



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

September 26, 2012

Mr. Ronald J. Bounds
Assistant City Attorney
City of Corpus Christi
P.O. Box 9277
Corpus Christi, Texas 78469-9277

OR2012-15357

Dear Mr. Bounds:

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# 466262 (CCPD File No. MGar2).

The Corpus Christi Police Department (the "department") received a request for the police report pertaining to a specified incident. You state the department has released some of the information with redactions pursuant to Open Records Decision No. 684 (2009).¹ You claim portions of the remaining requested information are excepted from disclosure under section 552.152 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Section 552.152 of the Government Code provides:

Information in the custody of a governmental body that relates to an employee or officer of the governmental body is excepted from [required public disclosure] if, under the specific circumstances pertaining to the employee or officer, disclosure of the information would subject the employee or officer to a substantial threat of physical harm.

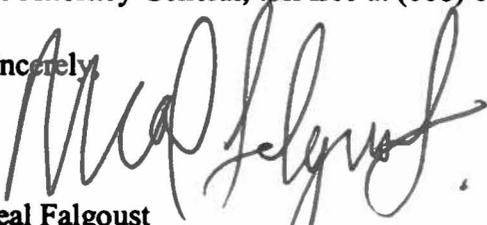
¹Open Records Decision No. 684 serves as a previous determination to all governmental bodies, permitting them to withhold certain categories of information, including a Texas license plate number under section 552.130 of the Government Code, without the necessity of requesting a decision from this office.

Gov't Code § 552.152. You explain the release of the marked undercover officers' names and identification numbers would subject the officers to substantial threats of physical harm. Based on your representation and our review, we agree the department must withhold the information you have marked under section 552.152 of the Government Code. The remaining 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,



Neal Falgoust
Assistant Attorney General
Open Records Division

NF/ag

Ref: ID# 466262

Enc. Submitted documents

c: Requestor
(w/o enclosures)