Mary Ann Williamson Chairman

J. Winston Krause Commissioner



TEXAS LOTTERY COMMISSION

Via: HAND DELIVERY

Gary Grief, Executive Director

Sandra K. Joseph, Charitable Bingo Operations Director

April 16, 2013

The Honorable Greg Abbott Attorney General of Texas Price Daniel Building 209 West 14th Street, 6th Floor Austin, Texas 78711

Attention:

Amanda Crawford

Chief, Open Records Division

Re:

Request for Public Information Act Decision

TLC File # L-16929

Dear General Abbott:

On April 2, 2013, the Texas Lottery Commission (Commission) received a Public Information Request from Dawn Nettles for correspondence "received between 2006-2012 from the Safekeeping Trust and/or Comptroller of Public Accounts and/or State Auditor's office with regards to the Prize Payment account." See **Exhibit A.** This request for decision is timely filed.

The Commission requests your decision on whether the responsive information may be excepted from required public disclosure pursuant to Tex. Gov't Code Ann. §§ 552.101, 552.102, 552.103, 552.107, 552.108, 552.110, 552.111, 552.116, 552.117, 552.139 and 466.022. The Commission will provide responsive documents (to be labeled **Exhibit B**), along with further briefing, within the deadlines allowed by the Texas Public Information Act.

TEX. GOV'T CODE ANN. §§ 552.301 and 552.305

This request for a decision meets the requirements of §§ 552.301 and 552.305 of the Government Code, as follows:

- (1) The request is timely made within the ten business day period for seeking a decision from the attorney general.
- (2) The requestor was timely notified of this agency's determination to seek a decision from the attorney general and was timely provided with a copy of this letter. **Exhibit C.**
- (3) Our written comments explaining the possible applicability of the stated exceptions to the requested records and a copy of the records at issue will be provided to your office within fifteen business days after receipt of the request.

Please contact me or Deanne Rienstra, Assistant General Counsel, at (512) 344-5205 if you have any questions.

Sincerely,

Gary Grief

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Executive Director

Enclosures: Exhibits A & C

cc: Dawn Nettles (w/o enclosures)

Mary Ann Williamson

Chairman

J. Winston Krause
Commissioner



TEXAS LOTTERY COMMISSION

Gary Grief, Executive Director

Sandra K. Joseph, Charitable Bingo Operations Director

April 16, 2013

Dawn Nettles
The Lotto Report
P.O. Box 495033
Garland, TX 75049-5033

Dear Ms. Nettles:

This letter is in response to your public information request received April 2, 2013.

You requested the following:

"I would like to receive any/all letters/emails/faxes the Texas Lottery (any/all staff members) received between 2006 - 2012 from the Safekeeping Trust and/or Comptroller of Public Accounts and/or State Auditors office with regards the Prize Payment account.

Specifically, please include ALL Oscar Ramirez communications (letters, emails, faxes) and particularly, the letter faxed in 2008 or thereabouts. (I believe Mr. Ramirez is employed at the Safekeeping Trust and this letter should have been sent in response to my original request where you say there are no responsive documents)"

Some of the responsive documents contain information the agency believes to be excepted from disclosure under the Public Information Act. Please be advised that we are currently seeking an Attorney General Open Records Decision for the portions of the requested information which the Commission has asserted are confidential and excepted from disclosure.

Enclosed is a copy of our request to the Office of the Attorney General.

If you have any questions regarding your request, please contact me at the number shown below.

Sincerely,

Katelind Powers

Open Records Coordinator

512-344-5420

512-344-5189 FAX

openrecords@lottery.state.tx.us

Enclosure(s)