



STATE BOARD OF INSURANCE

1110 San Jacinto

Austin, Texas 78701-1998

(512) 463-6169

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March 14, 1991

~~RD-93~~ ID# 11908
RD-375 TP-GOV

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The Honorable Dan Morales
Attorney General of Texas
P.O. Box 12548
Austin, Texas 78711

Opinion Committee

Re: Consolidated Corporate Services, Inc.

Dear General Morales:

On March 5, 1991, the State Board of Insurance received a request for information on Consolidated Corporate Services from Hector DeLeon. Mr. DeLeon asks whether or not the agency is conducting an investigation of Consolidated Corporate Services. He also asks the following questions about the investigation: 1) Under what authority is the investigation being conducted? 2) What is the purpose of this inquiry? 3) What information began the investigation? 4) Who has been contacted during the investigation? 5) Why does the agency think Consolidated Corporate Services, Inc. is an unauthorized insurer? Mr. DeLeon also asks to see any documents containing public information relating to Consolidated Corporate Services, Inc. The agency has no objection to confirming the existence of an investigation into the affairs of Consolidated Corporate Services, Inc., the purpose of that inquiry, and the authority under which it is being conducted. The other questions, however, seek information which is exempt from disclosure under the Open Records Act, TEX. REV. CIV. STAT. ANN. art. 6252-17a, §3(a)(3) (Vernon Supp. 1990).

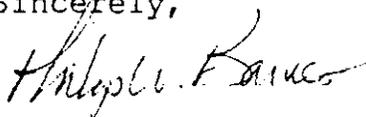
The State Board of Insurance is investigating Consolidated Corporate Services, Inc. for alleged violations of the Insurance Code. This agency reasonably anticipates civil litigation to result from this inquiry. Releasing the information which initiated the investigation, the names of those contacted during it or the agency's reason for conducting it will be detrimental to the agency's ability to prosecute such litigation. Any documents in the file, other than those already known to the company, are necessary to the litigation. Therefore, the requested information is exempt from disclosure under §3(a)(3) of the Open Records Act and Tex. Atty. Gen. ORD-551 (1990).

ACCOMPANIED BY ENCLOSURES —
FILED SEPARATELY

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March 14, 1991
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Please refer all correspondence relating to the referenced matter to Karen Cox, Staff Attorney, Legal Counsel, Compliance 016-1. Your cooperation is greatly appreciated.

Sincerely,

A handwritten signature in cursive script, appearing to read "Philip W. Barnes".

Philip W. Barnes
Commissioner of Insurance

PWB\KJC:tab