



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

August 8, 2012

Mr. Elliot M. Barner  
Counsel for the City of West University Place  
Johnson, Radcliffe, Petrov & Bobbitt, P.L.L.C.  
1001 McKinney, Suite 1000  
Houston, Texas 77002-6424

OR2012-12429

Dear Mr. Barner:

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# 466066.

The City of West University Place Police Department (the "department"), which you represent, received a request for call slips pertaining to a specified incident. You claim the submitted information is excepted from disclosure under section 552.108 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

We note the submitted information was the subject of a previous request for information, in response to which this office issued Open Records Letter No. 2012-11853 (2012). In that ruling, we held the department may not withhold the information at issue under section 552.108(a)(2) because the department failed to show the submitted information related to a criminal case that concluded in a final result. We have no indication the law, facts, or circumstances on which the prior ruling was based have changed. Accordingly, the department must continue to rely on Open Records Letter No. 2012-11853 as a previous determination and release the submitted information in accordance with that ruling. *See* Open Records Decision No. 673 at 6-7 (so long as law, facts, and circumstances on which prior ruling was based have not changed, first type of previous determination exists where 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](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,



Paige Lay  
Assistant Attorney General  
Open Records Division

PL/tch

Ref: ID# 466066

Enc. Submitted documents

c: Requestor  
(w/o enclosures)