



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

June 20, 1996

Mr. Yuri Calderon  
Assistant School Attorney  
Houston Independent School District  
Hattie Mae White Administration Building  
3830 Richmond Avenue  
Houston, Texas 77027-5838

OR96-0995

Dear Mr. Calderon:

You ask whether certain information is subject to required public disclosure under the Texas Open Records Act, chapter 552 of the Government Code. Your request was assigned ID# 100255.

The Houston Independent School District (the "district") received a request for the *Professional Standards Investigative Reports and any other investigative reports involving a certain district employee*. You specifically contend that the *Professional Standards Investigative Reports* are excepted from disclosure under various provisions of the Open Records Act. In addition, you inform this office that the documents requested here are the same type of records that are the subject of declaratory judgment litigation to which both the district and this office are parties.

Pursuant to section 552.306 of the Government Code, the attorney general is required to issue a written opinion within sixty working days from the date the attorney general receives a request for an open records decision. As the court's ruling will be controlling in this matter, we must conclude that you may withhold the requested information until the court issues a decision. Once the court rules, should the requestor still desire access or copies of the requested information, you must disseminate the information in accordance with the Court's decision or request another ruling from this office.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied upon as a previous determination under section 552.301 regarding any other records.

If you have questions about this ruling, please contact our office.

Yours very truly,



Sandra Coaxum  
Chief, Open Records Division

SLC/JDB/cbh

Ref.: ID# 100255

Enclosures: Submitted documents

cc: Mr. Darrell G. Wilson  
3706 Fern View Drive  
Kingwood, Texas 77345  
(w/o enclosures)