



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

September 21, 2015

Mr. Matthew K. Behrens
Assistant General Counsel
City of El Paso
El Paso Water Utilities - Public Service Board
P.O. Box 511
El Paso, Texas 79961-0001

OR2015-19610

Dear Mr. Behrens:

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# 585773.

The El Paso Water Utilities Public Service Board (the "board") received a request for a specified report. You claim some of the requested information is excepted from disclosure under section 552.103 of the Government Code. We have considered the exception you claim.

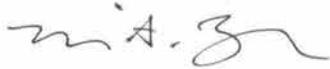
You state the requested information was the subject of a previous request for information, as a result of which this office issued Open Records Letter No. 2015-01766 (2015). In that ruling, we determined with the exception of basic information, the board may withhold the submitted information under section 552.103 of the Government Code. We have no indication there has been any change in the law, facts, or circumstances on which the previous ruling was based. Accordingly, we conclude the board may rely on Open Records Letter No. 2015-01766 as a previous determination and withhold or release the identical 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 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,

A handwritten signature in black ink, appearing to read "N.A. Ybarra".

Nicholas A. Ybarra
Assistant Attorney General
Open Records Division

NAY/cbz

Ref: ID# 585773

Enc. Submitted documents

c: Requestor
(w/o enclosures)