

A Resolution

NO. _____

RATIFYING THE LAWSUIT ENTITLED CITY OF FORT WORTH, TEXAS V. KEN PAXTON, ATTORNEY GENERAL, CAUSE NO. D-1-GN-22-003849 FILED IN TRAVIS COUNTY DISTRICT COURT PURSUANT TO CHAPTER 552 OF THE TEXAS GOVERNMENT CODE

WHEREAS, the City of Fort Worth (the “City”) through its City Attorney is authorized pursuant to Chapter 552 of the Texas Government Code (the Public Information Act) to file lawsuits to enforce the provisions of the Texas Government Code that allow the City to withhold information that is confidential by law; and

WHEREAS, the Attorney General of Texas has ruled that the City must release certain information under the Texas Public Information Act; said information related to an investigation performed by the City’s expert involving the death of a City employee, which includes the expert’s mental impressions, opinions, or conclusions while performing the investigation as the representative of the Fort Worth City Attorney’s Office; and

WHEREAS, a portion of such information is believed to be confidential under Section 552.101 of the Texas Government Code in conjunction with Rule 192.5 of the Texas Rules of Civil Procedure, Section 552.111 of the Texas Government Code, and Section 552.103 of the Texas Government Code;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF FORT WORTH, TEXAS:

1. That the City Attorney is authorized and directed to effect all necessary legal action to enforce the provisions of Chapter 552 of the Texas Government Code, and specifically to file suit against Ken Paxton, Texas Attorney General, to enforce the provisions of the Texas Government Code allowing the City to withhold confidential information from public disclosure, to wit, information from an investigation performed by the City’s expert involving the death of a City employee, which includes the expert’s mental impressions, opinions, or conclusions while performing the investigation as the representative of the Fort Worth City Attorney’s Office, that are responsive to City of Fort Worth Open Records Request Number R004436-051322.
2. The filing of the lawsuit against the Attorney General in Travis County District Court (Cause No. D-1-GN-22-003849) is hereby ratified.

Adopted this _____ day of October, 2022.

ATTEST:



By: _____
Jannette Goodall, City Secretary

