



THE ATTORNEY GENERAL
OF TEXAS

JIM MATTOX
ATTORNEY GENERAL

July 6, 1990

Mr. A. W. Pogue
Commissioner of Insurance
State Board of Insurance
1110 San Jacinto
Austin, Texas 78701-1998

OR90-280

Dear Mr. Pogue:

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# 8851.

We have considered the exceptions you claimed, specifically 3(a)(3), (3)(a)(7), 3(a)(10), and 3(a)(11), and have reviewed the documents at issue. We agree that litigation in an administrative forum is reasonably anticipated within section 3(a)(3) of the Open Records Act. See Open Records Decision No. 368 (1983). Most of the documents are excepted from disclosure by section 3(a)(3). See Open Records Decision No. 551 (1990). The declaration pages which give information about the policy and policy holder are excepted from disclosure by section 3(a)(10) of the Open Records Act. See Open Records Decision No. 309 (1982). You may withhold the requested information.

Because 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 OR90-280.

Yours very truly,

A handwritten signature in cursive script that reads "Susan Garrison".

Susan Garrison
Assistant Attorney General
Opinion Committee

SG/le

Ref.: ID# 8851
Enclosure: Open Records Decisions Nos. 309, 368, 551
cc: Burnie Burner
Long, Burner, Parks & Sealy
P.O. Box 2212
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