



THE ATTORNEY GENERAL
OF TEXAS

JIM MATTOX
ATTORNEY GENERAL

March 7, 1990

Ms. Mary Ann Courter
Assistant General Counsel
Department of Public Safety
P.O. Box 4087
Austin, Texas 78773-0001

OR90-089

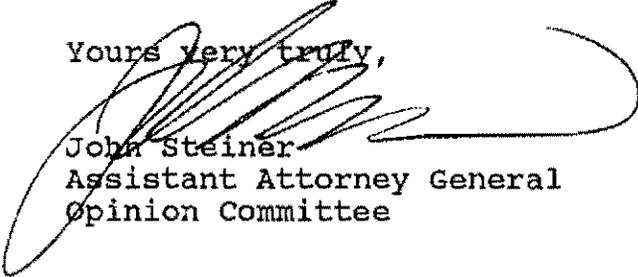
Dear Ms. Courter:

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# 8317.

We have considered the exceptions you claimed, specifically sections 3(a)(8) and 3(a)(3)¹, and have reviewed the documents at issue. Previous determinations of this office, Open Records Decision Nos. 478 (1987) and 127 (1976), copies of which are enclosed, resolve your request. For this reason, you may withhold the requested information.

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 OR90-089.

Yours very truly,


John Steiner
Assistant Attorney General
Opinion Committee

1. In your letter you state: "The Department also submits that the information the Department seeks to withhold is also exempt from disclosure under Sec. 3(a)(11) since it is information relating to litigation of a criminal nature. This is an active, pending cause to which the State is a party." Presumably, you meant to claim § 3(a)(3) in this respect.

JS/le

Ref.: ID# 8317

Enclosure: Open Records Decision Nos. 478, 127

cc: R. Trent Gaither
Gaither & Tritico
Attorneys at Law
4300 Scotland
Houston, Texas 77007