



**THE ATTORNEY GENERAL
OF TEXAS**

**JIM MATTOX
ATTORNEY GENERAL**

May 11, 1990

Ms. Leah A. Curtis
Assistant Criminal District
Attorney - Civil Section
300 Dolorosa, Suite 4049
San Antonio, Texas 78205-3030

OR90-183

Re: Suicide note and related materials submitted to Grand
Jury by Bexar County Medical Examiner

Dear Ms. Curtis:

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# 9576.

The documents requested were found at the scene of a suicide were used by the Bexar County Medical Examiner to make a ruling on the death. The medical examiner submitted the documents to the Bexar County Grand Jury. After presentation to the Grand Jury, the material was released to the family and not returned to the Bexar County Medical Examiner. Since the county no longer has the information, it is not required to comply with the open records request. See Open Records Decisions Nos. 342 (1982) at 3; 87 (1975).

We sent you a letter on November 10, 1989, asking you to submit copies of the requested material. You responded in your letter of March 26, 1990, that the records were no longer in the possession of the medical examiner. At that time, you were inadvertently sent a second letter asking you to submit copies. We apologize for any inconvenience this may have caused you.

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 OR90-183.

Yours very truly,



Susan Garrison
Assistant Attorney General
Opinion Committee

SG/le

Ref.: ID# 9576, 9241, 8040, 7932

cc: Mike Tolson
San Antonio Light

Juanita C. Hernandez
Matthews & Branscomb
One Alamo Center
San Antonio, Texas 78205