



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

December 18, 2014

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

OR2014-23029

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# 547322 (CCPD File Number JSmi1).

The Corpus Christi Police Department (the "department") received a request for all pawn and gold shop sales and purchases from 2010 to the present. You claim the submitted information is excepted from disclosure under section 552.101 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Section 552.101 of the Government Code excepts from disclosure "information considered to be confidential by law, either constitutional, statutory, or by judicial decision." Gov't Code § 552.101. This section encompasses information protected by other statutes, such as section 371.206 of the Finance Code. Section 371.206 reads as follows:

Information obtained during an examination or inspection authorized by this subchapter is confidential and privileged except for use by the [consumer credit] commissioner or in a criminal investigation or prosecution.

Fin. Code § 371.206. Additionally, section 371.204 of the Finance Code requires a pawnbroker to allow a peace officer to inspect the pawnbroker's books, accounts, papers, correspondence, or other records that relate to the business of the pawnbroker at any

reasonable time without judicial writ or other process. *See id.* § 371.204. You state the submitted information was acquired from an inspection of a pawn shop as authorized under section 371.204. Based upon your representation and our review, we conclude the submitted information is confidential pursuant to section 371.206 of the Finance Code. Therefore, the department must withhold the submitted information under section 552.101 of the Government Code in conjunction with section 371.206 of the Finance Code.

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](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,

A handwritten signature in black ink, appearing to be 'D. Olds', with a long horizontal line extending to the right.

Daniel Olds  
Assistant Attorney General  
Open Records Division

DO/akg

Ref: ID# 547322

Enc. Submitted documents

c: Requestor  
(w/o enclosures)