



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

May 15, 2019

Ms. Cynthia Tynan
Senior Attorney & Public Information Coordinator
University of Texas System
210 West 7th Street
Austin, Texas 78701

OR2019-13046

Dear Ms. Tynan:

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# 765669 (ORR 189411).

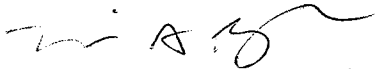
The University of Texas at Austin (the "university") received a request for five categories of information pertaining to RFP 721-1901 for Mobile Application Development. You state you will release some information to the requestor. Although you take no position as to whether the submitted information is excepted under the Act, you state release of the submitted information may implicate the proprietary interests of The BHW Group, Inc. ("BHW"). Accordingly, you state, and provide documentation showing, the university notified BHW 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 received comments from BHW. We have reviewed BHW's comments and the submitted information.

We have received correspondence from BHW, which states it does not object to the release of the submitted information. Therefore, the university 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,



Nicholas A. Ybarra
Assistant Attorney General
Open Records Division

NAY/mo

Ref: ID# 765669

Enc. Submitted documents

c: Requestor
(w/o enclosures)

Third Party
(w/o enclosures)