



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

December 9, 2016

Ms. Sarah Parker  
Associate General Counsel  
Texas Department of Transportation  
125 East 11th Street  
Austin, Texas 78701-2483

OR2016-27355

Dear Ms. Parker:

You ask whether certain information is subject to required public disclosure under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 644224.

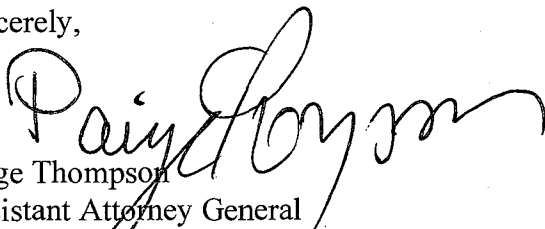
The Texas Department of Transportation (the "department") received a request for information pertaining to a specified incident. You claim the requested information is excepted from disclosure under section 552.111 of the Government Code. We have considered the exception you claim.

You inform us the requested information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2016-25923 (2016). In Open Records Letter No. 2016-25923, we concluded the department may withhold the submitted information under section 552.111 of the Government Code. There is no indication the law, facts, and circumstances on which the prior ruling was based have changed. Accordingly, the department may continue to rely on Open Records Letter No. 2016-52923 as a previous determination and withhold the identical information in accordance with that ruling. *See* Open Records Decision No. 673 (2001) (so long as law, facts, and circumstances on which prior ruling was based have not changed, first type of previous determination exists where requested information is precisely same information as was addressed in prior attorney general ruling, ruling is addressed to same governmental body, and ruling concludes information is or is not excepted from disclosure).

This letter ruling is limited to the particular information at issue in this request and limited to the facts as presented to us; therefore, this ruling must not be relied upon as a previous determination regarding any other information or any other circumstances.

This ruling triggers important deadlines regarding the rights and responsibilities of the governmental body and of the requestor. For more information concerning those rights and responsibilities, please visit our website at [http://www.texasattorneygeneral.gov/open/orl\\_ruling\\_info.shtml](http://www.texasattorneygeneral.gov/open/orl_ruling_info.shtml), or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act may be directed to the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



Paige Thompson  
Assistant Attorney General  
Open Records Division

PT/eb

Ref: ID# 644224

c: Requestor