



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

December 15, 1997

Mr. John Steiner
City of Austin Law Department
Norwood Tower
114 West Seventh Street
P.O. Box 1546
Austin, Texas 78767-1546

OR97-2748

Dear Mr. Steiner:

You have sought an open records decision from this office with regard to an open records request received by the City of Austin (the "city") from Anthony S. Corbett. This office assigned your request ID# 111203.

You have informed this office that Residents of Davenport, Inc. have filed a lawsuit against the city, and that as part of its suit, the plaintiff seeks a writ of mandamus requiring the city to provide all documents responsive to the open records request of Anthony S. Corbett. It is the policy of this office not to address issues that are being considered in pending litigation. Accordingly, we are closing our file on this matter without a finding and will allow the trial court to resolve the issue of whether these records must be released to the requestor. If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in cursive script that reads "Michael A. Pearle".

Michael A. Pearle
Assistant Attorney General
Open Records Division

MAP/ch

Ref.: ID# 111203

Enclosures: Submitted documents

cc: Mr. Anthony S. Corbett
Hutcheson & Grundy, L.L.P.
111 Congress Ave., Suite 2700
Austin, Texas 76701-4043
(w/o enclosures)