



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

July 22, 1998

Mr. Miles K. Risley  
Senior Assistant City Attorney  
Legal Department  
City of Victoria  
P. O. Box 1758  
Victoria, Texas 77902-1758

OR98-1709

Dear Mr. Risley:

You have asked whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 116893.

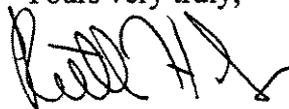
The City of Victoria Police Department received a request for records of incidents where police were called and a named individual was involved. You submitted to this office the records at issue, in which the named individual is listed as a complainant. You indicate that the front page offense report information in these cases has been supplied to the requestor, but you assert that the remaining portions of the reports are protected from disclosure under sections 552.103 and 552.108 of the Government Code.

Section 552.108(a)(1) provides an exception from disclosure for information that is held by a law enforcement agency or prosecutor and that deals with the detection, investigation, or prosecution of crime, when release of such information would interfere with the detection, investigation, or prosecution of crime. You state that one of the reports pertains to a pending prosecution, and that the remaining information pertains to cases still under investigation that may result in criminal charges. Based upon the information provided, we agree that the information at issue may be withheld from disclosure under section 552.108. *See* Open Records Decision No. 216 (1978) at 3 (release of information during pending criminal case would interfere with prosecution of crime and law enforcement interests).

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous

determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read 'Ruth H. Soucy', written in a cursive style.

Ruth H. Soucy  
Assistant Attorney General  
Open Records Division

RHS/ch

Ref: ID# 116893

Enclosures: Submitted documents

cc: Mr. Stephen P. Dirkson  
197 Oak View Drive  
La Vernia, Texas 78121  
(w/o enclosures)