



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

February 4, 2010

Ms. Lauren Kalisek
Lloyd Gosselink Attorneys at Law
Attorney for Ranch at Cypress Creek Municipal Utility District No. 1
816 Congress Avenue, Suite 1900
Austin, Texas 78701

OR2010-00016A

Dear Ms. Kalisek:

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# 372881.

This office issued Open Records Letter No. 2010-00016 (2009) on January 4, 2010. In the previous decision, we incorrectly determined the Ranch at Cypress Creek Municipal Utility District No. 1 (the "district") failed to timely submit the requested information to this office in accordance with section 552.301(e). Accordingly, we concluded that the information must be released. Where this office determines that an error was made in the decision process under sections 552.301 and 552.306, we will correct the previously issued ruling. Accordingly, we hereby withdraw the previous ruling, and this decision serves as the correct ruling and is a substitute for the decision issued on January 4, 2010. *See generally* Gov't Code 552.011 (providing that Office of Attorney General may issue decision to maintain uniformity in application, operation, and interpretation of Public Information Act (the "Act")).

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# 372881.

The district, which you represent, received a request for "[a]ll versions to date of the Strategic Partnership Agreement with the City of Cedar Park, including the agreement as of

the date of this request.” You claim that the requested information is excepted from disclosure under section 552.111 of the Government Code. We have considered your arguments and reviewed the submitted information.

We note the request for information and the information at issue was ruled upon by this office on January 8, 2010 in Open Records Letter No. 2010-00399 (2010). In that ruling, this office concluded the district must release the submitted information in its entirety. Accordingly, the district must rely on Open Records Letter No. 2010-00399 and release the submitted information in its entirety in accordance with that decision.

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.oag.state.tx.us/open/index_orl.php, 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 must be directed to the Cost Rules Administrator of the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



Adam Leiber
Assistant Attorney General
Open Records Division

ACL/rl

Ref: ID# 372881

Enc. Submitted documents

c: Requestor
(w/o enclosures)