



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

February 7, 1992

Mr. Gary W. Smith  
City Attorney  
City of Galveston  
Legal Department  
P. O. Box 779  
Galveston, Texas 77553-0779

OR92-54

Dear Mr. Smith:

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# 14646.

You have received a request for numerous documents, relating to a number of City of Galveston employees. You claim one of the documents a draft of a proposed letter from an assistant city attorney to the General Services Commission, is excepted from required public disclosure by section 3(a)(11) of the Open Records Act. As you do not exert any exceptions under section 3(a) for the remainder of the requested information, we assume it has or will be made available to the requestor.

Section 3(a)(11) excepts documents that contain advice, opinion, or recommendation intended for use in the entity's policy-making or deliberative process. Open Records Decision No. 464 (1987) at 2-3. The proposed letter may be withheld from required public disclosure in its entirety under section 3(a)(11) of the Open Records Act. *See* Open Records Decision No. 547 (1990) (copy enclosed).

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 OR92-54.

Yours very truly,



Sarah Woelk  
Assistant Attorney General  
Opinion Committee

SW/GK/lcd

Ref.: ID# 14646  
ID# 14666

Enclosure: Open Records Decision No. 547 (1990)

cc: Mr. Jim Mabe  
Mabe's On The Beach  
3114 Seawall Boulevard  
Galveston, Texas 77550