



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

November 14, 1996

Mr. Robb D. Catalano
Assistant City attorney
Criminal Law and Police Division
City of Dallas
Municipal Building
Dallas, Texas 75201

OR96-2099

Dear Mr. Catalano:

You ask whether certain information is subject to required public disclosure under the Open Records Act, chapter 552 of the Government Code. Your request was assigned ID# 101961.

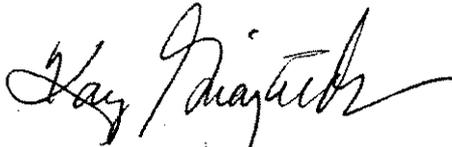
The Dallas Police Department (the "department") received a request for its Code of Conduct, the current Narcotics Division Standard Operating Procedure Manual and the Narcotics Division Standard Operating Procedure Manual that was in effect before the current manual became effective. You assert that the requested information is excepted from required public disclosure based on section 552.108 of the Government Code.

Section 552.108 of the Government Code excepts from disclosure "[i]nformation held by a law enforcement agency or prosecutor that deals with the detection, investigation, or prosecution of crime," and "[a]n internal record or notation of a law enforcement agency or prosecutor that is maintained for internal use in matters relating to law enforcement or prosecution. Gov't Code § 552.108; see *Holmes v. Morales*, 924 S.W.2d 920 (Tex. 1996). We agree that this exception applies to the requested information; therefore, the department may withhold the information from the requestor.

We are resolving this matter with this 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 may not be relied upon as a previous determination regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,



Kay Guajardo
Assistant Attorney General
Open Records Division

KHG/rho

Ref.: ID# 101961

Enclosures: Submitted documents

cc: Mr. Roy L. Merrill, Jr.
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(w/o enclosures)