



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

June 22, 2009

Mr. Randy A. Stoneroad  
Deputy City Attorney  
City of Temple  
2 North Main, Suite 308  
Temple, Texas 76501

OR2009-08517

Dear Mr. Stoneroad:

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# 351162.

The Temple Police Department (the "department") received a request for information related to a specified incident. You claim that the requested information is excepted from disclosure under section 552.108 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

You inform us that the requested information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2009-05953 (2009). You state that there has been no change in the law, facts, and circumstances on which the previous ruling is based. We therefore conclude that the department must dispose of the requested information in accordance with Open Records Letter No. 2009-05953.<sup>1</sup> See Gov't Code § 552.301(a); Open Records Decision No. 673 at 6-7 (2001) (listing elements of first type of previous determination under Gov't Code § 552.301(a)).

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.

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<sup>1</sup>As we are able to make this determination, we do not address your arguments against disclosure.

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 [http://www.oag.state.tx.us/open/index\\_orl.php](http://www.oag.state.tx.us/open/index_orl.php), or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act must be directed to the Cost Rules Administrator of the Office of the Attorney General at (512) 475-2497.

Sincerely,



Cindy Nettles  
Assistant Attorney General  
Open Records Division

CN/dls

Ref: ID# 351162

Enc. Submitted documents

c: Requestor  
(w/o enclosures)