



KEN PAXTON  
ATTORNEY GENERAL OF TEXAS

November 6, 2017

Ms. Alyssa L. Romero  
Counsel for Donna Independent School District  
The Law Offices of Guerra & Farah, P.L.L.C.  
3700 North 10th Street, Suite 309  
McAllen, Texas 78501

OR2017-25387

Dear Ms. Romero:

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# 683119.

The Donna Independent School District (the "district"), which you represent, received a request for a specified audit referenced in a specified district board meeting and certain personnel orders or directives during a specified time period. You state you have released some information. You claim the submitted information is excepted from disclosure under sections 552.103 and 552.107 of the Government Code and privileged under rule 503 of the Texas Rules of Evidence. We have considered your arguments and reviewed the submitted information.

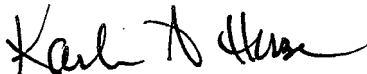
You state, and we agree, the submitted information was the subject of a previous request for information, as a result of which this office issued Open Records Letter No. 2017-18802 (2017). In that ruling, we determined the district may withhold the submitted information under rule 503 of the Texas Rules of Evidence. 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 district may rely on Open Records Letter No. 2017-18802 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, 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,



Kaelan A. Henze  
Assistant Attorney General  
Open Records Division

KAH/gw

Ref: ID# 683119

Enc. Submitted documents

c: Requestor  
(w/o enclosures)

---

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