



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

February 26, 1998

Mr. John Steiner  
Division Chief  
City of Austin Law Department  
P.O. Box 1546  
Austin, Texas 78767-1546

OR98-0546

Dear Mr. Steiner:

You ask this office to reconsider our rulings in Open Records Letter Nos. 97-2709 (1997), 97-2773 (1997), 98-0104 (1998), 98-0153 (1998), and 98-0219 (1998). Your requests for reconsideration were assigned ID#s 113095, 114207, 114034, 114131, and 114178.

The Austin Police Department (the "department") received requests for information relating to various department files. In Open Records Letter Nos. 97-2709 (1997), 97-2773 (1997), 98-0104 (1998), 98-0153 (1998), and 98-0219 (1998), we concluded that the department could not withhold the requested records under section 552.108 of the Government Code.

In an attempt to demonstrate the applicability of section 552.108 to these requests for information, you now explain to us that the cases are still active. A governmental body must explain the reasons why the stated exceptions apply within fifteen days of receiving the request. *See* Gov't Code § 552.301. You did not timely submit all your arguments under section 552.108 in connection with the department's original requests for rulings. We, therefore, affirm Open Records Letter Nos. 97-2709 (1997), 97-2773 (1997), 98-0104 (1998), 98-0153 (1998), and 98-0219 (1998). If you have questions about this ruling, please contact our office.

Yours very truly,

A handwritten signature in cursive script that reads "Sandra L. Coaxum".

Sandra L. Coaxum  
Chief, Open Records Division

SLC/rho

Ref.: ID#s 113095, 114207, 114034, 114131, and 114178.

Enclosures: Submitted documents

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