



Office of the Attorney General  
State of Texas

May 7, 1997

DAN MORALES  
ATTORNEY GENERAL

Ms. Tamara Armstrong  
Assistant County Attorney  
Travis County  
P.O. Box 1748  
Austin, Texas 78767

OR97-1056

Dear Ms. Armstrong:

You have asked whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 106170.

Travis County (the "county") received a request for information concerning a particular police investigation. You state that the requestor has already been provided most of the responsive information. However, you assert that an audio cassette tape containing certain information is excepted from disclosure pursuant to the doctrine of common-law privacy, as protected under section 552.101 of the Government Code. The information at issue was submitted to this office for review.

We have reviewed the audio cassette tape and agree that it must be withheld from disclosure pursuant to section 552.101. *See Industrial Found. v. Texas Indus. Accident Bd.*, 540 S.W.2d 668, 685 (Tex. 1976), *cert. denied*, 430 U.S. 930 (1977); Open Records Decision No. 169 (1977).

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 regarding any other records. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to read "Ruth H. Soucy".

Ruth H. Soucy  
Assistant Attorney General  
Open Records Division

RHS/ch

Ref.: ID# 106170

Enclosures: Submitted tape

cc: Mr. Martin Buehler  
9426 Zyle Road  
Austin, Texas 78737  
(w/o enclosures)