



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

February 19, 2019

Ms. Anastasia Broadfoot
Attorney
Office of General Counsel
Texas Alcoholic Beverage Commission
P.O. Box 13127
Austin, Texas 78711-3137

OR2019-04598

Dear Ms. Broadfoot:

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# 750203 (TABC Request No. R000342-111918).

The Texas Alcoholic Beverage Commission (the "commission") received a request for three categories of information pertaining to a named commission executive. You claim the requested information is excepted from disclosure under section 552.101 of the Government Code. We have considered the exception you claim.

Initially, you state the requested information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2019-01286 (2019). There is no indication the law, facts, and circumstances on which the prior ruling was based have changed. Thus, the commission must continue to rely on Open Records Letter 2019-01286 as a previous determination and withhold or release the information at issue in accordance with that ruling.¹ 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

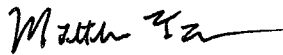
¹As we are able to make this determination, we need not address your argument against disclosure of the requested information.

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, 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,



Matthew Taylor
Assistant Attorney General
Open Records Division

MHT/eb

Ref: ID# 750203

c: Requestor