



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

March 4, 1991

Mr. Philip Barnes
Commissioner
State Board of Insurance
1110 San Jacinto
Austin, Texas 78701-1998

OR91-117

Dear Mr. Barnes:

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# 9362.

The State Board of Insurance received a request for its investigation file in regard to a certain insurance agent. You seek to withhold the information under section 3(a)(3) of the Open Records Act. You state that a staff attorney has determined that the information relates to reasonably anticipated litigation. You may, therefore, withhold the information. Open Records Decision No. 551 (1990). We note, however, that some of the documents in the file are documents addressed to the agent in question, and some of the documents are correspondence from that agent. You may not withhold those documents under section 3(a)(3).

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 OR91-117.

Yours very truly,

A handwritten signature in cursive script that reads "Sarah Woelk".

Sarah Woelk
Assistant Attorney General
Opinion Committee

SW/lcd

Ref.: ID# 9362

Enclosure: Open Records Decision No. 551