



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

August 7, 2009

Mr. Jason L. Mathis
Cowles & Thompson
901 Main Street, Suite 3900
Dallas, Texas 75202-3793

OR2009-10974

Dear Mr. Mathis:

You ask whether certain information is subject to required public disclosure under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 355904.

The Addison Police Department (the "department"), which you represent, received a request for information pertaining to case number 0743369. You claim that the requested information is excepted from disclosure under sections 552.101, 552.103 and 552.108 of the Government Code. We have considered the exceptions you claim.

We note that case number 0743369 was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2007-15737 (2007). In Open Records Letter No. 2007-15737, we ruled that the department must withhold the information pertaining to case number 0743369 in its entirety under section 552.101 of the Government Code in conjunction with section 261.201 of the Family Code. We conclude that, as we have no indication that the law, facts, and circumstances on which the prior ruling was based have changed, the department must continue to rely on that ruling as a previous determination and withhold the requested information in accordance with Open Records Letter No. 2007-15737. *See* Open Records Decision No. 673 (2001) (so long as law, facts, and circumstances on which prior ruling was based have not changed, first type of previous determination exists where requested information is precisely same information as was addressed in prior attorney general ruling, ruling is addressed to same governmental body, and ruling concludes that information is or is not excepted from disclosure).

This letter ruling is limited to the particular information at issue in this request and limited to the facts as presented to us; therefore, this ruling must not be relied upon as a previous determination regarding any other information or any other circumstances.

This ruling triggers important deadlines regarding the rights and responsibilities of the governmental body and of the requestor. For more information concerning those rights and responsibilities, please visit our website at http://www.oag.state.tx.us/open/index_orl.php, or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act must be directed to the Cost Rules Administrator of the Office of the Attorney General at (512) 475-2497.

Sincerely,



Laura Ream Lemus
Assistant Attorney General
Open Records Division

LRL/eeg

Ref: ID# 355904

Enc. Submitted documents

c: Requestor
(w/o enclosures)