



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

April 27, 2017

Ms. Jennifer Burnett  
Attorney & Public Information Coordinator  
Office of General Counsel  
The University of Texas System  
201 West 7<sup>th</sup> Street, Suite 600  
Austin, Texas 78701-2901

OR2017-08968

Dear Ms. Burnett:

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# 655139 (OGC# 173687).

The University of Texas System (the "system") received a request for information pertaining to a specified category of incidents during a specified time period. The system claims the submitted information is excepted from disclosure under section 552.108 of the Government Code. We have considered the exception the system claims and reviewed the submitted information.

The system informs us the submitted information was the subject of a previous request for a ruling by the system. We note, in response to the system's previous request for a ruling, this office issued Open Records Letter No. 2017-07396 (2017). In that ruling, we concluded the system may withhold the submitted information under section 552.108(a)(1) of the Government Code on behalf of the University of Texas at Tyler Police Department and the University of Texas Southwestern Medical Center Police Department. We have no indication there has been any change in the law, facts, or circumstances on which the previous ruling was based. Accordingly, we conclude the system may rely on Open Records Letter No. 2017-07396 as a previous determination and withhold the submitted information in accordance with that ruling.<sup>1</sup> See Open Records Decision No. 673 (2001) (so long as law,

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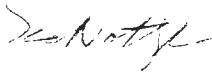
<sup>1</sup>As we are able to make this determination, we need not address your argument against disclosure of the submitted information.

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 that 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,



Sean Nottingham  
Assistant Attorney General  
Open Records Division

SN/som

Ref: ID# 655139

Enc. Submitted documents

c: Requestor  
(w/o enclosures)