



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

December 1, 2022

Ms. Kelsey Ciluffo
Assistant City Attorney
City of Dallas
1500 Marilla Street, 7DN
Dallas, Texas 75201

OR2022-37059

Dear Ms. Ciluffo:

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# 983110 (ORR# C008478).

The City of Dallas (the "city") received a request for information pertaining to a specified incident. You claim the requested information is excepted from disclosure under section 552.101 of the Government Code. We have considered the exception 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. 2022-31232 (2022). In Open Records Letter No. 2022-31232, we determined the department may withhold the information at issue under section 552.101 of the Government Code in conjunction with the common-law informer's privilege; must withhold the information at issue under section 552.130 of the Government Code; and must release the remaining information. We have no indication the law, facts, or circumstances on which the prior ruling was based have changed. Accordingly, the city must continue to rely on Open Records Letter No. 2022-31232 as a previous determination and withhold or release the identical 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 determination, we need not address your argument against disclosure of this 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/mo

Ref: ID# 983110

c: Requestor