



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

March 4, 2020

Ms. Heather Silver  
Assistant City Attorney  
City of Dallas  
1400 South Lamar Street, 6th Floor, 6W  
Dallas, Texas 75215

OR2020-06723

Dear Ms. Silver:

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# 822026 (ORR# D037429-122319).

The Dallas Police Department (the "department") received a request for information related to a specified incident. You claim the requested information is subject to previous rulings by our office. We have considered your argument.

We note the requested information was the subject of previous requests for information, in response to which this office issued Open Records Letter Nos. 2019-36583 (2019) and 2020-03253 (2020). In Open Records Letter No. 2019-36583 we determined the department may withhold the information at issue under section 552.108(a)(1) of the Government Code. In Open Records Letter No. 2020-03253 we determined: (1) as the requestor did not properly request the body worn camera recordings at issue pursuant to chapter 1701 of the Occupations Code, this information need not be released; and (2) with the exception of basic information, which must be released, the department may withhold the remaining information under section 552.108(a)(1) of the Government Code on behalf of the Dallas County District Attorney's Office. We understand the law, facts, and circumstances on which the prior rulings were based have not changed. Therefore, the department may continue to rely on Open Records Letter Nos. 2019-36583 and 2020-03253 as previous determinations and withhold or release the requested information in accordance with those rulings. *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,



Tim Neal  
Assistant Attorney General  
Open Records Division

TN/be

Ref: ID# 822026

Enc. Submitted documents

c: Requestor  
(w/o enclosures)