



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

February 12, 2014

Ms. Renae Mayfield  
Custodian of Records  
Kaufman County Sheriff's Office  
P.O. Drawer 849  
Kaufman, Texas 75142

OR2014-02680

Dear Ms. Mayfield:

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# 514167.

The Kaufman County Sheriff's Office (the "sheriff's office") received a request for audio and video recordings related to a specified incident. 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.

Initially, we note some of the submitted information is not responsive to the instant request because it does not consist of the requested audio or video recordings. This ruling does not address the public availability of any information that is not responsive to the request and the sheriff's office is not required to release such information in response to this request.

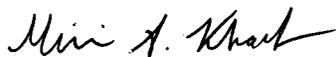
Next, you inform us the requested information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2013-12378 (2013). In Open Records Letter No. 2013-12378, we concluded, in part, the sheriff's office may withhold the submitted video and audio recordings under section 552.108(a)(2) of the Government Code. You indicate the law, facts, and circumstances on which the prior ruling was based have not changed. Accordingly, we conclude the sheriff's office may continue to rely on Open Records Letter No. 2013-12378 as a previous determination and may continue to withhold the responsive information in accordance with that ruling. *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 as was addressed in prior attorney general ruling, ruling is address to same governmental body, and ruling concludes information is or is not excepted from disclosure). As we are able to make this determination, we do not address your submitted arguments.

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](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,



Miriam A. Khalifa  
Assistant Attorney General  
Open Records Division

MAK/akg

Ref: ID# 514167

Enc. Submitted documents

c: Requestor  
(w/o enclosures)