



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

November 25, 2014

Ms. Raethella Jones
Assistant District Attorney
County of Brazoria
111 East Locust Street
Angleton, Texas 77515

OR2014-21458

Dear Ms. Jones:

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# 544532.

The Brazoria County Sheriff's Office (the "sheriff's office") received a request for any reports regarding a specified telephone number and address since 2007. 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.

Section 552.108(a)(2) of the Government Code excepts from disclosure information concerning an investigation that concluded in a result other than conviction or deferred adjudication. Gov't Code § 552.108(a)(2). A governmental body claiming section 552.108(a)(2) must demonstrate the requested information relates to a criminal investigation that has concluded in a final result other than a conviction or deferred adjudication. *See id.* § 552.301(e) (governmental body must provide comments explaining why exceptions raised should apply to information requested). You state "no information can be located regarding the disposition of the case" related to the submitted report. Upon review, we find you have not demonstrated the submitted report relates to a criminal investigation that has concluded in a final result other than a conviction or deferred adjudication. Accordingly, we conclude the sheriff's office may not withhold the submitted information under section 552.108(a)(2). As you raise no other arguments against disclosure, the sheriff's office must release the submitted information.

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,

A handwritten signature in black ink, appearing to read 'D. Olds', with a long horizontal flourish extending to the right.

Daniel Olds
Assistant Attorney General
Open Records Division

DO/cbz

Ref: ID# 544532

Enc. Submitted documents

c: Requestor
(w/o enclosures)