



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

August 29, 1994

Mr. Robert E. Diaz
Assistant City Attorney
City of Arlington
P.O. Box 231
Arlington, Texas 76004-0231

OR94-521

Dear Mr. Diaz:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, Government Code chapter 552. We assigned your request ID# 26563.

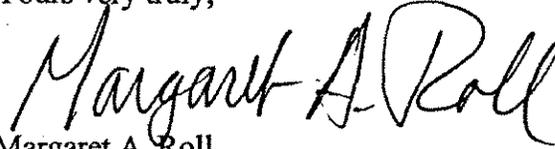
The City of Arlington (the "city") has received a request for certain promotion-board materials. You have submitted to us records responsive to the request and claim that section 552.111 of the Government Code exempts them from required public disclosure. You also claim that certain handwritten notes constitute personal notes and are not subject to the Open Records Act.

We have examined the information submitted to us for review and conclude that section 552.111 does not exempt it from required public disclosure. *See* Open Records Decision No. 615 (1993) (copy enclosed). Although you contend that Open Records Decision No. 615 can be distinguished from this request, we do not agree. Accordingly, the city may not withhold the requested information from disclosure under section 552.111.

We also conclude that handwritten notes do constitute public information subject to the Open Records Act. In Open Records Decision No. 626 (1994) at 2 (copy enclosed), this office concluded that notes created in the course of a promotion board's evaluation of applicants for public employment were subject to the Open Records Act. The notes involved in this case are also notes created in the course of a promotion board's evaluations of applicants for public employment. Accordingly, you must release the notes, as well as the rest of 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 contact this office.

Yours very truly,

A handwritten signature in black ink that reads "Margaret A. Roll". The signature is written in a cursive style with a large, looped "R" at the end.

Margaret A. Roll
Assistant Attorney General
Open Government Section

MAR/GCK/rho

Enclosures: Submitted documents
Open Records Decision Nos. 615, 626

Ref.: ID# 26563

cc: Mr. Kirby Word
Arlington Police Department
P.O. Box 1065
Arlington, Texas 76084-1065
(w/o enclosures)