



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

March 18, 2020

Mr. Ricardo Vela, Jr.
Criminal District Attorney
Dallas County
133 North Riverfront Boulevard, Lb-19
Dallas, Texas 75207-4399

OR2020-08537

Dear Mr. Vela.:

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# 817248.

The Dallas County District Attorney’s Office (the “district attorney’s office”) received a request for information pertaining to a specified criminal prosecution. You state the district attorney’s office released some of the requested information. You claim the requestor did not properly request the submitted body worn camera recording pursuant to section 1701.661 of the Occupations Code. Additionally, you claim the submitted information is either not subject to the Act or excepted from disclosure under sections 552.101, 552.103, 552.107, 552.108, 552.1085, 552.111, 552.1175, 552.130, 552.136, 552.137, 552.139, and 552.147 of the Government Code. We have considered your arguments and reviewed the submitted representative sample of information.¹

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. 2019-35142 (2019). We have no indication the law, facts, and circumstances on which the prior ruling was based have changed. Therefore, the district attorney’s office must continue to rely on Open Records Letter No. 2019-35142 as a previous determination and withhold or release the

¹ We assume the “representative sample” of records submitted to this office is truly representative of the requested records as a whole. *See* Open Records Decision Nos. 499 (1988), 497 (1988). This open records letter does not reach, and therefore does not authorize the withholding of, any other requested records to the extent that those records contain substantially different types of information than that submitted to this office.

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 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,

Matthew Taylor
Assistant Attorney General
Open Records Division

MHT/rm

Ref: ID# 817248

Enc. Submitted documents

c: Requestor
(w/o enclosures)

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