



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

June 10, 2022

Mr. Leonard V. Schneider  
Counsel for the City of Huntsville  
Liles Parker, P.L.L.C.  
2261 Northpark Drive, Suite 445  
Kingwood, Texas 77339

OR2022-16807

Dear Mr. Schneider:

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# 953146.

The City of Huntsville (the "city"), which you represent, received two requests from the same requestor for certain e-mails pertaining to the construction and relocation of specified city buildings during stated periods of time, certain information pertaining to a named city employee, and certain communications pertaining to specified city contracts and projects. You state the city is releasing some information to the requestor. You claim the submitted information is excepted from disclosure under section 552.103 of the Government Code. We have considered the exception you claim and reviewed the submitted representative sample of information.<sup>1</sup>

You state the submitted information was the subject of a previous request for a ruling, as a result of which this office issued Open Records Letter No. 2022-07010 (2022). In that ruling, we determined (1) the city must release the information we have marked pursuant to section 552.022(a)(3) of the Government Code, and (2) the city may withhold the remaining information under section 552.103 of the Government Code. You state the law, facts, or circumstances on which the prior ruling was based have not changed. Thus, the university must continue to rely on Open Records Letter No. 2022-07010 as a previous

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<sup>1</sup> We assume that 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.

determination and withhold or release the information at issue in accordance with that ruling.<sup>2</sup> *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 a 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,

Erin Groff  
Assistant Attorney General  
Open Records Division

EMG/jm

Ref: ID# 953146

Enc. Submitted documents

c: Requestor  
(w/o enclosures)

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<sup>2</sup> As we are able to make this determination, we need not address the remaining argument against disclosure of the submitted information.