



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

September 28, 2015

Mr. Bob Davis
Staff Attorney
General Counsel Division
Texas Department of Insurance
P.O. Box 149104
Austin, Texas 78714

OR2015-20293

Dear Mr. Davis:

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# 580878 (TDI# 163640).

The Texas Department of Insurance (the "department") received a request for a specified filing. Although you take no position with respect to the public availability of the requested information, you state the proprietary interests of a third party might be implicated. Accordingly, you state, and provide documentation showing, you notified United Property and Casualty Insurance Company ("United") of the request and of its right to submit arguments to this office explaining why its information should not be released. *See* Gov't Code § 552.305 (permitting interested third party to submit to attorney general reasons why requested information should not be released); *see also* Open Records Decision No. 542 (1990) (determining statutory predecessor to section 552.305 permits governmental body to rely on interested third party to raise and explain applicability of exception in certain circumstances). We have received comments from United. We have reviewed the submitted information.

We note United has submitted comments to our office stating it does not object to the release of the submitted information. Accordingly, the department may not withhold any portion of the information at issue on the basis of any proprietary interest United may have in it. As no

exceptions to disclosure have been raised, the department must release 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.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,



Mili Gosar
Assistant Attorney General
Open Records Division

MG/akg

Ref: ID# 580878

Enc. Submitted documents

c: Requestor
(w/o enclosures)

Ms. Kimberly Salmon
General Counsel & Chief Legal Officer
United Property & Casualty Insurance
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(w/o enclosures)