



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

October 25, 2017

Ms. Paige H. Saenz
Counsel for City of Austin Employees Retirement System
The Knight Law Firm LLP
223 West Anderson Lane, Suite A-105
Austin, Texas 78752

OR2017-24388

Dear Ms. Saenz:

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# 682561.

The City of Austin Employees Retirement System (the "system"), which you represent, received a request for information pertaining to specified agenda items. You state you have released some information to the requestor. You claim the submitted information is excepted from disclosure under sections 552.104 and 552.143 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

Section 552.143 of the Government Code provides, in relevant part, the following:

(b) Unless the information has been publicly released, pre-investment and post-investment diligence information, including reviews and analyses, prepared for or maintained by a governmental body or a private investment fund is confidential and excepted from the requirements of Section 552.021, except to the extent it is subject to disclosure under Subsection (c).

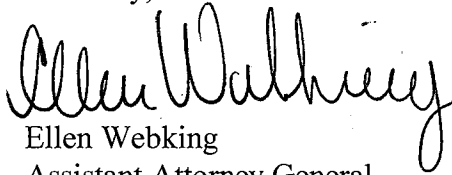
Gov't Code § 552.143(b). You state the submitted information has not been publicly released and consists of pre-investment diligence information prepared for or maintained by the system. We find this information is not subject to section 552.0225 or section 552.143(c)

of the Government Code. Accordingly, the system must withhold the submitted information under section 552.143(b) of the Government Code.¹

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,



Ellen Webking
Assistant Attorney General
Open Records Division

EW/tdw

Ref: ID# 682561

Enc. Submitted documents

c: Requestor
(w/o enclosures)

¹As our ruling is dispositive, we need not address the remaining argument against disclosure.