



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

February 17, 1992

Mr. Scott A. Humphrey
Staff Attorney
Legal Division
Texas Air Control Board
12124 Park 35 Circle
Austin, Texas 78753

OR92-65

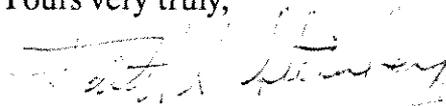
Dear Mr. Humphrey:

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# 14472 .

We have considered the exception you claimed, specifically section 3(a)(10) , and have reviewed the documents at issue. A previous determination of this office, Open Records Decision No. 552 (1990), a copy of which is enclosed, resolves your request. Texas Industries has presented a prima facie case for its contention that the requested material contains protected trade secrets. For this reason, you must withhold the requested information.

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 OR92-65.

Yours very truly,


Faith S. Steinberg
Assistant Attorney General
Opinion Committee

FS/lb

Ref.: ID# 14472

Enclosure: Open Records Decision No. 552

cc: Ms. Cynthia Fava
2161 Springer Road
Midlothian, Texas 76065

Mr. Leo Faciane
Texas Industries, Inc.
7610 Stemmons Freeway
Dallas, Texas 75247