



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

April 18, 2022

Mr. Chuong Q. Phung
Assistant City Attorney
City of Grand Prairie
300 West Main Street
Grand Prairie, Texas 75050

OR2022-11110

Dear Mr. Phung:

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# 941737 (GPCA 21-0388).

The Grand Prairie Police Department (the "department") received a request for a specified investigative file. We understand you have released some information to the requestor. You claim the requested information is excepted from disclosure under section 552.101 of the Government Code. We have considered the exception you claim.

We note the requested information was the subject of a previous request for information, as a result of which this office issued Open Records Letter Nos. 2022-04097 (2022). In that ruling, we determined the department must withhold the body worn camera recording at issue pursuant to section 552.101 of the Government Code in conjunction with section 1701.661(f) of the Occupations Code. We have no indication there has been any change in the law, facts, or circumstances on which the previous rulings were based. Accordingly, the department must continue to rely on Open Records Letter No. 2022-04097 as a previous determination and withhold the identical 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# 941737

c: Requestor