



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

February 20, 1992

Mr. Charles E. Griffith, III
Deputy City Attorney
P. O. Box 1088
Austin, Texas 78767-8828

OR92-70

Dear Mr. Griffith:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 14632.

You have received a request for information relating to a case pending before the 331st District Court, Travis County. You seek to withhold the requested information from required public disclosure under sections 3(a)(3) and 3(a)(8) of the Open Records Act.

We have examined the information submitted to us for review and conclude that it may be withheld under section 3(a)(3). Please note, however, that section 3(a)(3) cannot be invoked to withhold from public disclosure basic information in an offense report that has already been made available to the defendant in the criminal litigation. Open Records Decision No. 597 (1991). As we resolve this issue under section 3(a)(3), we need not address the applicability of section 3(a)(8) at this time.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with

a published open records decision. If you have questions about this ruling, please refer to OR92-70.

Yours very truly,



Sarah Woelk
Assistant Attorney General
Opinion Committee

SW/GK/lcd

Ref.: ID# 14632
ID# 14707
ID# 14822
ID# 14812

cc: Mr. Rudy Guzman
T.C.C.C. # 2-B-5
3614 Bill Price Road
Del Valle, Texas 78617