



THE ATTORNEY GENERAL
OF TEXAS

JIM MATTOX
ATTORNEY GENERAL

February 7, 1990

Ms. Tamara Armstrong
Assistant County Attorney
Travis County
P.O. Box 1748
Austin, Texas 78767

Dear Ms. Armstrong:

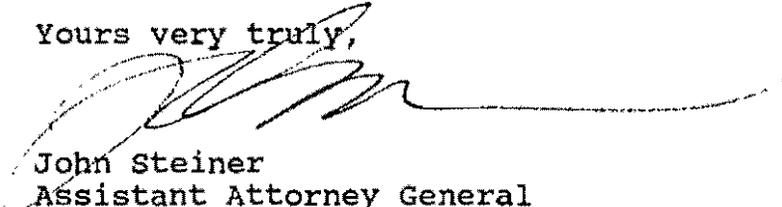
You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 8158; this decision is OR90-052.

We have considered the exceptions you claimed, in particular section 3(a)(3), and reviewed the documents at issue. A previous determination of this office, Open Records Decision No. 454 (1986), a copy of which is enclosed, resolves your request. For this reason, you may withhold the requested information.

You stated in your request that civil litigation was reasonably anticipated with regard to the specific subject matter of the requested information because a potential plaintiff, who was appealing an adverse administrative decision, had retained an attorney and made statements indicating an intent to litigate. Since we find that section 3(a)(3) excepts the requested information from public disclosure, we have not considered the other exceptions claimed and make no determination as to their applicability.

Because case law and prior published open records decisions resolve your request, we are resolving this matter with this informal letter ruling rather than with a published open records decision. If you have questions about this ruling, please refer to OR90-052.

Yours very truly,



John Steiner
Assistant Attorney General
Opinion Committee

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Ref.: ID# 8158

Enclosure: Open Records Decision No. 454