



THE ATTORNEY GENERAL
OF TEXAS

JIM MATTOX
ATTORNEY GENERAL

June 25, 1990

Mr. William M. Buechler
Henslee, Ryan & Groce
Attorney for Mount Pleasant I.S.D.
3432 Greystone Drive, Suite 200
Austin, Texas 78731

OR90-265

Dear Mr. Buechler:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 8994.

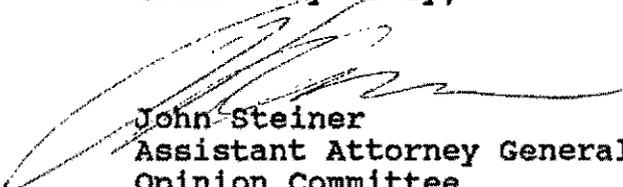
We have considered the exception you claimed, specifically section 3(a)(3), and have reviewed the documents at issue. Based on the information you provided, it appears that litigation is currently pending with respect to the subject matter of the requestor's first two requests, i.e., information identifying candidates for the position of superintendent and the consulting firm hired by the board of trustees. A previous determination of this office, Open Records Decision No. 551 (1990), a copy of which is enclosed, resolves your request. For this reason, you may withhold the first two categories of requested information.

However, you have not explained, and it is not apparent, how the third category of requested information, i.e., expenses incurred by individual board members relates to the subject matter of the pending litigation. Information responsive to the third request must therefore be released. The Open Records Act does not require a governmental body to compile or extract information if the information can be made available by giving the requestor access to the records themselves. Open Records Decision No. 467 (1987), copy enclosed.

Because case law and prior published open records decisions resolve your request, we are resolving this matter

with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please refer to OR90-265.

Yours very truly,



John Steiner
Assistant Attorney General
Opinion Committee

JS/le

Ref.: ID# 8994

Enclosure: Open Records Decision Nos. 551, 467

cc: Dr. David Anthony
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