



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

June 16, 2011

Mr. Kipling D. Giles
Senior Counsel
Legal Services Division
CPS Energy
P.O. Box 1771
San Antonio, Texas 78296

OR2011-08550

Dear Mr. Giles:

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# 421614.

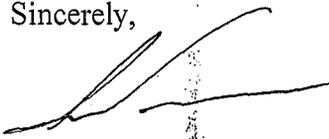
The City Public Service Board of the City of San Antonio d/b/a CPS Energy ("CPS") received a request for the date the electric and/or gas utilities services were disconnected at a specified location. You claim the requested information is excepted from disclosure under section 552.133 of the Government Code. We have considered the exception you claim.

You claim the requested information is subject to a previous determination issued by this office in Open Records Letter No. 2001-0184 (2001). That decision authorizes CPS to withhold certain information relating to CPS's retail customers, including dates of connection or service, under section 552.133 of the Government Code without the necessity of again requesting an attorney general decision. You inform us there has been no change in the law, facts and circumstances on which Open Records Letter No. 2001-0184 is based. We therefore agree CPS may withhold the requested date of disconnection of the CPS customer at issue in accordance with Open Records Letter No. 2001-0184. *See* Gov't Code § 552.301(a); Open Records Decision No. 673 at 7-8 (2001) (delineating elements of second type of previous determination under section 552.301(a)).

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,



Ana Carolina Vieira
Assistant Attorney General
Open Records Division

ACV/bs

Ref: ID# 421614

c: Requestor