

**From:** [Greg Gilleland](#)  
**To:** [Bill Aleshire](#)  
**Subject:** RE: Bastrop DA Position on Release of Visit Bastrop-City of Bastrop Correspondence & Reports  
**Date:** Thursday, September 12, 2024 8:51:31 AM  
**Attachments:** [image001.jpg](#)

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Dear Mr. Aleshire:

As I informed you, Ms. Susan Smith was NO BILLED by a Bastrop County Grand Jury on or about September 10<sup>th</sup>, 2024. There are, specifically, no cases in our office regarding your client Lyle Nelson. I will also note that, converse to standard practice, I was not asked by the City of Bastrop Police Department or the Texas Ranger, via the Department of Public Safety, Public Information Division, to author a letter indicating there was an active investigation into Ms. Smith at the time of your Texas PIA request to the City.

You asked below: “

In light of recent events, does the District Attorney believe disclosure of the records should still be withheld under TPIA Section 552.108?

My answer, sir, is that since the Bastrop County Grand Jury no-billed Ms. Smith earlier this week, the law enforcement exception to the release of documents has now expired with the NO BILL of Ms. Smith. As I indicated to you in our telephone conversation, our office will not be releasing any documents regarding this case to any party due to the NO BILL received. I would not be in a position, since the NO BILL, to seek a law enforcement exception to the Texas PIA.

Thank you for your inquiry, sir.

Greg Gilleland

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**From:** Bill Aleshire <bill@aleshirelaw.com>

**Sent:** Thursday, September 12, 2024 8:40 AM

**To:** Greg Gilleland <Greg.Gilleland@co.Bastrop.tx.us>

**Subject:** Bastrop DA Position on Release of Visit Bastrop-City of Bastrop Correspondence & Reports

**CAUTION:** This email is from OUTSIDE Bastrop County. Links or Attachments may be dangerous.

Dear Mr. Gilleland,

I write to request the Bastrop County District Attorney indicate whether he objects to the release, by the City of Bastrop personnel, of a report and correspondence about use of public funds by Visit Bastrop, related to the investigation of former CEO Susan Smith. On August 6<sup>th</sup>, on behalf of Mayor Lyle Nelson, I requested these records (see PIR copied below), and the City responded by refusing to supply that public information and requested an Attorney General ruling that the responsive records were “submitted to law enforcement and is currently part of a pending investigation.” The reference is to records provided to the District Attorney’s Office regarding what may have been an active investigation at the time.

In light of recent events, does the District Attorney believe disclosure of the records should still be withheld under TPIA Section 552.108?

The public information request asked the City of Bastrop for:

*[A] copy of any correspondence (electronic or paper) regarding the forensic audit of Visit Bastrop (dated December 8, 2023) by Haynie & Company in the possession of the Bastrop City Manager, Bastrop City Attorney, Bastrop City Council Member or other Bastrop staff or agent to or from any Visit Bastrop Board Member, staff, or attorney since December 8, 2023.*

If the District Attorney does not object to the records being disclosed, I will resubmit a request to the City.

*Bill Aleshire*

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