



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

November 30, 2010

Mr. Scott A. Durfee
Assistant General Counsel
Harris County District Attorney's Office
1201 Franklin Street, Suite 600
Houston, Texas 77002-1901

OR2010-17902

Dear Mr. Durfee:

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# 401334.

The Harris County District Attorney (the "district attorney") received a request for the recording of a specified conversation. Although you take no position as to the public availability of the submitted recording, you indicate release of this information may implicate an individual's privacy interests. Accordingly, you state that the district attorney notified the individual's attorney of this request for information and of his right to submit arguments to this office as to why the requested documents should not be released. *See* Gov't Code § 552.304 (providing that interested party may submit comments stating why information should or should not be released). We have reviewed the submitted information.

As of the date of this letter, we have not received any comments from the named individual's attorney explaining why any portion of the submitted information should not be released to the requestor. As no exceptions to disclosure have been raised, the submitted information must be released.

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,



Sarah Casterline
Assistant Attorney General
Open Records Division

SEC/eeg

Ref: ID# 401334

Enc. Submitted documents

c: Requestor
(w/o enclosures)

Mr. Gary Polland
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(w/o enclosures)