



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

September 30, 2019

Ms. Josi Diaz
Assistant City Attorney
City of Dallas
1400 South Lamar, 6 Floor. 6W
Dallas, Texas 75215

OR2019-27230

Dear Ms. Diaz:

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# 795429 (ORR# D024804-19).

The Dallas Police Department (the "department") received a request for a specified offense report. You claim the requested information is excepted from disclosure under section 552.108 of the Government Code. We have considered the exception you claim.

You inform us the requested information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2019-25319 (2019). In that ruling, we determined, in relevant part, the following: (1) the department may withhold the information it marked and indicated under section 552.108(a)(1) of the Government Code on behalf of the Dallas County District Attorney's Office; (2) the department must withhold the public citizen's date of birth it marked under section 552.101 of the Government Code in conjunction with common-law privacy; (3) the department must withhold the motor vehicle record information it marked under section 552.130 of the Government Code; and (4) the department must release the remaining information. We have no indication the law, facts, and circumstances on which the prior ruling was based have changed. Therefore, the department may continue to rely on Open Records Letter No. 2019-25319 as a previous determination and withhold or release the requested information in accordance with that ruling. *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 <https://www.texasattorneygeneral.gov/open-government/members-public/what-expect-after-ruling-issued> or call the OAG's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Public Information Act may be directed to the Cost Rules Administrator of the OAG, toll free, at (888) 672-6787.

Sincerely,



Kieran Hillis
Assistant Attorney General
Open Records Division

KH/jxd

Ref: ID# 795429

Enc. Submitted documents

c: Requestor
(w/o enclosures)