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April 11, 2017

CERTIFIED MAIL, RETURN RECEIPT REQUESTED

The Honorable Ken Paxton
Attorney General, State of Texas
Open Records Section
P.O. Box 12548
Austin, Texas 78711-2548

Re: Open Records Request of Annette Arce Received on April 4, 2017

Dear Attorney General Paxton:

Our firm represents the Laredo Housing Authority (“LHA”). On April 4, 2017, the LHA received a request for public information from Annette Arce. Attached, as Exhibit “A”, is a true and correct copy of the request submitted by Ms. Arce.

LHA believes providing the responsive documents to the requestor may involve the release of certain commercial information possibly implicating TEX. GOV’T CODE § 552.110. As such, in accordance with TEX. GOV’T CODE § 552.301, LHA is requesting that the Attorney General make a decision concerning whether or not the responsive documents should be excepted.

As the requested information, attached as Exhibit “B,” may involve the release of proprietary information, LHA has notified the interested third party, in the manner prescribed by your office, of our request for a decision. The notice to the third party is attached as Exhibit “C”.

Some of the attached information includes account numbers. Such information is protected and exempt from production per TEX. GOV’T CODE § 552.136(b). *See also* Open Records Decision No. 684 (2009); 26 U.S.C. §6103(b)(2)(A); *Chamberlain v. Kurts*, 589 F.2d 827, 840-41 (5th Cir. 1979). Accordingly, and per Tex. Gov’t Code §552.136(c), account numbers have been redacted and the Requestor is hereby notified of such redactions.

Otherwise, LHA takes no position as to the confidentiality of the responsive documents. Accordingly, pursuant to TEX. GOV’T CODE §552.305(c), LHA declines to submit reasons why the requested information should be withheld or released.

By copy of this letter, LHA is informing Ms. Arce of its request to the Attorney General for a decision about whether the responsive information is within an exception to public disclosure and of its intent to withhold the requested information until a decision is made by your office pursuant to this request.

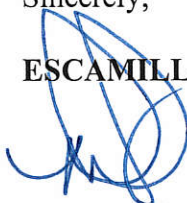
700 North St. Mary’s Street, Suite 850 · San Antonio, Texas 78205

San Antonio El Paso Houston Dallas Austin · Louisiana · Mexico City

Should you need additional information or have any questions, please do not hesitate to contact me.

Sincerely,

ESCAMILLA & PONECK, LLP



DARIN DARBY

DD/cah
Enclosures as noted

cc: Annette Arce, w/o enclosures, Via CMRRR
Husdon Energy & South Texas Specialties
6408 Crescent Loop, Unit 1
Laredo, Texas 78041

Melissa Ortiz, Via E-mail
Douglas Poneck, Via E-mail