



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

October 17, 2014

Ms. Hadassah Schloss  
Open Records Coordinator  
Texas General Land Office  
P.O. Box 12873  
Austin, Texas 78711-2873

OR2014-18687

Dear Ms. Schloss:

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# 540463.

The Texas General Land Office (the "GLO") received a request for any contact information for two individuals involved in a specified contract for sale of property. You claim the submitted information is excepted from disclosure under section 552.101 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Initially, we note only the contact information of the referenced individuals is responsive to the instant request. You have submitted information beyond the contact information, which is not responsive to the request. This ruling does not address the public availability of non-responsive information, and the GLO is not required to release non-responsive information in response to this request.

Section 552.101 of the Government Code excepts from disclosure "information considered to be confidential by law, either constitutional, statutory, or by judicial decision." Gov't Code § 552.101. Section 552.101 encompasses information protected by other statutes, such as section 11.086(a) of the Natural Resources Code, which provides:

Information relating to the development, location, purchase price, or sale price of real property developed, purchased, or sold by or for the School Land Board, Veterans' Land Board, land office, or commissioner under authority

granted by this code, including a contract provision related to the development, purchase, or sale of the property, is confidential and exempt from disclosure under [the Act], until all deeds for the property that are applicable to the transaction or series of related transactions are executed and until all substantive performance or executory requirements of applicable contracts have been satisfied. Information that is confidential and exempted from disclosure under this subsection includes an appraisal, completed report, evaluation, or investigation conducted for the purpose of locating or determining the purchase or sale price of the property, or any report prepared in anticipation of developing, purchasing, or selling real property.

Nat. Res. Code § 11.086(a). You state the responsive information exists only as part of a contract for sale of property sold by or for the School Land Board for the benefit of the Permanent School Fund. You explain a contract to sell exists for the property, but the parties have not closed on the sale, all deeds applicable to this transaction have not been executed, and not all substantive performance or executor requirements have been satisfied. Thus, you state the series of related transactions pertaining to this property are still ongoing. Based on your representations and our review of the information at issue, we find the responsive information is confidential under section 11.086. Accordingly, the GLO must withhold the responsive information under section 552.101 of the Government Code in conjunction with section 11.086 of the Natural Resources Code.

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.texasattorneygeneral.gov/open/orl\\_ruling\\_info.shtml](http://www.texasattorneygeneral.gov/open/orl_ruling_info.shtml), 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 may be directed to the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



Daniel Olds  
Assistant Attorney General  
Open Records Division

DO/eb

Ref: ID# 540463

Enc. Submitted documents

c: Requestor  
(w/o enclosures)