



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

December 10, 2019

Mr. James C. Tidwell  
Counsel for Fannin County  
Wolfe, Tidwell & McCoy, LLP  
320 North Travis Street, Suite 205  
Sherman, Texas 75090

OR2019-34649

Dear Mr. Tidwell:

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# 802615.

The Fannin County Sheriff's Office (the "sheriff's office"), which you represent, received several requests from the same requestor for five categories of information pertaining to named individuals. You claim the submitted information is excepted from disclosure under sections 552.101, 552.102, 552.103, and 552.108 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

Initially, you state some of the submitted information is not responsive to the present request because it does not pertain to any of the information requested by the requestor. This ruling does not address the public availability of the non-responsive information, which we marked, and the sheriff's office need not release it in response to this request.

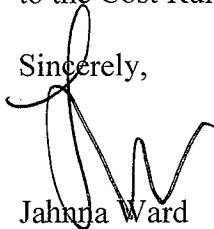
Next, we note the responsive information was the subject of a previous request for a ruling, as a result of which this office issued Open Records Letter No. 2019-31031 (2019). In that ruling, we determined the sheriff's office (1) must continue to rely on Open Records Letter No. 2019-29207A as a previous determination and withhold or release the information at issue in accordance with that ruling; and (2) may withhold the remaining responsive information under section 552.103 of the Government Code. We have no indication the law, facts, or circumstances on which the prior ruling was based have changed. Accordingly, the sheriff's office must continue to rely on Open Records Letter No. 2019-31031 as a previous determination and withhold or release the information at issue in

accordance with that ruling.<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 a 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,



Jahna Ward  
Assistant Attorney General  
Open Records Division

JW/be

Ref: ID# 802615

Enc. Submitted documents

c: Requestor  
(w/o enclosures)

---

<sup>1</sup> As we are able to make this determination, we need not address your arguments against disclosure of the submitted responsive information.