor events hosted by the university's president. You indicate that the university has released all responsive information other than the information related to donor events. You claim that portions of the submitted information are excepted from disclosure under section 552.1235 of the Government Code.<sup>1</sup> We have considered the exception you claim and reviewed the submitted information.

Section 552.1235 of the Government Code excepts from disclosure "[t]he name or other information that would tend to disclose the identity of a person, other than a governmental body, who makes a gift, grant, or donation of money or property to an institution of higher education[.]" Gov't Code § 552.1235(a). "Institution of higher education" is defined by section 61.003 of the Education Code. *Id.* § 552.1235(c). Section 61.003 defines an "institution of higher education" as "any public technical institute, public junior college, public senior college or university, medical or dental unit, public state college, or other agency of higher education as defined in this section." *See* Educ. Code § 61.003.

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<sup>1</sup>We note that you withdraw your previous claim under section 552.117 of the Government Code.

You have marked information that the university seeks to withhold under section 552.1235. You state that the marked information identifies donors to the university. You do not indicate that any of these donors has granted the university permission to reveal his or her identity. Based on your representations and our review, we agree that the information you have marked identifies persons as actual donors to the university. Accordingly, the university must withhold the information you have marked under section 552.1235. As you raise no further exceptions, the university must release the remainder of the submitted information.

This letter ruling is limited to the particular information at issue in this request and limited to the facts as presented to us; therefore, this ruling must not be relied upon as a previous determination regarding any other information or any other circumstances.

This ruling triggers important deadlines regarding the rights and responsibilities of the governmental body and of the requestor. For more information concerning those rights and responsibilities, please visit our website at [http://www.oag.state.tx.us/open/index\\_orl.php](http://www.oag.state.tx.us/open/index_orl.php), or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act must be directed to the Cost Rules Administrator of the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



Ryan T. Mitchell  
Assistant Attorney General  
Open Records Division

RTM/rl

Ref: ID# 363352

Enc. Submitted documents

cc: Requestor  
(w/o enclosures)