



Office of the Attorney General
State of Texas

DAN MORALES
ATTORNEY GENERAL

February 23, 1998

Mr. Mark E. Dempsey
Assistant City Attorney
City of Garland
P.O. Box 469002
Garland, Texas 75046-9002

OR98-0510

Dear Mr. Dempsey:

You ask whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 113553.

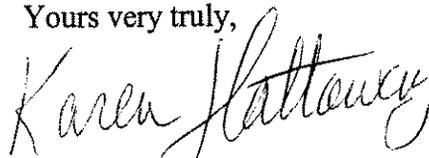
The City of Garland (the "city") received a request for the investigation notes of Detective S.K. Thompson made in connection with his investigation of the murder of Susy Argumaniz. You contend that the notes are excepted from disclosure under section 552.108 of the Government Code. We have considered the exception you claim and have reviewed the documents at issue.

Section 552.108(a) excepts from disclosure "[i]nformation held by a law enforcement agency or prosecutor that deals with the detection, investigation, or prosecution of crime . . . if: (1) release of the information would interfere with the detection, investigation, or prosecution of crime." Based upon the information you have provided in this case, we conclude that releasing the highlighted portions of the submitted documents would interfere with the detection, investigation, or prosecution of crime. *See* Open Records Decision No. 329 (1982). Thus, the city may withhold the highlighted portions of the documents under section 552.108(a)(1). You have not demonstrated how releasing the remaining portions of the documents would interfere with the detection, investigation, or prosecution of crime. Therefore, we conclude that the city must release the remaining portions of the documents to the requestor.

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 any questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink that reads "Karen Hattaway". The signature is written in a cursive, flowing style.

Karen E. Hattaway
Assistant Attorney General
Open Records Division

KEH/ch

Ref: ID# 113553

Enclosures: Submitted documents

cc: Mrs. Carmen Ramirez
211 Goen Rd.
Millsap, Texas 76066
(w/o enclosures)