



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

October 7, 2019

Mr. Gustavo Martinez
City Attorney
City of Mission
1201 East Eighth Street
Mission, Texas 78572

OR2019-28051

Dear Mr. Martinez:

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# 789800 (File# 19-0631).

The City of Mission (the "city") received a request for a specified police report.¹ You claim the submitted information is excepted from disclosure under section 552.108 of the Government Code. We have considered the exception 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. 2019-12655 (2019). In Open Records Letter No. 2019-12655, we determined, with the exception of basic information, the city may withhold the information at issue under section 552.108 of the Government Code. We have no indication the law, facts, or circumstances on which the prior ruling was based have changed. Accordingly, the city may continue to rely on Open Records Letter No. 2019-12655 as a previous determination and withhold the submitted information in accordance with that ruling.² See Open Records Decision No. 673 at 6-7 (2001) (discussing criteria for first type of previous determination).

¹ As you have not submitted the request for information, we take our description from your brief.

² As we are able to make this determination, we need not address your argument against disclosure of the submitted information.

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,



Kelly McWethy
Assistant Attorney General
Open Records Division

KM/mo

Ref: ID# 789800

Enc. Submitted documents

c: Requestor
(w/o enclosures)