



ATTORNEY GENERAL OF TEXAS

GREG ABBOTT

October 5, 2009

Mr. Mark G. Mann
Assistant City Attorney
City of Garland
P.O. Box 469002
Garland, Texas 75046-9002

OR2009-13991

Dear Mr. Mann:

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# 361535 (GCA09-0663).

The City of Garland (the "city") received a request for the names and contact information of citizens that had appointments with the mayor on a particular date. You state that you have released a redacted copy of the submitted information. You claim that a portion of the submitted information is excepted from disclosure under section 552.137 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Section 552.137 of the Government Code excepts from disclosure "an e-mail address of a member of the public that is provided for the purpose of communicating electronically with a governmental body" unless the member of the public consents to its release or the e-mail address is of a type specifically excluded by subsection (c). See Gov't Code § 552.137(a)-(c). You have marked e-mail addresses within the submitted information that are subject to section 552.137(a). You do not inform us that the city has received consent to release any of these e-mail addresses. However, section 552.137 is not applicable to an institutional e-mail address, an Internet website address, or an e-mail address that a governmental entity maintains for one of its officials or employees. You have marked an e-mail address that is not confidential under section 552.137 as it is maintained by a governmental entity for its official or employee. Therefore, with the exception of the e-mail address that we have marked for release, the city must withhold the e-mail addresses you

have marked pursuant to section 552.137 of the Government Code. As you raise no further exceptions against disclosure, the remainder of the information must be released.

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 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, toll free at (888) 672-6787.

Sincerely,



Andrea L. Caldwell
Assistant Attorney General
Open Records Division

ALC/sdk

Ref: ID# 361535

Enc. Submitted documents

c: Requestor
(w/o enclosures)