



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

June 17, 2019

Ms. Durime Elamzi Fahim  
Assistant City Attorney  
City of San Antonio  
Post Office Box 839966  
San Antonio, Texas 78283-3966

OR2019-16361

Dear Ms. Fahim:

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# 771033 (ORR# W258151-032819).

The City of San Antonio (the "city") received a request for information pertaining to a specified incident. The city claims the requested information is excepted from disclosure under section 552.101 of the Government Code. We have considered the claimed exception and reviewed the submitted information.

The city informs us the submitted information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2019-04908 (2019). In Open Records Letter No. 2019-04908, we determined the city must withhold the requested information under section 552.101 of the Government Code in conjunction with section 81.046 of the Health and Safety Code. We have no indication the law, facts, or circumstances on which the prior ruling was based have changed. Accordingly, the city must rely on Open Records Letter No. 2019-04908 as a previous determination and withhold the submitted information in accordance with that ruling.<sup>1</sup>

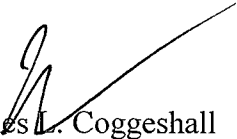
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<sup>1</sup>See Open Records Decision No. 673 (2001) (so long as law, facts, and circumstances on which prior ruling was based have not changed, first type of previous determination exists where requested information is precisely same information as 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,



James L. Coggeshall  
Assistant Attorney General  
Open Records Division

JLC/mo

Ref: ID# 771033

Enc. Submitted documents

c: Requestor  
(w/o enclosures)