



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

January 29, 2020

Ms. Melissa McDonald  
McLennan County Sheriff's Office  
901 Washington Avenue  
Waco, Texas 76701

OR2020-02780

Dear Ms. McDonald:

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# 808932.

The McLennan County Sheriff's Office (the "sheriff's office") received a request for information pertaining to a specified case number. You state the sheriff's office is releasing some information to the requestor. You claim the submitted information is excepted from disclosure under section 552.101 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. 2019-33051 (2019). In that ruling, we concluded the sheriff's office must withhold the information we marked under section 552.101 of the Government Code in conjunction with the Medical Practice Act and must release the remainder of the information at issue. We have no indication the law, facts, and circumstances on which Open Records Letter No. 2019-33051 was based have changed. Accordingly, the sheriff's office must continue to rely on Open Records Letter No. 2019-33051 as a previous determination and withhold or release the submitted information in accordance with that ruling.<sup>1</sup> See Open Records Decision No. 673 (2001) (so long as law, facts, 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).

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<sup>1</sup> As we are able to make this determination, we need not address your arguments 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,



Blake Brennan  
Assistant Attorney General  
Open Records Division

BBX/gw

Ref: ID# 808932

Enc. Submitted documents

c: Requestor  
(w/o enclosures)