



KEN PAXTON  
ATTORNEY GENERAL OF TEXAS

March 9, 2017

Mr. David V. Bryce  
Office of the General Counsel  
Houston Housing Authority  
2640 Fountain View Drive  
Houston, Texas 77057

OR2017-05029

Dear Mr. Bryce:

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# 648411.

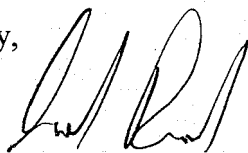
The Houston Housing Authority (the "authority") received a request for a list of every vendor term or annual contract with a future expiration date, including the title, expiration date, and awarded vendor for each awarded contract. You claim some of the submitted information is excepted from disclosure under section 552.104 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Section 552.104(a) of the Government Code excepts from disclosure "information that, if released, would give advantage to a competitor or bidder." Gov't Code § 552.104(a). The "test under section 552.104 is whether knowing another bidder's [or competitor's information] would be an advantage, not whether it would be a decisive advantage." *Boeing Co. v. Paxton*, 466 S.W.3d 831 (Tex. 2015). The authority represents the information at issue pertains to competitive bidding situations. In addition, the authority states release of the information at issue would "inhibit the [authority's] ability to obtain the best prices possible for the services." After review of the information at issue and consideration of the arguments, we find the authority has established release of the information at issue would give advantage to a competitor or bidder. Thus, we conclude the authority may withhold the information it has marked under section 552.104(a) of the Government Code. As you raise no further exceptions to disclosure, the remaining information must be released.

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,



Sidney M. Pounds  
Assistant Attorney General  
Open Records Division

SMP/sdk

Ref: ID# 648411

Enc. Submitted documents

c: Requestor  
(w/o enclosures)