



**SPALDING NICHOLS LAMP LANGLOIS**  
**ATTORNEYS**

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**Kirk A. Agee**  
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February 16, 2023

**Via Certified Mail, RRR**

Honorable Ken Paxton  
Attorney General of Texas  
Capital Station  
Post Office Box 12548  
Austin, Texas 78711-2548  
Attention: Open Records Division

Re: Public Information Act Request

Dear Attorney General Paxton:

Pursuant to Section 552.301 of the Public Information Act, KIPP Texas, Inc. (“KIPP”) requests your opinion concerning whether it is required to disclose certain documents responsive to a written request for information.

By email correspondence dated Thursday, February 2, 2023, Ms. Nicole Neily (requestor), requested information from KIPP. Specifically, Ms. Neily requested:

- Copies of contracts with MAYA Consulting LLC;
- Total expenditures to MAYA Consulting LLC between 2018 and 2023.

The original request is attached as **Exhibit A**.

Although the District takes no position regarding whether the requested information is confidential, the interests of a third party may be implicated by the requestor’s request. Accordingly, pursuant to TEX. GOV’T. CODE § 552.305, KIPP has notified the third party, MAYA Consulting, of the request for information and of their right to submit arguments stating why their information should not be released. *See* TEX. GOV’T CODE § 552.305 (permitting interested third party to submit to attorney general reasons why requested information should not be released); Open Records Decision No. 542 (1990) (determining statutory predecessor to section 552.305 permits governmental body to rely on interested third party to raise and explain applicability of exception in

certain circumstances); *see* **Exhibit B** (letter to MAYA). Pursuant to TEX. GOV'T. CODE §§ 552.301(d) and 552.305, KIPP has provided the requestor with a copy of this request.

This request for an open records decision is submitted timely, given that KIPP has ten (10) business days from receipt of the requestor's request to respond. As noted above, the requestor sent her request on February 2, 2023. Therefore, the deadline for KIPP to request an open records decision is February 16, 2023.

Thank you for your time and attention to this matter.

Very truly yours,

SPALDING | NICHOLS | LAMP | LANGLOIS



Kirk A. Agee

Enclosures: Exhibit A – Copy of Request for Information  
Exhibit B – Letter to Third Party

cc:

Requestor *(via email pdf)*

Sebastian Roman *(via certified mail, RRR)*  
Director of Finance & Operations  
MAYA Consulting  
PO Box 66547 Austin, TX 78766