



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

May 29, 2012

Ms. Donna L. Johnson
Attorney for City of Hilshire Village
Olson & Olson, L.L.P.
2727 Allen Parkway, Suite 600
Houston, Texas 77019

OR2012-08145

Dear M:

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# 458913 (Ref. CHV-12-204).

The City of Hilshire (the "city"), which you represent received a requests for the beginning elevation survey for a specified address. You state the requested information was the subject of a previous ruling issued by this office. We have considered your arguments.

You state the requested information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2012-06662 (2012). In that ruling, we concluded the city may withhold the submitted information under section 552.103 of the Government Code, to the extent it had not been obtained by all parties to the litigation, through discovery or otherwise. You do not indicate there has been any change in the law, facts, and circumstances on which the previous ruling is based. We therefore conclude the city office may rely on Open Records Letter No. 2012-06662 as a previous determination and withhold or release the submitted information in accordance with that ruling. *See* 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.

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,

A handwritten signature in cursive script that reads "Misty Haberer Barham".

Misty Haberer Barham
Assistant Attorney General
Open Records Division

MHB/som

Ref: ID# 458913

Enc. Submitted documents

c: Requestor
(w/o enclosures)