



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

September 13, 2017

Mr. Mark E. Dempsey
Assistant City Attorney
City of Garland
P.O. Box 469002
Garland, Texas 75046-9002

OR2017-20929

Dear Mr. Dempsey:

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# 680978 (ORR# GCA 17-0470).

The Garland Police Department (the "department") received a request for a specified e-mail and bulletin. The department claims the submitted information is excepted from disclosure under section 552.108 of the Government Code. We have considered the exception the department claims and reviewed the submitted information.

The department states the submitted information was the subject of previous requests for information, as a result of which this office issued Open Records Letter Nos. 2016-00898 (2016) and 2017-04799 (2017). In those rulings, this office determined the department may withhold the information at issue under section 552.108(a)(1) of the Government Code. The department indicates there has been no change in the law, facts, or circumstances on which the previous rulings were based. Accordingly, the department may rely on Open Records Letter Nos. 2016-00898 and 2017-04799 as previous determinations and withhold the information in accordance with those rulings. *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 that information is or is not excepted from

disclosure). As we are able to make this determination, we need not address the department's argument against release of the submitted information.

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, 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,



Claire V. Morris Sloan
Assistant Attorney General
Open Records Division

CVMS/bw

Ref: ID# 680978

Enc. Submitted documents

c: Requestor
(w/o enclosures)