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March 1, 2022

Via CM/RRR: 7014 2120 0001 7708 3768

Texas Attorney General
Open Records Division
P.O. Box 12548
Austin, Texas 78711-2548

Re: Nacogdoches County's Requested Exceptions to the Public Information Act
Request from Paul Anderson dated 2/15/2022

Dear Attorney General Paxton:

Please be advised that this law firm represents Nacogdoches County regarding the above-referenced Public Information Act request which was received by email on February 15, 2022, from Attorney Paul Anderson. See Exhibit A. Please allow this letter to serve as Nacogdoches County's request for an Attorney General Opinion tendered within 10 business days of the request. Nacogdoches County will submit its brief and supporting documentation within 15 business days of the request. The subject matter of this request also concerns the interests of Texas Association of Counties, and they have been notified of this request. See Exhibit B.

In the open records request, Attorney Anderson requests:

A true and accurate copy of all current/valid contracts between Nacogdoches County and the Texas Association of Counties-Risk Management Pool. Additionally, please include any documentation that can answer the following:

EXHIBIT

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1. Does the County of Nacogdoches have to pay a deductible for each claim that is filed with the Texas Association of Counties-Risk Management Pool?
2. If a deductible is paid, how much is the deductible?
3. Is the deductible fee different for each claim or is there a standard amount?
4. Which department within Nacogdoches County approves these deductible payments?

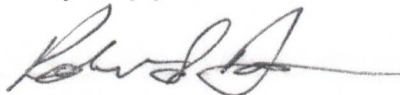
See Exhibit A.

First, the Texas Public Information Act does not require a governmental body to prepare answers to questions or perform research. Furthermore, the information sought by Attorney Anderson is excepted from the Public Information Act on the following grounds:

1. **The "litigation exception" as set forth in Texas Government Code § 552.103.**
2. **Information that, if released, would give advantage to a competitor or bidder. See Tex. Gov't Code § 552.104; Tex. Att'y Gen. OR2019-19326.**
3. **Vehicle identification numbers pursuant to Texas Government Code § 552.130(a)(2).**
4. **"Information considered to be confidential by law, either constitutional, statutory, or by judicial decision," including attorney-client privileged information and work product. Tex. Gov't Code § 552.101; Tex. R. Evid. 503; Tex. R. Civ. P. 192.3(e), 192.5.**

Thank you in advance for your consideration of this important issue.

Very truly yours,



Robert S. Davis

RSD/rho/rlo
Enclosures

cc: Paul Anderson (Requestor) ✓
Attorney at Law
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(Via CM/RRR: 7014 2120 0001 7708 3560, w/o enclosures)

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