



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

December 4, 2015

Ms. Kristen N. Lee
Assistant County Attorney
Harris County
1019 Congress Street, 15th Floor
Houston, Texas 77002

OR2015-25441

Dear Ms. Lee:

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# 589329.

The Harris County Purchasing Agent (the "county") received a request for information pertaining to the winning bidder of a specified request for proposals. Although the county takes no position as to whether the submitted information is excepted under the Act, it states release of the submitted information may implicate the proprietary interests of PropertyInfo Corporation ("PIC"). Accordingly, the county states, and provides documentation showing, it notified PIC of the request for information and of its right to submit arguments to this office as to why the submitted information should not be released. *See* Gov't Code § 552.305(d); *see also* Open Records Decision No. 542 (1990) (statutory predecessor to section 552.305 permits governmental body to rely on interested third party to raise and explain applicability of exception in the Act in certain circumstances). We have reviewed the submitted information.

We note the submitted information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2013-21513 (2013). In Open Records Letter No. 2013-21513, we determined, in part, the county must withhold the insurance policy numbers we marked under section 552.136 of the Government Code and must release the remaining information at issue, but any copyrighted information only may be released in accordance with copyright law. We have no indication the law, facts, or

circumstances on which the prior ruling was based have changed. Accordingly, the county must continue to rely on Open Records Letter No. 2013-21513 as a previous determination and withhold or release the submitted information in accordance with that ruling. *See* Open Records Decision No. 673 at 6-7 (2001) (discussing criteria for first type of previous determination).

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, 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,



Cristian Rosas-Grillet
Assistant Attorney General
Open Records Division

CRG/akg

Ref: ID# 589329

Enc. Submitted documents

c: Requestor
(w/o enclosures)

Mr. Kyle Chaney
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San Antonio, Texas 78249
(w/o enclosures)