



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

October 25, 2013

Sgt. Marco Castaneda
Crime Records Office
City of McAllen Police Department
P.O. Box 220
McAllen, Texas 78501

OR2013-18651

Dear Sgt. Castaneda:

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# 503514.

The McAllen Police Department (the "department") received two requests from different requestors for case number 2013-64903. You claim the submitted 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.

We note the requested information was the subject of a previous request for a ruling, in response to which this office issued Open Records Letter No. 2013-14123 (2013). In this prior ruling, we ruled, with the exception of basic information, the department may withhold the submitted information under section 552.108(a)(1) of the Government Code. As we have no indication there has been any change in the law, facts, or circumstances on which the previous ruling was based, we conclude the department must rely on Open Records Letter No. 2013-14123 as a previous determination and withhold or release the requested information in accordance with it.¹ See Open Records Decision No. 673 (2001) (so long as law, facts, and circumstances on which prior ruling was based have not changed, first type of previous determination exists where requested information is precisely same information

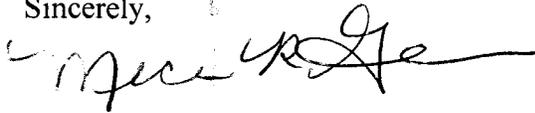
¹Because our ruling is dispositive, we do not address your arguments against disclosure.

as was addressed in prior attorney general ruling, ruling is addressed to same governmental body, and ruling concludes that information is or is not excepted from disclosure).

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.texasattorneygeneral.gov/open/orl_ruling_info.shtml, 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 may be directed to the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



Michelle R. Garza
Assistant Attorney General
Open Records Division

MRG/som

Ref: ID# 503514

Enc. Submitted documents

c: 2 Requestors
(w/o enclosures)