



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

June 29, 2010

Mr. Paul F. Wieneskie  
Attorney at Law  
204 South Mesquite  
Arlington, Texas 76010

OR2010-09610

Dear Mr. Wieneskie:

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# 384621.

The City of Euless (the "city"), which you represent, received a request for twenty-six categories of information, nineteen categories of which relate to a specified citation and a named police officer, and seven categories of which pertain to the arrest and jailing of the requestor.<sup>1</sup> You state that, upon payment from the requestor, you will release some of the requested information. You claim that the submitted information is subject to previous rulings issued by this office. In the alternative, you assert the submitted information is excepted from disclosure under sections 552.101, 552.103, 552.115, 552.117, 552.1175, 552.119, 552.130, 552.136, and 552.139 of the Government Code. We have considered your arguments and reviewed the submitted information. We have also received and considered comments from the requestor. *See* Gov't Code § 552.304 (interested party may submit comments stating why information should or should not be released).

You inform us the submitted information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2008-08865 (2008). In addition, we note that the submitted information may be the subject of Open Records Letter Ruling No. 2009-06066 (2009). You have not indicated the facts and

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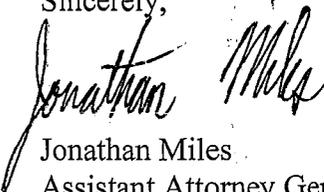
<sup>1</sup>We note the requestor, in his letter of April 26, clarified the information requested. *See* Gov't Code § 552.222 (providing that if request for information is unclear, governmental body may ask requestor to clarify request).

circumstances have changed since the issuance of these prior rulings. Thus, to the extent applicable, the city must continue to rely on our rulings in Open Records Letter Nos. 2009-06066 and 2008-08865 as previous determinations and withhold or release the identical information in accordance with those decisions. *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 a prior attorney general ruling, ruling is addressed to same governmental body, and ruling concludes that information is or is not excepted from disclosure). As our ruling is dispositive, we need not address your arguments against disclosure of the submitted information.

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](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, toll free, at (888) 672-6787.

Sincerely,



Jonathan Miles  
Assistant Attorney General  
Open Records Division

JM/jb

Ref: ID# 384621

Enc. Submitted documents

c: Requestor  
(w/o enclosures)