



DAN MORALES
ATTORNEY GENERAL

Office of the Attorney General
State of Texas

March 14, 1991

Mr. Mark E. Dempsey
Assistant City Attorney
City of Garland
P. O. Box 469002
Garland, Texas 75046-9002

OR91-142

Dear Mr. Dempsey:

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# 11801.

We have considered the exception you claimed, section 3(a)(8), and have reviewed the documents at issue. Section 3(a)(8) excepts from disclosure information held by a law enforcement agency if release "will unduly interfere with law enforcement and crime prevention." See Ex parte Pruitt, 551 S.W.2d 706, 710 (Tex. 1977). You seek to withhold only the marked portions of the submitted documents. Those portions concern counter sniper tactics and barricaded suspect tactics and the use of particular weapons. Previous determinations of this office, Open Records Decision Nos. 531 (1989) and 413 (1984), copies of which are enclosed, resolve your request. For this reason, you may withhold the marked portions of the submitted documents.

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 OR91-142.

Yours very truly,

A handwritten signature in cursive script that reads "Celeste A. Baker".

Celeste A. Baker
Assistant Attorney General
Opinion Committee

CAB/lcd

Ref.: ID# 11801

Mr. Mark E. Dempsey - Page 2 (OR91-142)

Enclosure: Open Records Decision Nos. 531, 413

cc: Mr. Al Brumley
Staff Writer
The Dallas Morning News
P. O. Box 655237
Dallas, Texas 75265