



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

March 26, 2014

Ms. Janet L. Kellogg
Assistant City Attorney
Legal Department
City of Corpus Christi
P.O. Box 9277
Corpus Christi, Texas 78469-9277

OR2014-05013

Dear Ms. Kellogg:

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# 517812 (City File No. 23).

The City of Corpus Christi (the "city") received a request for a city vehicle inventory roster and specified employee information. You state you are releasing some of the requested information. You claim some of the submitted information is 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 the requirements of Section 552.021 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.

Gov't Code § 552.152. You state some of the vehicles listed in submitted information relate to undercover police officers, the chief of police, and detectives and release of the information at issue would subject these officers to a substantial threat of physical harm.

Based on your representation, we find the city has demonstrated release of the information you have marked relating to undercover police officers and the chief of police would subject the officers to a substantial threat of physical harm. Therefore, the city must withhold the information you have marked relating to undercover police officers and the chief of police under section 552.152 of the Government Code. However, we find you have not demonstrated how release of the information you have marked relating to detectives would subject these officers to a substantial threat of physical harm. Thus, none of the remaining information you have marked may be withheld under section 552.152 of the Government Code. As you raise no other exceptions against disclosure, the remaining 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.texasattorneygeneral.gov/open/orl_ruling_info.shtml, 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 may be directed to the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,



Paige Lay
Assistant Attorney General
Open Records Division

PL/som

Ref: ID# 517812

Enc. Submitted documents

c: Requestor
(w/o enclosures)