



THE ATTORNEY GENERAL  
OF TEXAS

JIM MATTOX  
ATTORNEY GENERAL

July 25, 1990

Ms. Annette Jones  
Assistant City Attorney  
City of Waco  
P.O. Box 2570  
Waco, Texas 76702-2570

OR90-318

Dear Ms. Jones:

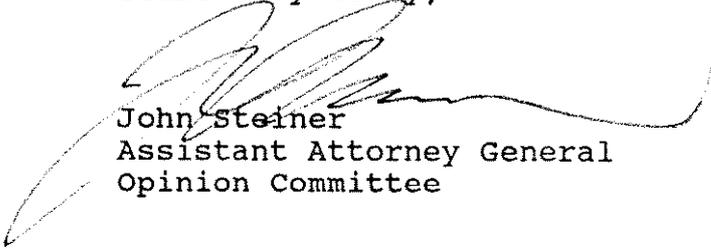
You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, article 6252-17a, V.T.C.S. Your request was assigned ID# 9163.

We have considered the exception you claimed, specifically section 3(a)(3), and have reviewed the documents at issue. A previous determination of this office, Open Records Decision No. 551 (1990), a copy of which is enclosed, resolves your request. As you advise that litigation is currently pending with respect to the subject matter of the requested information, and that a city employee as a consequence of his employment is a party to such litigation, you may withhold the requested information. Please note the discussion on page 4 of Open Records Decision No. 551 regarding the duration of the litigation exception.

As section 3(a)(3) is dispositive of your request, we have not considered the other exceptions you raised.

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 OR90-318.

Yours very truly,

  
John Steiner  
Assistant Attorney General  
Opinion Committee

Ms. Annette Jones - Page 2 (OR90-318)

JS/le

Ref.: ID# 9163, 9188

Enclosure: Open Records Decision No. 551

cc: Mr. Vic Feazell  
Ninth Floor Liberty Building  
100 North Sixth, Suite 900  
Waco, Texas 76701