

To: OpenRecords <OpenRecords@lottery.state.tx.us>  
Subject: RE: Lone Star Line Up Draw Sales  
Cc: Kenisha.Schuster@house.texas.gov

[Redacted]

3

Yes, I would like to receive a cost estimate to obtain Lone Star Line Up sales. I will then decide if it's worth it to pay for public information that the TLC should already have at its fingertips so they can be analyzing the effectiveness of the promotion.

Dawn

[Redacted]

Ms. Nettles:  
According to our Office of the Controller, Lone Star Line Up draw sales are captured at the individual game level. We would need to ask IGT if they can provide a report on the number of promotions triggered. Would you like to pursue a cost estimate to retrieve that information?

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Katelind Powers  
Open Records Coordinator  
Texas Lottery Commission  
PO Box 16630  
Austin, TX 78701-6630  
512-344-5420  
openrecords@lottery.state.tx.us

Exhibit  
"A"

-----Original Message-----  
From: Dawn Nettles [mailto:lottoreport@tx.rr.com]  
Sent: Sunday, October 02, 2016 6:06 PM  
To: OpenRecords  
Subject: Lone Star Line Up Draw Sales

[Redacted]

1

Katelind,

Would you please send me whatever document would show Lone Star Line Up \$5 per ticket draw sales since the promotion began on Sept 25, 2016.

Thank you.

Dawn Nettles  
P. O. Box 495033  
Garland, Texas 75049-5033  
(972) 686-0660  
Dawn Nettles  
<http://texaslottoreport.com>  
<http://www.lottoreport.com>  
<http://www.lottoreport.com/results.htm>

To: OpenRecords <OpenRecords@lottery.state.tx.us>  
Subject: Need clarification ... Re: Public Information Request

[REDACTED]  
Katelind,

(5)

I need to clarify what information you are planning to provide to me for this price. There must be some kind of problem as I'm only asking for daily sales since Sunday, Sept 25th that was brought in as a direct result of this promo (Lone Star Lineup).

(Handwritten initials)

In other words, was Lone Star Lineup sales for Sept 26th \$20K, \$50K or \$100K, or \$1 Million?

Is this what you understand or are you thinking something else?

Dawn

At 04:00 PM 10/28/2016 0000, you wrote:

Ms. Nettles:

This email is in response to your Public Information Request received October 3, 2016.

(4)

You requested:

Would you please send me whatever document would show Lone Star Line Up \$5 per ticket draw sales since the promotion began on Sept 25, 2016.

(Handwritten initials)

With respect to your request, we have determined that the cost to produce such information will be in excess of \$40:00. Pursuant to Texas Government Code, Chapter § 552.2615 we have attached an estimate of the cost to provide the documents.

**Katelind Powers**  
**Open Records Coordinator**  
**Texas Lottery Commission**  
**PO Box 16630**  
**Austin, TX 78701-6630**  
**512-344-5420**  
**openrecords@lottery.state.tx.us**

Exhibit B

## Cost Estimate

L-21936

Dear Ms. Nettles:

We are in receipt of your request. We have determined that the cost to produce the information will be more than \$40. Therefore, the following statement is provided pursuant to Texas Government Code, Chapter 552, § 552.2615.

1. Itemized statement of estimated charges:

|                                    |                  |
|------------------------------------|------------------|
| Copies, Approx. pages @ \$.10/page | \$ unknown       |
| Programming hours 16 @ \$28.50/hr. | \$ 456.00        |
| Postage                            | <u>unknown</u>   |
| <b>ESTIMATED TOTAL</b>             | <b>\$ 456.00</b> |

2. You must respond to this letter in writing and within 10 (ten) business days from the date it was sent. If you do not respond, your request will be considered automatically withdrawn *unless* you choose one of the following:
- Accept the charges and agree to pay; or
  - Modify your request.
  - File a complaint with the Office of the Attorney General alleging that you have been overcharged for being provided with a copy of the public information.
3. You may choose to respond by e-mail, fax, regular mail, or by dropping your written response in person at our offices.
4. In accordance with § 552.263, we request a deposit of \$ **456.00**. Your check or money order must be made payable to: Texas Lottery Commission. Please mail your check to Texas Lottery Commission, Open Records, P O Box 16630, Austin, Texas, 78761-6630.
5. If you pay a deposit and the actual final amount is less than the amount paid, you will be issued a refund by separate cover. If the actual amount is more than what you paid but within 20% of that amount, payment must be made in full before you can receive the information. An updated statement will be sent to you if the final amount will exceed 20% of the first agreed estimated amount.
6. We estimate that the information will be made available to you within four weeks of receipt of your payment.

If you accept the estimated charges and agree to pay them, please sign and date the statement below and send it by fax to: Katelind Powers, 512.344.5189

**I accept the estimated charges and agree to pay them.**

\_\_\_\_\_  
Print Name

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Date

Exhibit C