



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

January 17, 2018

Mr. Michael Shaunessy  
Counsel for the Hutto Police Department  
McGinnis Lochridge L.L.P.  
600 Congress Avenue, Suite 2100  
Austin, Texas 78701

OR2018-01069

Dear Mr. Shaunessy:

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# 691908.

The Hutto Police Department (the "department"), which you represent, received a request for information pertaining to a specified report. You claim the requested information is excepted from disclosure under sections 552.101, 552.103, 552.108, 552.130, 552.136, and 552.137 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

We note the submitted information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2017-25589 (2017). In that ruling, we concluded the following: (1) with the exception of basic information, the department may withhold certain information it marked under section 552.108(a)(1) of the Government Code; (2) the department must withhold public citizen's dates of birth under section 552.101 of the Government Code in conjunction with common-law privacy; and (3) the department must release the remaining information. As we have no indication the law, facts, and circumstances on which the prior ruling was based have changed, the department must continue to rely on Open Records Letter No. 2017-25589 as a previous determination and withhold or release the submitted information in accordance with that ruling.<sup>1</sup> See Open

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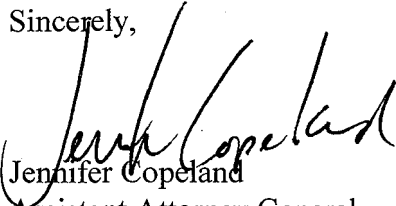
<sup>1</sup>As we are able to make this determination, we do not address your remaining claims against disclosure of the submitted information, except to note basic information may not be withheld from public disclosure under section 552.103 of the Government Code. Open Records Decision No. 597 (1991).

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,



Jennifer Copeland  
Assistant Attorney General  
Open Records Division

JC/gw

Ref: ID# 691908

Enc. Submitted documents

c: Requestor  
(w/o enclosures)