



OFFICE OF THE GOVERNOR

RICK PERRY  
GOVERNOR

November 20, 2007

VIA CERTIFIED MAIL

John Washburn  
N128W12795  
Germantown, WI 53022

Dear Mr. Washburn:

The Office of the Governor on November 6, 2007 received your requests under the Public Information Act for the following information:

1. a copy of all governmental e-mail (electronic mail) received by the Office of the Governor of Texas which was received on or after 12:00 am (midnight) Friday, November 2, 2007 and received before 12:00 am (midnight) Tuesday, November 6, 2007.
2. I would like a copy of all governmental e-mail (electronic mail) sent by the Office of the Governor of Texas which was sent on or after 12:00 am (midnight) Friday, November 2, 2007 and sent before 12:00 am (midnight) Tuesday, November 6, 2007.

We have identified the location of the numerous files documents responsive to your request. Section 552.2615 of the Public Information Act requires us to send you notice that the fee to complete your request will exceed \$40.

We have ascertained that locating, compiling, and reproducing the responsive information would require many hours. We have also ascertained that these files may contain information that must, under the Public Information Act and other law, be located and redacted.

Hence, providing this information to you will require a significant amount of labor on the part of public employees of the State of Texas. Under Title 1, Section 70.3 of the Texas Administrative Code, and Section 552.261 and other provisions of the Public Information Act, our office must recoup these costs to the public from the requestor. Our estimate of the cost of compiling this information is approximately \$568.00, and is itemized as follows:

31.5 hours staff time at \$15/hour      \$ 472.50

(locating and compiling responsive material)	
Overhead at 20% of staff charge	\$ 94.50
CD with electronic documents	\$ 1.00

If you would like to withdraw your request, please contact the undersigned as soon as possible.

Section 552.2615 also requires our office to notify you of the following:

1. Your request will be considered automatically withdrawn if you do not respond to the itemized cost estimate within ten calendar days from the date this letter is:
  - a. delivered to you in person,
  - b. deposited into the U.S. mail, or
  - c. transmitted to you by electronic transmission or facsimile transmission, if you have agreed to receive this letter by such transmission.
2. Your written reply must state:
  - a. that you accept the charges contained in the itemized statement;
  - b. that you clarify or modify the scope of the request; or
  - c. that you sent a complaint regarding overcharges to the Office of the Attorney General.
3. If you respond to the itemized cost estimate, you are required to respond in writing. However, you have the option of transmitting your reply by mail, by facsimile, by hand-delivery, or by electronic mail.
4. You are considered to have properly responded to the itemized cost estimate as of the date that:
  - a. your response is delivered in person to 1100 San Jacinto, Austin, Texas, to the attention of Chelsea Thornton; or
  - b. your response is properly addressed to Chelsea Thornton, Office of the Governor, P.O. Box 12428, Austin, Texas 78711, and deposited in the U.S. mail; or
  - c. your response is [publicrecords@governor.state.tx.us](mailto:publicrecords@governor.state.tx.us).
5. For purposes of Subchapters F and G of the Public Information Act (relating to the charges for providing public information and submitting documents to the Office of the Attorney General for a ruling), your requests for public information will be considered received by our office on the date we receive your deposit for anticipated costs.

Please note that you may choose to modify and narrow your request to encompass a more specific scope of information, which would be less expensive. Please contact me if you would like to discuss ways in which the scope of your request could be narrowed and modified. Please also note that if you choose to modify your request, you should not send any money at this time.

Should you accept the charges, please forward to my attention a check or money order made payable to "**Office of the Governor**" in the amount of \$568.00. You do not have to send the payment within ten calendar days. However, we will not begin preparing the copies until this office has received your deposit. Of course, if the estimate exceeds the actual cost of production, the excess will be refunded.

Finally, due to the requirements of section 552.2615, we will not be able to supply you with the information you requested within ten business days of your request. I certify that we will have

the information available and ready to be picked up or mailed by the close of business on the 10<sup>th</sup> business day from the date we receive your deposit.

If you have any questions or need additional information, you may contact me at the address below or at (512) 463-1788.

Sincerely,

A handwritten signature in cursive script that reads "Chelsea" followed by a stylized flourish.

Chelsea Thornton  
Assistant General Counsel