



KEN PAXTON  
ATTORNEY GENERAL OF TEXAS

August 26, 2020

Ms. Charla Thomas  
Assistant City Attorney  
City of Temple  
2 North Main Street, Suite 308  
Temple, Texas 76501

OR2020-21473

Dear Ms. Thomas:

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# 843380.

The Temple Police Department (the "department") received a request for information related to a specified incident. You claim the submitted information is subject to a previous ruling by our office. You further claim a portion of the submitted information is excepted from disclosure under section 552.101 of the Government Code. We have considered your arguments and reviewed the submitted information.

You state, and we agree, the submitted information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2020-15443 (2020). In that ruling, we determined the department must withhold some information under section 552.101 of the Government Code in conjunction with common-law privacy and must release the remaining information. You state the law, facts, and circumstances on which the prior ruling was based have not changed. Therefore, the department must continue to rely on Open Records Letter No. 2020-15443 as a previous determination and withhold or release the submitted information in accordance with that ruling. *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/jxd

Ref: ID# 843380

Enc. Submitted documents

c: Requestor  
(w/o enclosures)