



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

October 15, 2015

Ms. Linda L. Sjogren
Assistant City Attorney
Legal Services Department
City of Waco
P. O. Box 2570
Waco, Texas 76702-2570

OR2015-21648

Dear Ms. Sjogren:

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# 589061.

The City of Waco (the "city") received a request for information pertaining to a specified incident. You claim the requested information is excepted from disclosure under sections 552.101, 552.108, and 552.152 of the Government Code. We have considered your arguments.

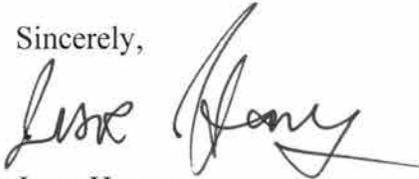
You inform us the requested information was the subject of previous requests for information, as a result of which this office issued Open Records Letter No. 2015-16352 (2015). In Open Records Letter No. 2012-16352, we held, with the exception of the previously released information, the city may withhold the information it marked under section 552.108(a)(1) of the Government Code and the information we marked under section 552.108(b)(1); the city must withhold (1) the information it marked under section 552.101 of the Government Code in conjunction with section 143.089(g) of the Local Government Code, (2) the FBI numbers it marked under section 552.101 of the Government Code in conjunction with federal law and chapter 411 of the Government Code, (3) the identifying information it marked under section 552.152 of the Government Code, and (4) the additional information we marked under section 552.130 of the Government Code; the city must release the remaining information. We have no indication there has been any

change in the law, facts, or circumstances on which the previous ruling was based. Accordingly, the city must rely on Open Records Letter No. 2015-16352 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). As we are able to make this determination, we need not address your 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, 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 "Jesse Harvey". The signature is fluid and cursive, with a long horizontal stroke at the end.

Jesse Harvey
Assistant Attorney General
Open Records Division

JH/eb

Ref: ID# 589061

c: Requestor