



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

October 1, 1998

Ms. Leah Curtis Morris
Law Offices of Harold F. Curtis, Jr.
2708 Washington Street
Greenville, Texas 75401

OR98-2346

Dear Ms. Morris:

On behalf of the Greenville Fire Department (the "department"), you ask that we reconsider our decision in Open Records Letter No. 98-1575 (1998). Your request was assigned ID# 118403.

Open Records Letter No. 98-1575 found sections 552.101 and 552.110 of the Government Code inapplicable to a report concerning a fire at Town South Shopping Center. You now ask that we reconsider this decision in light of the proprietary rights of Mr. Gary Clifton, the person you say provided the report to the department.

This office notified Mr. Clifton of this request, inviting him to raise exceptions to the required public disclosure of the report. The notification states that if he does not respond to our notification, we will assume that he has no objection to the public release of the requested information. Mr. Clifton has not responded to our notification. Thus, we have no basis to conclude that the information is excepted from disclosure based on section 552.101 or 552.110. Therefore, the department must release the information to the requestor.

We are resolving this matter with this 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 may 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 cursive script that reads "Kay Hastings".

Kay Hastings
Assistant Attorney General
Open Records Division

KHH/ch

Ref.: ID# 118403

Enclosures: Submitted documents

cc: Mr. Michael Gentry
Attorney At Law
1415 Louisiana, Suite 3700
Houston, Texas 77002
(w/o enclosures)

Mr. Gary Clifton
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(w/o enclosures)