



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

October 18, 2010

Ms. Destinee Waiters
Assistant General Counsel
Houston Community College
3100 Main Street
Houston, Texas 77002

OR2010-15756

Dear Ms. Waiters:

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# 397348.

Houston Community College (the "college") received a request for any correspondence sent to several specified individuals from, or on behalf of, Chevron officials regarding J's Quality Construction and/or two named individuals. You claim the submitted e-mail is excepted from disclosure under sections 552.101, 552.135, and 552.137 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

You state the submitted e-mail was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2010-09551 (2010). In that decision, this office found the college must withhold the information at issue under section 552.101 of the Government Code in conjunction with section 51.971(e) of the Education Code. You represent the law, facts, and circumstances on which the prior ruling was based have not changed. Accordingly, we find the college must continue to rely on that ruling as a previous determination and withhold the submitted e-mail in accordance with Open Records Letter No. 2010-09551.¹ See Open Records Decision No. 673 (2001) (so long as law, facts, circumstances on which prior ruling was based have not changed, first type of previous determination exists where requested information is precisely same information as

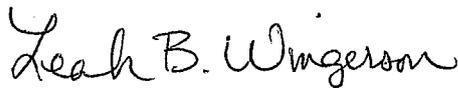
¹As our ruling is dispositive, we need not address your arguments against disclosure.

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

Sincerely,



Leah B. Wingerson
Assistant Attorney General
Open Records Division

LBW/dls

Ref: ID# 397348

Enc. Submitted documents

c: Requestor
(w/o enclosures)