



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

June 27, 1997

Ms. Tracy Calabrese
Assistant City Attorney
City of Houston
Legal Department
P.O. Box 1562
Houston, Texas 77251-1562

OR97-1478

Dear Ms. Calabrese:

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# 107414.

The City of Houston (the "city") received a request for various information pertaining to a comprehensive land use plan. You inform us that the Planning & Development Department will make its files available to the requestor. However, you assert that portions of several documents are excepted from required public disclosure based on section 552.107(1) of the Government Code.

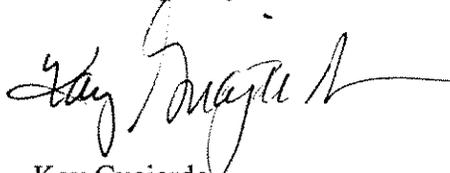
Section 552.107(1) states that information is excepted from required public disclosure if

it is information that the attorney general or an attorney of a political subdivision is prohibited from disclosing because of a duty to the client under the Texas Rules of Civil Evidence, the Texas Rules of Criminal Evidence, or the Texas Disciplinary Rules of Professional Conduct.

Section 552.107(1) applies only to information that reveals attorney advice and opinion or client confidences. *See* Open Records Decision No. 574 (1990). We have reviewed the submitted information and agree that section 552.107(1) protects from required public disclosure the marked information.

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# 107414

Enclosures: Submitted documents

cc: Mr. Louis J. Gurwitch
Meyer, Knight & Williams, L.L.P.
8100 Washington Avenue, Suite 1000
Houston, Texas 77007
(w/o enclosures)