



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

June 28, 2010

Ms. Mia M. Martin
General Counsel
Richardson Independent School District
400 South Greenville Avenue
Richardson, Texas 75081-4198

OR2010-09514

Dear Ms. Martin:

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# 384455.

The Richardson Independent School District (the "district") received a request for the grading scorecard from the Request for Information/Solicitation of Underwriting Proposals and the response from RBC Capital Markets. You state the district has released some of the responsive information. You take no position on the public availability of the remaining requested information. You believe, however, that this request for information may implicate the proprietary interests of a third party. You inform us that the district notified RBC Capital Markets Corporation ("RBC Capital") of this request for information and of the company's right to submit arguments to this office as to why the requested information should not be released. *See* Gov't Code § 552.305(d); Open Records Decision No. 542 (1990) (statutory predecessor to Gov't Code § 552.305 permitted governmental body to rely on interested third party to raise and explain applicability of exception to disclosure under certain circumstances). We have reviewed the information you submitted.

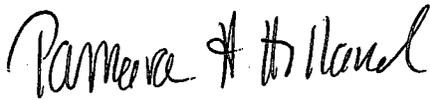
An interested third party is allowed ten business days from the date of its receipt of the governmental body's notice under section 552.305 of the Government Code to submit its reasons, if any, as to why information relating to the third party should not be released. *See* Gov't Code. § 552.305(d)(2)(B). As of the date of this decision, this office has received no correspondence from RBC Capital. Therefore, because RBC Capital has not demonstrated that any of the information at issue is proprietary for the purposes of the Act, the district may

that any of the information at issue is proprietary for the purposes of the Act, the district may not withhold any of the submitted information on that basis. *See id.* § 552.110(a)-(b); Open Records Decision Nos. 552 at 5 (1990), 661 at 5-6 (1999). Furthermore, as the district does not claim an exception to disclosure, the submitted information must be released.

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,



Tamara H. Holland
Assistant Attorney General
Open Records Division

THH/jb

Ref: ID# 384455

Enc. Submitted documents

c: Requestor
(w/o enclosures)

Mr. Matthew Boles
Managing Director
RBC Capital Markets Corporation
2711 North Haskell Avenue, Suite 2500
Dallas, Texas 75204
(w/o enclosures)