



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

March 3, 2020

Mr. Micah D. Fernandes
Counsel for the City of Watauga
Russell, Rodriguez, Hyde & Bullock, L.L.P.
1633 Williams Drive, Building 2, Suite 200
Georgetown, Texas 78628

OR2020-06622

Dear Mr. Fernandes:

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# 813802 (PIA19-772/RT 1710 & PIA 19-780/RT 1722).

The City of Watauga (the "city"), which you represent, received two requests from different requestors for information pertaining to a specified incident. You claim the submitted information is excepted from disclosure under sections 552.101, 552.108, and 552.130 of the Government Code.¹ We have considered the exceptions you claim and reviewed the submitted information.

You state the submitted information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2019-25051 (2019). In that ruling, we determined that, with the exception of the basic information, which must be released, the city may withhold the submitted information under section 552.108(a)(1) of the Government Code. We have no indication the law, facts, and circumstances on which the prior ruling was based have changed. Thus, the city may continue to rely on Open Records Letter No. 2019-25051 as a previous determination and withhold or release the submitted information in accordance with that ruling.² 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

¹ Although you do not raise section 552.101 of the Government Code in your brief, we understand you to raise this exception based on your markings.

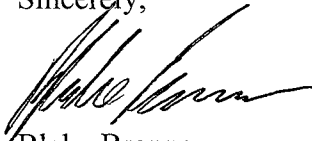
² As we are able to make this determination, we need not address your arguments against disclosure of this information.

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,



Blake Brennan
Assistant Attorney General
Open Records Division

BBX/eb

Ref: ID# 813802

c: 2 Requestors