



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

October 6, 2022

Ms. Cynthia Trevino
Counsel for the City of Uvalde
Denton Navarro Rocha Bernal & Zech, PC
2517 North Main Avenue
San Antonio, Texas 78212-4685

OR2022-30797

Dear Ms. Trevino:

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# 973553 (UV Nos. 22-174 and 22-176).

The City of Uvalde (the "city"), which you represent, received two requests from the same requestor for information pertaining to specified communications between named individuals. You state the city will release some information. You claim the requested information is excepted from disclosure under sections 552.101 through 552.160 of the Government Code. We have considered the exceptions you claim.

You inform us the requested information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2022-24126 (2022). In Open Records Letter No. 2022-24126, we determined the city may withhold some of the information at issue under section 552.108 of the Government Code; but must release the remaining information at issue. We have no indication the law, facts, or circumstances on which the prior ruling was based have changed. Accordingly, the city may continue to rely on Open Records Letter No. 2022-24126 as a previous determination and withhold or release the requested information in accordance with that ruling.¹ *See* Open Records Decision No. 673 at 6-7 (2001) (discussing criteria for first type of previous determination).

¹ As we are able to make this argument, we need not address your arguments against disclosure of the requested information.

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,

Kelly McWethy
Assistant Attorney General
Open Records Division

KM/

Ref: ID# 973553

c: Requestor