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District Clerk
Titus County, Texas

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CAUSE NO. 44437

KYLE DOUGLAS MORING,	§	IN THE DISTRICT COURT OF
Petitioner,	§	
	§	
v.	§	TITUS COUNTY, TEXAS
	§	
CITY OF MOUNT PLEASANT, TEXAS,	§	
Respondent.	§	76th JUDICIAL DISTRICT

PETITIONER'S LIMITED SUPPLEMENTAL HEARING BRIEF, COUNT-SPECIFIC SCOPE, AND CONFERRAL STATUS

Focused Merits Presentation: Counts III, V, VI, VII, and IX; All Thirteen Counts Accounted for Without Abandonment

TO THE HONORABLE JUDGE OF SAID COURT:

I. PURPOSE, SCOPE, AND PRESERVATION OF UNREACHED CLAIMS

1. Petitioner submits this limited brief for the August 28, 2026 continued setting. Consistent with Petitioner's good-faith understanding of the Court's August 10 oral direction, the merits presentation remains centered on the complete written requests and request-specific proof for Exhibits C, E, F, G, and I. This brief seeks no new relief and is submitted for the already-noticed continued setting pursuant to that direction. The Court's oral ruling controls.

2. Previously filed Exhibits A, O, and P are used conditionally and only in compact form. Exhibit A is a cross-cutting source and search-control aid; O is primarily a Walmart cross-production control for F; P is limited to the City's request-specific position; and nonprivileged J pages supply routing controls relevant to E, F, and G. Q is notice/preservation background only. K, R, S, and T retain the limited uses stated below. U addresses administrative-review scope and later procedural status. V supplies City-produced native-record and search-reconciliation controls for E, F, and I. Petitioner's Fourth Supplement dated August 26 identifies proposed W, X, and Y. W is limited to administrative-review transmission and provenance; X to requested-medium and production-route corroboration; and Y to Respondent's complete August 25 response and compact controls. Petitioner's Fifth Supplement dated August 26 identifies proposed Z, the City-produced executed HS GovTech agreement, for contractual system-scope, repository, and requested-medium corroboration primarily for F and X. None creates a new request, expands pleaded relief, or is reproduced in this brief.

3. The August 3 pretrial exhibit list identified Volume 1, including A; file-stamped Volume 3, including O, P, and Q; Supplemental Exhibit R; and Conditional Exhibit S. T was separately disclosed, filed, and served on August 6. Petitioner's Third Supplement identifies U, V, and the H-1 reconciliation hearing aid. The Fourth Supplement dated August 26 identifies W, X, and Y and states their source-handling and evidentiary limits. The Fifth Supplement dated August 26 identifies Z and states its Mount Pleasant-specific source, requested-medium relevance, and limiting conditions. Any genuinely new readable rendering or native source relied upon will be separately disclosed before use. Filing or serving an item does not admit it; Petitioner will offer each pinpoint item and request a ruling.

4. By limiting the August 28 presentation, Petitioner does not voluntarily nonsuit, amend, withdraw, or abandon Exhibit D or any other pleaded count. Nothing in this brief, the status table, any supplement, or the condensed paper packet waives, releases, settles, amends, nonsuits, withdraws, or abandons any pleaded count, remedy, objection, or appellate issue preserved in Volumes 1–3 or another filing. Omission from the condensed paper packet is a courtroom-management choice only. References to a request as 'closed,' 'fully responded,' or having 'no further responsive documents' report Respondent's position only. Removing already-supplied duplicates from immediate production relief is not a concession of compliance or mootness.

COUNT-SPECIFIC SCOPE REQUESTED FOR ANY AUGUST 28 ORDER

4A. Consistent with Petitioner's good-faith understanding of the Court's August 10 oral direction, only Counts III, V, VI, VII, and IX are submitted for merits adjudication at the August 28 continued setting. Petitioner asks the Court to confirm that scope on the record before evidence is offered. Counts I, II, IV, VIII, X, XI, XII, and XIII are not submitted, tried, or adjudicated at that setting unless the Court first expands the scope on the record and affords both sides a fair opportunity to present request-specific proof. Those eight counts remain pending.

4B. The Court may enter a single interlocutory order that separately adjudicates the five focused counts and expressly states that the remaining eight counts were not submitted or adjudicated and remain pending. Petitioner requests separate jurisdictional and merits rulings for each focused count. Limited use of A, O, P, or another cross-count control does not try an unsubmitted count by consent. No blanket 'all relief not granted is denied' or final-disposition clause is requested.

Count	August 28 role	Requested treatment in one order
I / A	Cross-count source and repository control only	Not submitted, tried, or adjudicated; remains pending.
II / B	Not part of the five-request merits presentation	Not submitted, tried, or adjudicated; remains pending.
III / C	Focused merits request	Rule separately on jurisdiction and merits using admitted C evidence.
IV / D	Not part of the five-request merits presentation	Not submitted, tried, or adjudicated; remains pending.
V / E	Focused merits request	Rule separately on jurisdiction and merits using admitted E evidence.
VI / F	Focused merits request	Rule separately on jurisdiction and merits using admitted F evidence.
VII / G	Focused merits request	Rule separately; preserve privilege and address only any nonprivileged remainder and lawful ruling process.
VIII / H	Not part of the five-request merits presentation	Not submitted, tried, or adjudicated; remains pending.

Count	August 28 role	Requested treatment in one order
IX / I	Focused merits request	Rule separately on jurisdiction and merits using admitted I evidence.
X / L-2	Not part of the five-request merits presentation	Not submitted, tried, or adjudicated; remains pending.
XI / M	Not part of the five-request merits presentation	Not submitted, tried, or adjudicated; remains pending.
XII / O	F cross-production control only	Not submitted, tried, or adjudicated; remains pending.
XIII / P	City-position and routing control only	Not submitted, tried, or adjudicated; remains pending.

II. GOVERNING LAW

A. Section 552.321(a) supplies alternative request-specific routes.

5. Section 552.321(a) authorizes mandamus when a governmental body (A) refuses to request an Attorney General decision as provided by Subchapter G, (B1) refuses to supply public information, or (B2) refuses to supply information the Attorney General determined public and not excepted. These routes are disjunctive. Kallinen v. City of Houston, 462 S.W.3d 25, 27–29 (Tex. 2015) (per curiam). A requestor need not first obtain or await an Attorney General ruling to invoke the independent refusal-to-supply route.

6. Morrell held, on admitted-withholding facts, that withholding requested information could constitute refusal even though the agency obtained an Attorney General decision. Morrell v. Tex. Comm'n on Env't Quality, No. 15-25-00212-CV, slip op. at 11–15 (Tex. App.—15th Dist. Apr. 14, 2026) (mem. op.). Morrell is persuasive and does not make every alleged search omission a refusal. Each request must be tested against competent, request-specific evidence.

B. A jurisdictional fact dispute cannot be resolved by a generalized search label.

7. To the extent Respondent presses a jurisdictional challenge, a genuine dispute over a jurisdictional fact intertwined with the merits requires denial of that challenge and resolution by the factfinder. Tex. Dep't of Parks & Wildlife v. Miranda, 133 S.W.3d 217, 227–28 (Tex. 2004); Miller v. Gregg County, 546 S.W.3d 410, 418–20 (Tex. App.—Texarkana 2018, no pet.). Miller found no fact issue where affidavits and testimony addressed the relevant phone arrangements, County Verizon billing records, and absence of responsive records; the requestor offered only an assumption. Here, Petitioner relies on identified records, City-recipient copies, exact search assignments, Message-IDs, attachment families, later productions, and the City's own statements—not merely an assumption that more records must exist.

8. City of El Paso v. Abbott relied on detailed, uncontroverted affidavits describing the search and production. 444 S.W.3d 315, 324–27 (Tex. App.—Austin 2014, pet. denied). Texas Tech University v. Dolcefino Communications, LLC accepted much sparser but authenticated, fact-supported 'no documents' responses because they were nonconclusory and uncontroverted, while noting that the Act then supplied no standard for search efforts. 565 S.W.3d 442, 449–50 (Tex. App.—Amarillo 2018, no pet.). Neither decision treats an unauthenticated or purely conclusory label as conclusive against specific controverting proof. Miller, City of El Paso, and

Dolcefino predate the current temporary-custodian provisions and are cited only for their jurisdictional-proof analysis.

C. The City remains responsible for construing and searching a valid request.

9. Section 552.202 makes each department head an agent of the officer for public information. Section 552.203 assigns the officer the listed duties, including reasonable efforts to obtain temporary-custodian information when Section 552.203(4)'s conditions are met. Section 552.233(b) requires a temporary custodian with possession, custody, or control of public information to surrender or return it to the governmental body not later than the tenth day after the officer for public information or the officer's agent requests surrender or return. Section 552.222(b) permits clarification if what information is requested is unclear and permits discussion of narrowing if a large amount of information has been requested. The statute does not make undisclosed filenames, repositories, or vendor-specific search syntax prerequisites to an otherwise sufficiently described request.

D. No-ruling and electronic-medium theories remain bounded.

10. Petitioner does not argue that every incomplete response required an Attorney General decision. If the City located responsive information and wished to withhold it under a Subchapter C exception without an applicable previous determination or express no-ruling authority, Sections 552.301(a)–(b) governed. Once Section 552.302 is triggered, the requested information is presumed public and must be released unless the City establishes an applicable exception and a compelling reason to withhold; genuine, unwaived attorney-client privilege may supply that compelling reason. Paxton v. City of Dallas, 509 S.W.3d 247, 253, 257, 267–68 (Tex. 2017). If the City asserts nonexistence, absence of a ruling request alone proves nothing; the question becomes whether existing public information was refused or whether competent evidence negates that premise.

11. Section 552.228(a) governs a suitable copy. When requested information exists in an electronic or magnetic medium, subsection (b) requires production in the requested medium if the governmental body has the technological ability, need not purchase software or hardware, and production would not violate a third-party copyright agreement. If a subsection (b) reason prevents compliance, subsection (c) requires production in another medium acceptable to the requestor. 2026 Public Information Act Handbook, printed p. 29; Ex. X-005. Section 552.231 prescribes a written notice-and-election process when the governmental body determines both that programming or manipulation is required and that one of subsection (a)(2)'s conditions is met. Programming or manipulation of existing data is not, by itself, creation of new information. Proposed Exhibit Z is Mount Pleasant-specific circumstantial evidence bearing on technological ability and whether an additional software or hardware purchase was required; it does not conclusively establish that every requested output satisfied all three statutory conditions. Petitioner does not claim a universal entitlement to a particular file extension. Source form matters when requested Message-ID, routing, attachment, or parent-child information is necessary to determine whether a known record family was supplied.

III. THE FIVE FOCUSED REQUESTS

A. Exhibit C / Count III — typed summary rather than requested call-history information.

12. The complete request sought maintained call-history and voicemail-log information for official-business calls on Chief Buhman's temporary-custodian phone, October 22–29, 2025, including date, direction, duration, and contact label; it permitted redaction of personal numbers. V1 p. 90. The City supplied a typed two-call summary and stated that screenshots

would include numbers. V1 p. 96. Petitioner promptly requested cropped or redacted source entries and asked whether any voicemail or additional entries existed. V1 p. 98.

13. The OAG determination's footnote 3 characterizes the production as screenshots, V2 p. 40, but the direct December response is typed text and the City later answered that no screenshots were obtained, V2 p. 493. Separate individual call-detail PNGs were later transmitted to OAG and reached Petitioner in the City's June 2 production. Those later PNGs do not establish that screenshots were captured in December. Count III rests on the standalone December 4 personal-phone call-history and voicemail-log request. Court Review Packet p. 30. Exhibit C labels the November 12 exchange 'Related Prior Closure Context (Background Only).' V1 p. 82. That exchange belongs to the separate October 23/November 3 request chain. Petitioner does not contend that the Act invariably requires creation of a screenshot or carrier record. If the City invokes one of Section 552.228(b)'s medium limitations, subsection (c) requires a copy in another medium acceptable to the requestor.

B. Exhibit E / Count V — centralized assignment and bounded Message-ID controls.

14. The complete substantive request specifies Moring/name/email/whistleblower/OSHA terms, the date range, City and MPPD custodians, Microsoft 365/eDiscovery/network repositories, attachments, and native email fields. V1 pp. 121–122. Petitioner uses the narrower December 29 cutoff reflected in the subject line. The City closed the request on February 2. V1 p. 136.

15. The City-produced January 12 message shows Webster sent Bryan IT the exact E and F requests and asked that the information be gathered. The City's March 10 response states that Purview searches Microsoft 365 metadata and content, supports PST/MSG export, and that Bryan IT serves as the City's primary Microsoft 365 administrator for complex searches. V2 pp. 263–264. These records establish routing and capability, not that a particular query ran correctly.

16. The full M01-M88 schedule remains a disclosed, bounded reconciliation aid for 88 within-range source Message-IDs; it is not independent proof that every message is absent from every produced form. The evidentiary within-range inventory corrects the Petition's earlier numerical assertion from 91 to 88; that correction narrows only the number and does not withdraw Count V's original-scope, nonduplicate production claim. To reduce volume and improve readability, the condensed hearing packet substitutes representative record-family pages identifying concrete custodial, attachment, and cross-production questions. The live B1 issue is production of original-scope, nonduplicate messages and attachments only to the extent absent from every prior produced form. Unless Petitioner lays the foundation required by Rule of Evidence 1006, the schedules are used only as demonstrative or review aids under Rule 611(a), not as substantive evidence.

C. Exhibit F / Count VI — broad Walmart scope and later cross-production controls.

17. The complete request sought Citywide Walmart-domain email and all existing records containing the stated Walmart terms from January 1, 2024 through December 29, 2025, including attachments and identified Microsoft and non-Microsoft repositories. V1 pp. 149–151. The City closed the request after its February 2 production. V1 p. 165. Twenty-three later-produced records and the October 23/October 28 shared-link family are now-produced controls; Petitioner does not seek duplicate copies. Two additional City-produced native Beck closure messages dated October 27 and November 13, 2025, each contain Walmart in the subject but no Walmart-domain participant. Both appear in the February 2 Moring-related production but not in F's nineteen-message production. They are exact Message-ID cross-production controls only; no duplicate is sought.

18. Exhibit O provides an additional, precise F control. The July 30 O request sought the July 28 follow-up and Walmart complaints. V3 p. 48. Webster later signed a completeness certification. V3 p. 61. A proposed readable rendering of the City-produced August 1 message from Ankrum to Webster shows four inspection PDFs, including "Follow up food inspection 7-28-25.pdf," and states that Juan's follow-up inspection was attached. The attached FS-473357 record concerns Walmart and falls within F's dates and terms. Proposed Exhibit V supplies another limited F control: a City-produced internal Outlook forward preserving Walmart/Store 131 content, Moring identifiers embedded in the agency chain, and an intact MP4 attachment relationship. Petitioner electronically disclosed the controlling Exhibit V EML/MSG sources and provenance to Respondent with the Third Supplement. The received records are not sought again and do not establish intent.

19. For F, Petitioner seeks only existing, nonexcepted, original-scope, nonduplicate records still absent after reconciliation. A later targeted shared-link request does not enlarge Count VI; records from that later production matter only if they independently fall within the December 30 request.

19A. **Repository coverage remains unaccounted for.** Respondent's screenshots identify no SharePoint or OneDrive search location. Their statistics warn that estimates do not include SharePoint folders and lists or cloud attachments; the "1/1 data sources" card does not identify the selected source, and E-2 is a OneDrive delivery-folder view rather than a Purview search-location or export report. Proposed Y-003. That limitation matters because E and F expressly reach network or document-management repositories, and the later City-supplied SharePoint family contains six exact Message-ID controls absent from F's original nineteen-message production. Court Review Packet p. 42. A separate October 23–28 native link family supplies five additional exact Message-ID controls absent from the same nineteen-message baseline. Court Review Packet pp. 54–55. For I, the February 9 screen lists "All people and groups" and "All public folders" but identifies no SharePoint or OneDrive site, location, or repository list and does not account for the request's non-email records. Petitioner does not contend that the screenshots prove SharePoint was excluded; they do not establish that it was included and reconciled.

19B. **HSCloud is an identified Mount Pleasant repository and requested-medium control.** Respondent's City-produced HS GovTech agreement identifies HSCloud and HS Touch as the hosted system for permitting, inspections, complaints, reporting, and data management during F's date range. Appendix A includes food, code-enforcement, building, fire, ad hoc reporting, existing-database conversion, Form Builder, hosting, storage, and backup. Z-011–Z-013 identify City ownership of entered or stored data, modifiable inspection printforms, and an event-specific SQL or comma-delimited decommissioning return route. Z-017 identifies Building Official John Ankrum as the Department contact; Z-020 is the execution page signed for the City by Ankrum and Finance Director Laurie Mays. Z-026 states a December 1, 2023–November 30, 2028 term and makes the $24,000 setup fee for configuration, data conversion, and implementation due upon execution. Proposed Z-003, Z-007–Z-008, Z-011–Z-013, Z-017, Z-020–Z-023, Z-026. The agreement therefore spans F's January 1, 2024–December 29, 2025 period and supports a request-specific inquiry into repository coverage and whether accommodating the requested electronic medium required a new software or hardware purchase. Z-003's continued crosswalk also identifies the City's official March 17 recording at approximately 2:03:51–2:04:11, where Ankrum stated that the program's printed-report behavior had been changed so compliant observations would print. The agreement does not prove payment, that every function was enabled, that every user had every permission, that every record was exportable in every requested form, or that no

programming, manipulation, or additional cost was required. The recording does not identify who or what vendor made the change; its connection to the agreement is circumstantial.

D. Exhibit G / Count VII — represented nonprivileged remainder and conditional ruling route.

20. The complete request sought communications involving a City-attorney participant and both Moring and Walmart concepts, related attachments, and nonprivileged fee/payment records. V1 pp. 195–196. Beck later told Richardson that more than 3,000 responsive pages had been identified, perhaps one percent was privileged, review was complete, a ruling request would be submitted that evening, and the remainder would be released. V2 p. 496.

21. Respondent's August 25 letter states that 344 separate emails are potentially responsive, that privilege review remained ongoing, and that a second review could result in additional production. Proposed Y-015–Y-016. That account has not been reconciled with Beck's May 13 representation that identification and separation were complete, a ruling request would be submitted that evening, and the nonprivileged remainder would be released. V2 p. 496. G therefore remains live as to any existing nonprivileged responsive information not already supplied and, for exception-based withholding, any applicable Subchapter G process or previous determination. Petitioner seeks no privileged substance.

E. Exhibit I / Count IX — direct City-agency correspondence and concrete positive controls.

22. The complete request seeks direct City correspondence with identified federal and state agencies, across all City departments, from May 1, 2025 through the applicable search-execution date, including attachments and non-email records. V1 pp. 242–243. Petitioner proposed direct-participant and embedded/forwarded searches and non-email repositories. V1 pp. 254–256. Webster forwarded the exact request to Bryan IT. V2 p. 281.

23. The DSHS-produced September 17 message copied to Webster and Ankrum is a concrete positive control. File-stamped Volume 3 p. 440 identifies the native-message family, and pp. 449–450 reproduce the source message. This evidence does not prove the City retained an identical .msg file on the search date; it presents a specific question whether the City-side family was located, supplied, or accounted for. The City also transmitted "more emails" on May 21, a tranche omitted from Respondent's August 25 chronology. T and V provide additional direct or embedded agency/attachment controls. V's outer message is City-to-City while the EPA/TCEQ chain appears in the forwarded body. Received records are not sought again.

IV. COURT-DIRECTED CONFERRAL AND AUGUST 25 STATUS

24. On August 11, Petitioner transmitted the complete focused C/E/F/G/I requests and separate proposed source-search protocols. Respondent acknowledged receipt on August 12. On August 21, counsel advised that Respondent would be in touch on Tuesday, August 25. At 5:03 p.m. on August 25, Austin Beck transmitted Respondent's status letter and fourteen-page attachment. The transmission did not propose a conference time or retransmit the OneDrive link referenced in Item 5. Petitioner disputes counsel's opening legal conclusion that the City complied and his characterization that the August 11 materials did not align with the Court's direction; those propositions do not resolve the request-specific evidence. In any event, the following table is Petitioner's concise enumerated list of the five remaining C/E/F/G/I issues. Respondent's complete attachment appears at proposed Y-011 through Y-024. The table reports Respondent's position separately from the narrow issue Petitioner contends remains; it does not adopt counsel's legal characterizations.

No. / request	Respondent's August 25 position and materials	Petitioner's limited remaining issue
1. C	Respondent says responsive documents were supplied November 3–13, 2025—dates that predate the December 4 request—and that C-2 and C-3 were reattached. Y-012–Y-013. The complete fourteen-page attachment contains no page labeled C-2 or C-3; its six appended source pages are E/F OneDrive, query, and statistics images. Y-019–Y-024.	Whether the December 4 request was satisfied by the typed two-call summary and later individual call-detail PNGs, or whether other maintained, nonexcepted call-history or voicemail-log fields within the original dates remain unsupplied. No duplicate, newly created screenshot, or carrier record is sought.
2. E	Respondent says responsive records were supplied February 2, supplies additional screenshots, and has no further responsive records. It reports 6,316 possible matches in 290 of 910 locations. Y-013. The visible January 13 panel instead displays 6,316 matches in 209 of 910 locations; the August 13 panel uses different query/date logic and displays 5,991 matches in 174 of 984 locations. Y-020–Y-022.	Whether all existing, nonduplicate messages and attachments within E's original terms were supplied, given the unreconciled count, query, date, source-selection, and production-chain differences and the bounded Message-ID and family controls already disclosed. No new report or exact query is sought as TPIA relief.
3. F	Respondent says the February 2 production satisfied F, reports 5,991 possible matches in 174 of 984 locations, and states no further responsive records exist. Y-014. The narrative spells the second requested domain as @walm-mart.com; the screenshot uses the requested @wal-mart.com but visibly joins the Participants condition to the Walmart-term block with AND; the supplied statistics page displays the August 13 Moring query. Y-023–Y-024.	Whether the supplied materials establish searches covering both independent branches of the original request—domain correspondence and, "in addition," Walmart-term records—across the implicated email and document repositories, and whether the term-only and later-produced original-scope Walmart and attachment-family controls have been reconciled. Only existing nonduplicates are sought.
4. G	Respondent says some records were supplied March 10, that 344 separate emails are potentially responsive, and that privilege review remained ongoing on August 25. It states that a second review could result in additional production. Y-015–Y-016.	Respondent's own account leaves review unfinished. The remaining questions concern any represented nonprivileged responsive information not already supplied and, for exception-based withholding, any timely Attorney General ruling request or applicable previous determination. Privileged substance is not sought.

No. / request	Respondent's August 25 position and materials	Petitioner's limited remaining issue
5. I	Respondent says rolling productions occurred March 27, April 1, and April 21; no other potentially responsive documents were identified; the OneDrive link remains available; and I is closed. Y-016-Y-017. The letter supplies no link and does not mention Webster's May 21 'more emails' transmittal. Representative sanitized tests of the three City-supplied Item I links returned 'This link has been removed,' including rechecks later that evening. Y-026-Y-033.	Whether all existing, original-scope, nonduplicate responsive records were supplied, including direct and embedded City-agency communications, attachments, and responsive non-email records, and whether implicated non-email repositories were searched and reconciled; limited to reconciliation of the asserted April 1 delivery, the omitted May 21 tranche, the observed link status, and disclosed DSHS and EPA/TCEQ/City controls. The link pages establish only the condition observed when tested; they do not prove deletion, cause, intent, counsel knowledge, original-date accessibility, or a duty to maintain indefinite access. No mass-hit filtering or new log is sought; received records are not sought again.

Status-table limits. "Respondent's position" reports the August 25 letter and supplied materials without adopting their truth or legal effect. Petitioner uses the letter to show conferral status, notice, Respondent's stated search/production position, timing, and reconciliation—not as a compromise statement proving liability. "Remaining issue" identifies only existing, original-scope, nonduplicate public information. Petitioner does not seek creation of a search log, reconciliation report, declaration, exact KeyQL query, screenshot, or carrier record as substantive TPIA relief. Search artifacts and known records are evidentiary completeness controls only. Records already supplied are not sought again, and no count is withdrawn.

V. LIMITED CROSS-CUTTING AND CONDITIONAL MATERIALS

A. Exhibit A is a compact crosswalk, not a substitute sixth focused request.

25. The complete A request, a direct City response, and a court-safe City-to-Bailey transmittal remain relevant in a limited way because they identify overlapping custodians, Walmart and Moring terms, temporary-custodian issues, MPPD repositories, and potential embedded agency correspondence. A's inclusion does not make every police-case record responsive to E, F, G, or I, waive confidentiality, or establish Count I relief without a separate ruling.

A's limited overlap with the five focused requests

Ex.	Limited overlap / guardrail
C	Temporary-custodian and personal-device collection. A is corroborative of the need to ask the actual custodian and identify what maintained source information was gathered; it is not proof that the same phone record exists in C.

E Moring identifiers and City/MPPD repositories. A supplies concrete custodians, case identifiers, and RMS/history and other MPPD repository questions that may validate E's original Moring-related scope.

F Walmart Store 131 records. A contains Walmart-specific custodians, case references, and communications that may serve as original-scope F search controls if the records independently meet F's date and term requirements.

G Counsel/routing only. A may identify City custodians and counsel involvement relevant to locating G records, but it does not make every A record responsive to G or defeat privilege.

I Forwarded or embedded agency communications. Any A record used for I must independently be a direct City-agency communication within I's original dates and categories; A does not expand I to all police-case material.

26. Petitioner requests that A be considered only for the foregoing routing, custodian, repository, and positive-control purposes. Count I is not submitted for merits adjudication at this setting. Any later Count I presentation will rely only on properly disclosed, lawfully redacted, authenticated source records. No unredacted MPPD report, DFPS/CPS material, Social Security number, minor information, or confidential case attachment is included in this condensed binder.

B. Exhibit O is a focused F control and conditional Count XII example.

27. O is limited to the complete July 30 request, the signed completeness certification, and proposed readable support from the City-produced August 1 parent message and FS-473357 attachment. Filed O-3's divider describes that parent and its four attachments, but the pages following the divider do not visibly reproduce the parent or attachment; Petitioner therefore does not represent that those direct sources were already embedded in O-3. The exact MSG, attachment, rendering, and provenance must be promptly disclosed before use, then separately authenticated and admitted. O-5's advocacy analysis is omitted.

C. Exhibit P shows a conditional Count XIII position; J supplies limited routing controls.

28. P is limited to the complete November 25 request and Webster's same-day statement that the City had no responsive records but would seek an Attorney General opinion on attorney emails. V3 pp. 76, 78. Those two pages show the City's position; without a separately admitted request-specific positive control they are not offered as conclusive proof of Count XIII refusal. The adjacent nonprivileged J routing pages are used only to identify custodians, routing, and search controls for E, F, and G; they do not prove a P omission, are not sought again, and do not establish refusal by themselves. The privileged pp. 83–84 thread is omitted from the public binder and may be tendered separately for in-camera review only if necessary.

D. Exhibit Q proves notice only.

29. Q is limited to the complete November 3 preservation notice at V3 pp. 105–106. The notice expressly states that it is separate from the TPIA requests. It is not offered as a public-information request, proof that a hold was implemented, proof that any record existed or was destroyed, or an independent basis for Section 552.321 relief. It matters only if preservation, retention, deletion, or later loss of access becomes a disputed factual issue.

E. J, K, R, S, T, U, and V retain narrow evidentiary uses; H-1 remains demonstrative; W, X, Y, and Z are incorporated only by reference.

30. J and the P/J pages show centralized routing and known custodians, not refusal by themselves. K/OAG materials show the City's statements, OAG reliance, and revisability; they are not an OAG merits finding against the City. R forms reflect affirmative completeness positions if authenticated and admitted, but do not prove an omission or signature genuineness by themselves. S remains an August 3 snapshot only. T establishes provenance, timing, native-form production, and validation controls. U is limited to administrative-record scope and procedural status and seeks no relief against a nonparty. V supplies City-generated provenance, format, and embedded-family controls; it does not prove what query ran or the truth of environmental allegations. H-1 remains a demonstrative and navigation aid; the underlying records control, and H-1 is neither a new public-information request nor independent proof unless admitted on an appropriate foundation. W is limited to administrative-review transmission and provenance; X to documented production routes, capability, and requested-medium issues; Y to Respondent's complete August 25 response and compact controls; and Z to the City's executed HS GovTech agreement, contractual system scope, and request-specific Section 552.228 conditions, subject to the limitations stated in Z's cover. W, X, Y, and Z are incorporated by exhibit-page reference and are not reproduced in this brief. ORD's July 1 letter closed twenty-three earlier City complaint matters in deference to this action, not through a merits determination. U-015. Later complaint filings concern later or different requests, are not offered as proof of a violation, and no relief concerning them is requested here.

VI. DISCLOSURE, ADMISSION, AND REQUESTED DISPOSITION

31. To the extent the Court's August 10 direction modified the default Rule 194.4 timetable, Petitioner disclosed the identified items promptly. Petitioner relies on the August 3 list for A, O, P, Q, R, and S; the August 6 notice for T; the Third Supplement for U, V, and H-1; the Fourth Supplement dated August 26 for W, X, and Y; and the Fifth Supplement dated August 26 for Z. U is a condensed court-safe selection prepared after the August 10 focus became clear. V arises from the City's August 14 production to a separate requestor and was reviewed and rendered by August 22. Respondent authored and supplied the August 25 response reproduced in Y. The August 25 link rechecks did not exist until after Respondent's current-availability statement; the earlier preserved link captures acquired new rebuttal significance from that statement. Petitioner disclosed the representative sanitized controls the next day. After filing the Fourth Supplement, Petitioner received the City-produced HS GovTech agreement at 3:28 p.m. on August 26 through a City transmittal to [another requestor] [relationship details omitted], Respondent's counsel was copied. Petitioner promptly disclosed the exact EML and attachment. Because Respondent possesses its own contract and the requested-medium issue was already disclosed through Exhibit X and Count VI/F, Petitioner requests the same express, record-supported Rule 193.6 finding of good cause or lack of unfair surprise or prejudice for Z.

32. Filing, clerk acceptance, or inclusion in a courtesy binder does not admit an exhibit. A declaration or readable rendering likewise must be offered and admitted. Petitioner will offer pinpoint pages separately, request any Rule 403 limitation or in-camera review the Court finds appropriate, and avoid cumulative proof.

33. For C, E, F, G, and I, Petitioner seeks mandamus relief authorized by Section 552.321(a) for identified existing, original-scope, nonduplicate, responsive, nonexcepted public information. At this focused setting, Petitioner does not seek creation of a search log or

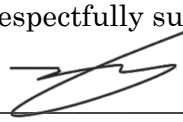
reconciliation report as public information under the TPIA. This hearing limitation does not amend or withdraw the alternative judicial and evidentiary relief pleaded in paragraph 114(d)–(j) of the First Amended Petition, to the extent such relief is legally available. If further clarification is needed, Section 552.222(b) supplies the request-stage clarification route; Petitioner's proposed protocols remain nonexclusive conferral aids, not requested substantive relief.

34. A, O, and P are offered only for the limited cross-count purposes stated above. Counts I, II, IV, VIII, X, XI, XII, and XIII are not submitted for merits disposition at this limited continued setting and should be identified in the Court's order as not submitted, tried, or adjudicated and remaining pending. Q is notice only. J, K, R, S, and T are corroborative only. U and V are offered only for the narrow scope, procedural, provenance, format, and reconciliation purposes stated in their covers. W, X, Y, and Z are offered only through properly disclosed and authenticated pinpoint pages and only for the limited purposes stated in their covers. Z is used primarily with Count VI/F and does not submit Counts II/B, IV/D, or XII/O for merits adjudication. Petitioner closes only the limited August 28 presentation on the five focused counts and does not globally rest or submit the remaining counts.

PRAYER

Petitioner respectfully requests that the Court: **(1)** confirm on the record that the August 28 merits presentation is limited to Counts III, V, VI, VII, and IX; **(2)** decline or deny any request for dismissal as to a focused count presenting a genuine jurisdictional fact dispute; **(3)** adjudicate each focused count separately and only on admitted evidence properly before the Court; **(4)** grant the request-specific relief established under the applicable Section 552.321(a) route; **(5)** state expressly that Counts I, II, IV, VIII, X, XI, XII, and XIII were not submitted, tried, or adjudicated at this setting and remain pending; **(6)** omit any blanket denial or final-disposition clause; and **(7)** grant all other relief to which Petitioner proves entitlement. If the Court instead intends to adjudicate all thirteen counts at this setting, Petitioner requests notice on the record and a fair opportunity to present the complete request-specific proof for the remaining counts before any merits ruling.

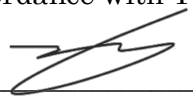
Respectfully submitted,



Kyle Douglas Moring
Petitioner, Pro Se
[redacted]

CERTIFICATE OF SERVICE

I certify that on August 26, 2026, a true and correct copy of this Limited Supplemental Hearing Brief, Count-Specific Scope, and Conferral Status and attached Paper-First Count-Specific Court Review Packet was served electronically through the electronic filing manager on all counsel and service contacts of record for Respondent City of Mount Pleasant, Texas, in accordance with Texas Rules of Civil Procedure 21 and 21a.



Kyle Douglas Moring

PAPER-FIRST COUNT-SPECIFIC COURT REVIEW PACKET

Cause No. 44437 - August 28, 2026 continued setting

What this packet asks the Court to do

One signed interlocutory order can decide Counts III, V, VI, VII, and IX separately and expressly leave Counts I, II, IV, VIII, X, XI, XII, and XIII pending. The front brief contains the complete 13-count scope matrix. Limited cross-count controls do not submit an otherwise unsubmitted count for merits disposition.

Before evidence

Petitioner should ask the Court to confirm on the record whether the continued merits hearing is limited to Counts III, V, VI, VII, and IX. If the Court intends to adjudicate all thirteen counts, Petitioner requests a fair opportunity to present complete request-specific proof for the remaining counts before any merits ruling.

Evidence status

This is a courtesy and presentation packet. A page is not evidence merely because it was filed, clerk-stamped, judicially noticed as part of the file, or included here. Petitioner must offer pinpoint pages, state the count and purpose, establish foundation, and obtain a ruling. Schedules remain demonstrative unless admitted under Rule 1006.

Do not globally rest

Use: ‘Petitioner closes today’s limited presentation only as to Counts III, V, VI, VII, and IX and does not submit the remaining counts.’ Do not say simply, ‘Petitioner rests,’ if the remaining counts are to stay pending.

PACKET MAP

Packet pages	Section
1–13	Limited Supplemental Hearing Brief and 13-count scope matrix
14–15	START HERE guide and updated packet map
16–29	Respondent's August 25 letter and supplied search images (Y-011–Y-024)
30–32	Count III / C
33–49	Count V / E
50–64	Count VI / F
65–67	Count VII / G
68–73	Count IX / I
74–77	Count I / A — limited cross-count control
78–81	Count XIII / P-J — limited position/routing control
82–85	Count XII / O — limited F cross-production control
86–95	OAG certifications and procedural controls
96	Exhibit T — DSHS native-message control
97–101	Exhibit V — separate-requestor comparison
102–108	Foundation and provenance
109–112	Selected Exhibit U procedural-status pages

The Fifth Supplement and complete Exhibit Z were separately filed and served; they are not duplicated here.

The final proposed interlocutory order is a separate document, not evidence. It accounts for all thirteen counts and omits blanket finality language.

DAVIDSON TROILO REAM GARZA PC
ATTORNEYS AT LAW

Austin R. Beck
210.349.6484
abeck@dtrglaw.com

August 25, 2026

Mr. Kyle Moring
Petitioner, *pro se*

Sent Via Email: [redacted]

[redacted]

Re: **Cause No. 44437**
Follow-Up Matters Related to August 10 Hearing

Dear Mr. Moring,

As a follow-up to the August 10 hearing before Judge Parish, you provided us with three documents on August 11: 1) a "Focused Conferral Submission" related to your Exhibits C, E, F, G, and I (4 pages); 2) the "Complete Written Requests" referencing what you infer to be the original TPIA requests to the City, underlying Exhibits C, E, F, G, and I (10 pages); and 3) the "Proposed Search Protocols" you have suggested related to each of the five above-listed exhibits (13 pages).

First, we would like to thank you for your patience as we have studied the documents you provided. While the City has complied with the TPIA in responding to your TPIA requests, we have continued to address the concerns you have raised.

Second, we do not believe that your "conferral submissions" of August 11 align with the judge's order to submit a concise, enumerated list of documents that you contend the City has *refused* to provide in response to any of your TPIA requests. Nevertheless, we are continuing in good faith to work with you on the issues identified, and we are sharing with you the status and results of those efforts in hopes of narrowing the scope of the matters at issue before Judge Parish.

Please find our enumerated list and timelines below.

Item 1:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit C**	**Status of Responsive Documents**
December 4, 2025	Temporary Custodian Records (Police Chief Mark Buhman's personal phone call history) related to MPPD Case 25-17553 *(criminal trespass warning from Walmart issued to Petitioner)*	City provided responsive documents **November 3-13, 2025**

Timeline of Request at Issue:

- **October 22, 2025** – Petitioner received criminal trespass warning from Walmart Store #131 (MPPD Case 25-17553).

- **October 23** – Petitioner submitted an ORR to Mount Pleasant Police Department for records related to the above-listed case.

- **October 27** – Police Chief provided text messages between himself, Walmart supervisor Carrie Mahon and Sgt. John Beasley related to request for, and execution of, criminal trespass warning.

- **November 3** – Mount Pleasant Police Department provided its call-for-service log, vehicle-camera and body-camera footage for Sgt. Beasley and Officer Torres, and a copy of the October 22 criminal trespass warning to Petitioner. MPPD further advised that its radio recordings and screen shot images from Chief Buhman's cell phone would be placed a CD, with a charge of $1, and **the Department had no other responsive records**.

- **November 3** – Petitioner sent an "addendum" to his prior requests on this issue, seeking additional text messages, voicemails and emails, phone records and call logs from October 15-November 3, 2025, the CAD event file for the criminal trespass call, and any after-action/supervisory materials.

- **November 12** – Petitioner sent an additional request "to ensure a complete compliant production under Gov't Code ch. 552" concerning this request. MPPD requested City Attorney assistance with response.

- **November 13** – After verifying that no other identified officers had other contact with Walmart employees or Petitioner via text or email concerning the criminal trespass warning, City Attorney Austin Beck responded: "Mr. Moring: **All responsive information has been provided to you by the City regarding this request, and it is therefore closed."**

- **December 3** – Petitioner submitted a follow-up to his "supplemental clarification to my October 29, 2025 TPIA request," seeking an update on status.

- **December 4 –** Petitioner renewed TPIA request as shown per Exhibit C.

The responsive documents, other than radio recordings, that were provided to Petitioner in November 2025 are re-attached as **Exhibits C-2 and C-3** to this letter.

Item 2:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit E**	**Status of Responsive Documents**
December 30, 2025	Keyword search of City documents for "Kyle Moring/ [redacted] / whistleblower / OSHA", January 1, 2024-December 29, 2025	City provided responsive documents **February 2, 2026** *Additional screenshots enclosed hereto*

Timeline of Request at Issue:

- **December 30, 2025** – Petitioner submitted PIA request for "existing public information maintained by the City of Mount Pleasant, Texas (including all departments) and the Mount Pleasant Police Department) for the date range January 1, 2024-December 30, 2025 (inclusive). The request sought documents containing identified keywords in the subject line, message body, and/or attachments):
  - "Kyle Moring", "Moring", "Kyle Morning", "Mr. Morning";
  - [redacted];
  - "whistleblower" and ("whistle blower, if searchable);
  - "OSHA" (and "Occupational Safety and Health Administration," if searchable.

- **January 13, 2026** – City custodians found 6,316 possible matches in 290 of the 910 electronic locations searched.

- **January 14, 2026** – A $99 cost estimate was generated and accepted by Petitioner.

- **February 2, 2026** – Responsive documents were provided via OneDrive link to Petitioner.

Screenshots of the search terms used, and resulting data logs are attached as **Exhibits E-3** and **E-4** to this letter. Screenshots of resulting data logs, including custodians of responsive records, are attached as **Exhibits E-2 and E-5** to this letter. The City has no further responsive documents to provide at this time.

Item 3:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit F**	**Status of Responsive Documents**
December 30, 2025	Keyword search of City documents for Walmart-related emails, based on domain names and specific keywords in the subject line, body and/or attachments - January 1, 2024-December 29, 2025	City provided responsive documents **February 2, 2026** *Additional screenshots enclosed hereto*

Timeline of Request at Issue:

- **December 30, 2025** - Petitioner submitted PIA request for "existing public information maintained by the City of Mount Pleasant, Texas (including all departments) and the Mount Pleasant Police Department (MPPD) for the date range January 1, 2024-December 29, 2025 (inclusive). The request sought documents containing identified keywords in the subject line, message body, and/or attachments:
  - @walmart.com;
  - @walm-mart.com;
  - Walmart Store #131;
  - Walmart Store 131;
  - Walmart #131;
  - Store #131 (when used in connection with Walmart);
  - "Wal-mart" / "Wal-Mart" / "Wal Mart"
  - "Walmart"
  - "Walmart Supercenter" / "Walmart Super Center"

- **January 13, 2026** – City custodians found 5,991 possible matches in 174 of the 984 electronic locations searched.

- **January 14** – A $54 cost estimate was generated and accepted by Petitioner. However, Petitioner also asked City to provide information about specific search queries used, where it searched, custodians, departments or email addresses searched, breakdowns of time spent, and information about who performed and/or supervised the search. The City Attorney determined that the City is not required to respond to such questions under ch. 552.

- **February 2** – Responsive documents were provided via OneDrive link to Petitioner.

Screenshots of the search terms used and resulting data logs are attached as **Exhibits F-2** and **F-3** to this letter. The City has no further responsive documents to provide at this time.

Item 4:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit G**	**Status of Responsive Documents**
February 14, 2026	Communications Involving City Attorney Concerning Kyle Moring and Walmart (June 1, 2025-Present)	City provided **some** responsive documents **March 10, 2026** *Additional review of attorney-client privileged material is ongoing – August 25, 2026*

Timeline of Request at Issue:

- **February 14, 2026** - Petitioner submitted PIA request for "communications involving City Attorney concerning Kyle Moring and Walmart" for the date range June 1, 2025 through "the date the City conducts its search." The request specified communications between City Attorney and staff with any City/MPPD official or employee, in which the stated search terms appeared in any written communications or attachments, as well as a request for "attorney fee bills and public fund payment records related to these matters."

- **March 3** – Petitioner sent a "Deadline Notice" reminder to City regarding this request.

- **March 6** – Petitioner sent a follow-up to his March 3 reminder, requesting a response by 5 p.m. on March 9. City Attorney Austin Beck replied to say that the City was still gathering responsive records, and anticipated a reply by the end of the week.

- **March 10** – City provided emails gathered relative to one aspect (non-privileged communications) of Petitioner's request.

- **March 16** – Responsive documents subject to attorney-client privileged sent to City Attorney offices for privilege review.

- **March 22** – Petitioner sent another follow-up to his requested, advised that a complaint had been filed with Office of the Attorney-General.

- **March 27** – Petitioner sent another follow-up, requesting response by close of business on March 30 and advising that he intended to supplement his complaint to the OAG.

- **April 7** – Petitioner following up on this request.

- **April 13** – Petitioner following up on this request.

At this time, the City has identified 344 separate emails that are potentially responsive to this request, and a privilege review is still under way by the City Attorney's office. While we believe the responsive information has been previously released, a second review has commenced that could result in minor additional production.

Item 5:

Date of Request *(Per August 11 conferral)*	**Petitioner's Exhibit I**	**Status of Responsive Documents**
February 8, 2026	Regulatory Agency Correspondence with City - May 1, 2025-Present	City provided rolling production of responsive documents **March 27, 2026** **April 1, 2026** **April 21, 2026**

<u>Timeline of Request at Issue</u>:

- **February 8, 2026** - Petitioner submitted PIA request for "all written or electronic correspondence, communications, records, and documents (including emails, letters, text messages, notices, reports, memoranda, and attachments) between any officer, employee, elected official, appointed official, department head, or agent of the City of Mount Pleasant ("City") and any state or federal regulatory, enforcement, or investigative agency, for the period from May 01, 2025 through the date the City conducts its search for responsive records." Specified agencies included:
    - U.S. Environmental Protection Agency (EPA), including EPA Region 6;
    - U.S. Occupational Safety and Health Administration (OSHA);
    - U.S. Department of Labor (DOL);
    - U.S. Department of Agriculture (USDA);
    - U.S. Food and Drug Administration (FDA);
    - Texas Commission on Environmental Quality (TCEQ), including the Environmental Crimes Unit;
    - Texas Department of State Health Services (DSHS);
    - Texas Department of Agriculture (TDA);
    - Office of the Texas Attorney General (OAG), including the Open Records Division;
    - Texas Department of Public Safety (DPS), including the Texas Rangers and Public Integrity Unit; and
    - All City departments, including but not limited to the City Manager's Office, City Attorney's Office, City Secretary's Office, Police Department, Fire Department, Public Works Department, Utilities Department, Wastewater Department, Code Enforcement, Building Inspections, Planning and Zoning, Finance Department, Human Resources, and "any other City department or division."

- **February 23** – City provided a $234 cost estimate. Petitioner accepted the charge, noting his right to challenge any amounts exceeding that number.
- **February 27** – Petitioner submitted questions about the City's estimated 13 hours of staff time associated with this request; specified additional request for a complete copy of the text query to be run (not a screenshot), other details.
- **March 17** – Petitioner sent a follow-up on this request; City Secretary responded to say that she was "still going through the over 12,000 emails that were populated from this search."
- **March 17** – Petitioner thanked City Secretary for response but noted several issues were still unresolved, including a request for "the date and hour when responsive information will be made available," among other subpoints raised.
- **March 23** – Petitioner sent follow-up correspondence, seeking confirmation that his payment for responsive records had been processed.
- **March 24** – City Secretary responded to note that City was still working through the emails generated by the requested search, and would provide a link with a large number of documents for Petitioner's review by the end of the week. A receipt for his payment was provided.
- **March 27** – Partial production provided to Petitioner via OneDrive link.
- **March 31** – Petitioner communicated dissatisfaction with first tranche of production, stating that it "appears materially overinclusive and likely incomplete." Revised parameters of request, seeking response by April 2.
- **April 1** – City provided additional rolling production responsive to original February 8 request.
- **April 7** – Petitioner sends follow-up on February 8 request and "materially overinclusive" responses, seeks anticipated date and hour of next production.
- **April 13** - Petitioner sends follow-up on February 8 request and "materially overinclusive" responses, seeks anticipated date and hour of next production.
- **April 21** – City provided third tranche of responsive documents via OneDrive link to Petitioner.

The City has not identified any other documents that are potentially responsive to this request. The OneDrive link containing the responsive documents remains available to you, without restrictions or an expiration date.

Although we understand you were dissatisfied by the volume of responsive documents and seemingly by the content of those documents, the City cannot assume the responsibility to filter the public documents deemed responsive to specified search parameters on behalf of any Requestor. We have deemed this request to be fully responded to and closed.

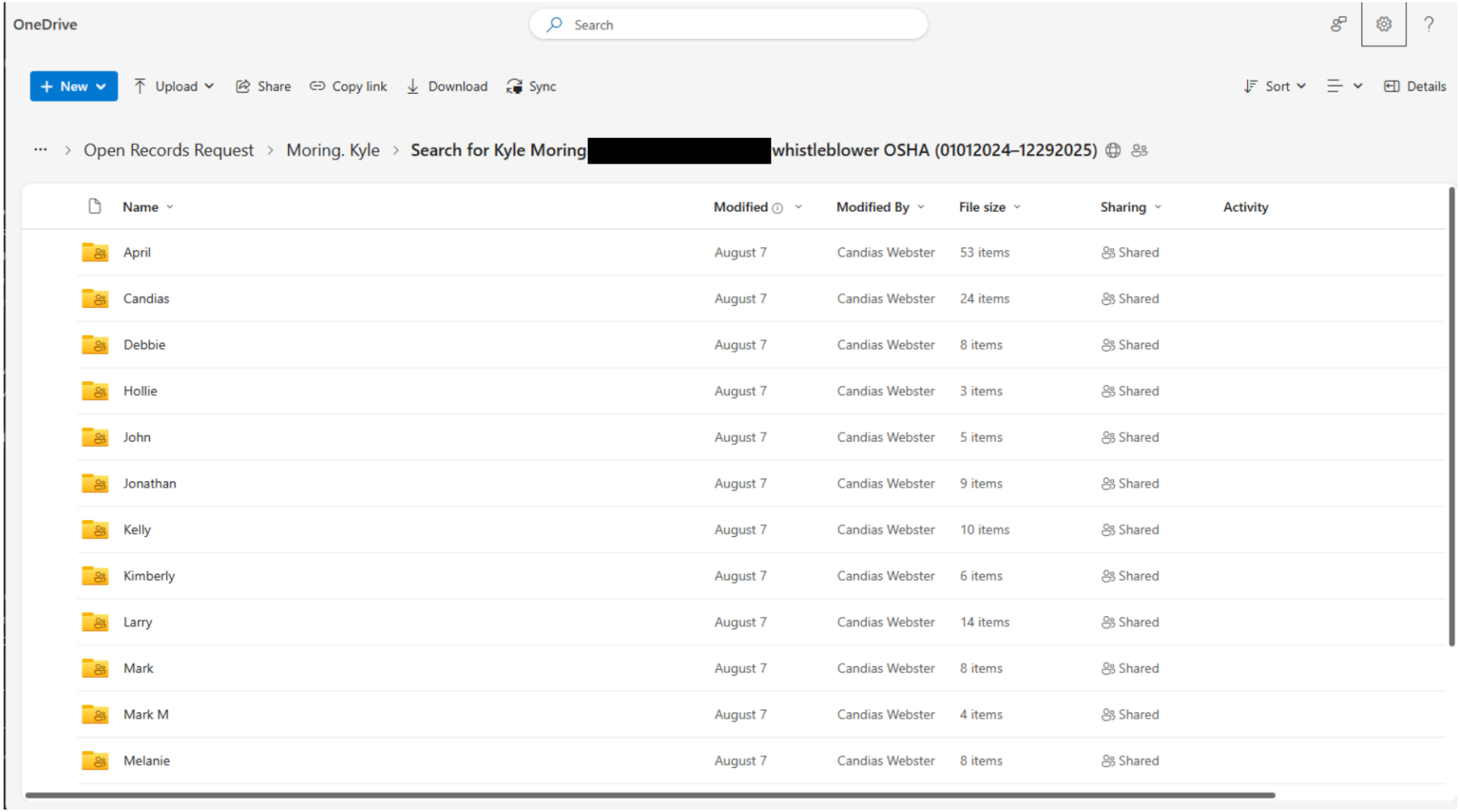
Additional Post-Hearing Correspondence
Finally, we are in receipt of the August 23 "Cross-Request Record-Family Reconciliation Schedule and Hearing Roadmap" that you provided in advance of filing your Third Supplemental Exhibit and Witness List.

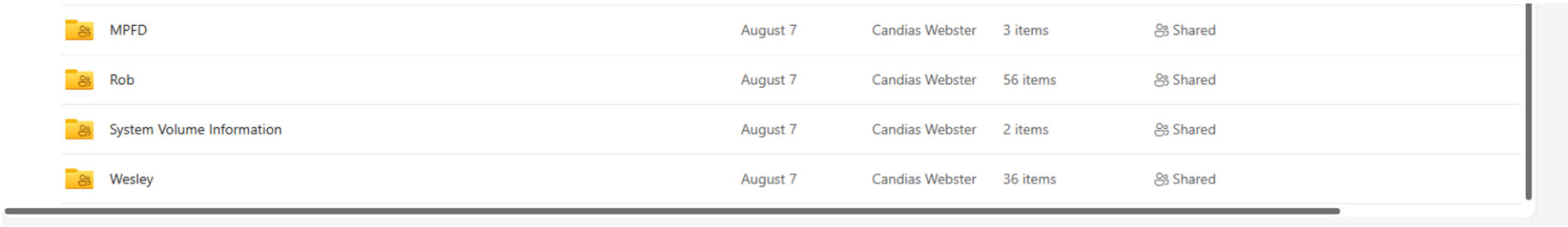
While the "ask" of this document is not entirely clear – at least insofar as it concerns the City – we would assert that the reconciliation schedule and roadmap falls outside the scope of the Court's August 10 instructions. If, on the other hand, it is intended as some type of discovery request, please be advised that such procedures are not yet ripe at this stage of litigation. (We do understand that your pretrial witness and exhibit lists, along with their supplements, have been filed "out of an abundance of caution" and that a response is not expected at this time.)

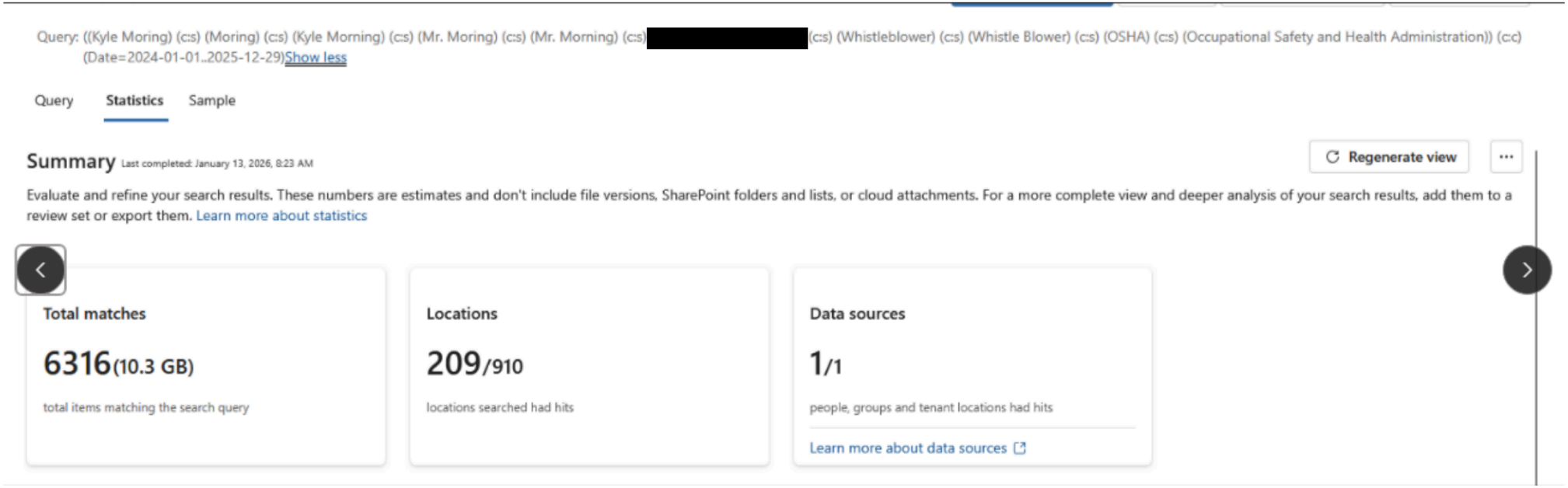
We look forward to next steps in resolving this matter.

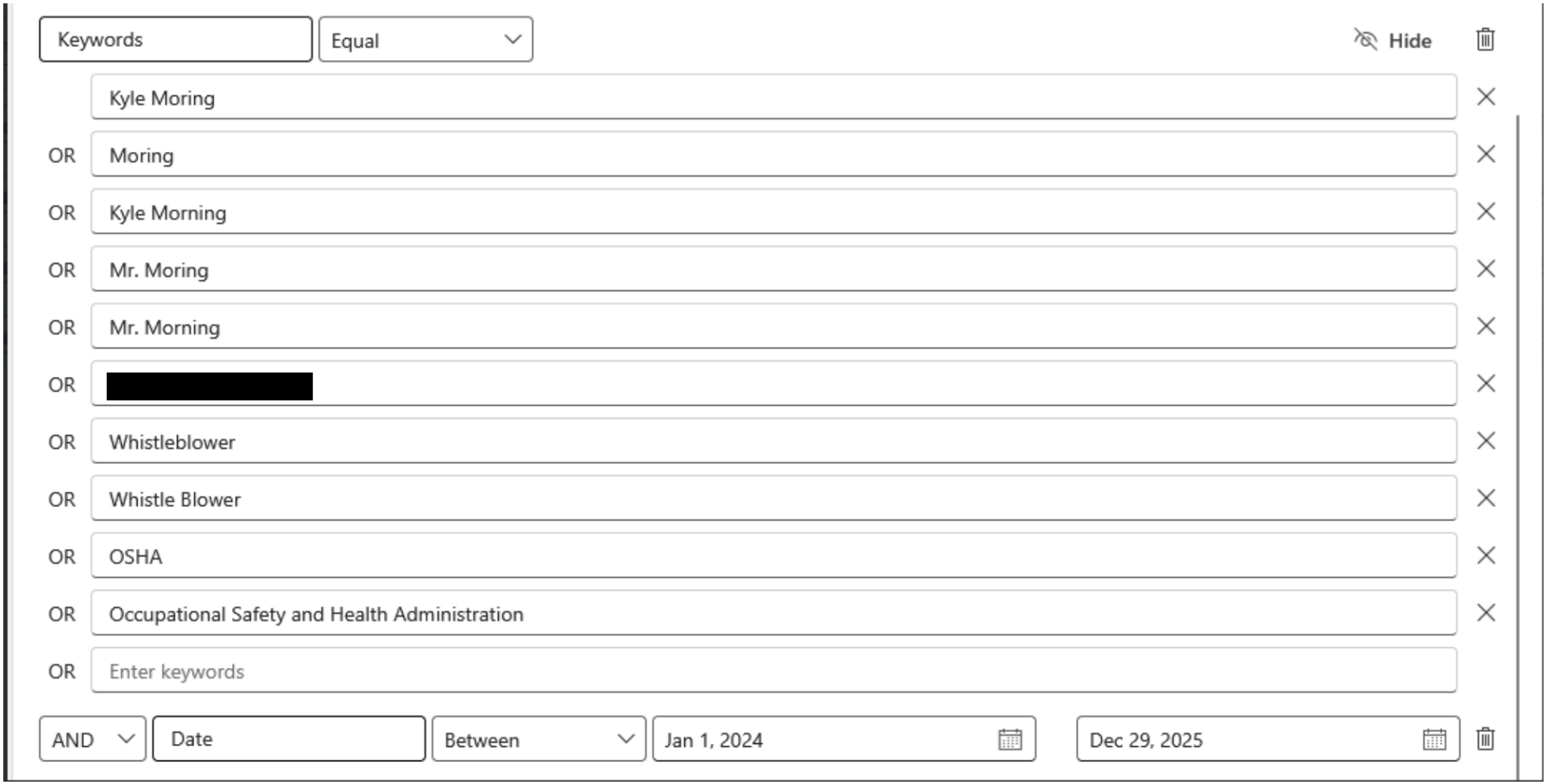
Very truly yours,

Austin R. Beck
FOR THE FIRM
ATTORNEYS FOR THE
CITY OF MOUNT PLEASANT, TEXAS


OneDrive
Search
New
Upload
Share
Copy link
Download
Sync
Sort
Details
Open Records Request
Moring. Kyle
Search for Kyle Moring [redacted] whistleblower OSHA (01012024–12292025)
Name
Modified
Modified By
File size
Sharing
Activity
April August 7 Candias Webster 53 items Shared
Candias August 7 Candias Webster 24 items Shared
Debbie August 7 Candias Webster 8 items Shared
Hollie August 7 Candias Webster 3 items Shared
John August 7 Candias Webster 5 items Shared
Jonathan August 7 Candias Webster 9 items Shared
Kelly August 7 Candias Webster 10 items Shared
Kimberly August 7 Candias Webster 6 items Shared
Larry August 7 Candias Webster 14 items Shared
Mark August 7 Candias Webster 8 items Shared
Mark M August 7 Candias Webster 4 items Shared
Melanie August 7 Candias Webster 8 items Shared


MPFD August 7 Candias Webster 3 items Shared
Rob August 7 Candias Webster 56 items Shared
System Volume Information August 7 Candias Webster 2 items Shared
Wesley August 7 Candias Webster 36 items Shared


Query: ((Kyle Moring) (c:s) (Moring) (c:s) (Kyle Morning) (c:s) (Mr. Moring) (c:s) (Mr. Morning) (c:s) [redacted] (c:s) (Whistleblower) (c:s) (Whistle Blower) (c:s) (OSHA) (c:s) (Occupational Safety and Health Administration)) (c:c) (Date=2024-01-01..2025-12-29)Show less
Query
Statistics
Sample
Summary Last completed: January 13, 2026, 8:23 AM
Regenerate view
Evaluate and refine your search results. These numbers are estimates and don't include file versions, SharePoint folders and lists, or cloud attachments. For a more complete view and deeper analysis of your search results, add them to a review set or export them. Learn more about statistics
Total matches
6316 (10.3 GB)
total items matching the search query
Locations
209/910
locations searched had hits
Data sources
1/1
people, groups and tenant locations had hits
Learn more about data sources


Keywords
Equal
Hide
Kyle Moring
OR
Moring
OR
Kyle Morning
OR
Mr. Moring
OR
Mr. Morning
OR
[redacted]
OR
Whistleblower
OR
Whistle Blower
OR
OSHA
OR
Occupational Safety and Health Administration
OR
Enter keywords
AND
Date
Between
Jan 1, 2024
Dec 29, 2025

Query: kind:email AND ((sent>=2024-01-01 AND sent<=2025-12-30) OR (received>=2024-01-01 AND received<=2025-12-30)) AND [redacted] OR [redacted] OR "Kyle Moring" OR Moring OR "Kyle Morning" OR "Mr Moring" OR "Mr Morning" OR whistleblower OR "whistle blower" OR OSHA OR "Occupational Safety and Health Administration")Show less

Query | **Statistics** | Sample

Summary

Last completed: August 13, 2026, 16:08 PM

Regenerate view

Evaluate and refine your search results. These numbers are estimates and don't include file versions, SharePoint folders and lists, or cloud attachments. For a more complete view and deeper analysis of your search results, add them to a review set or export them. Learn more about statistics

Total matches

5991 (8.9 GB)

total items matching the search query

Locations

174/984

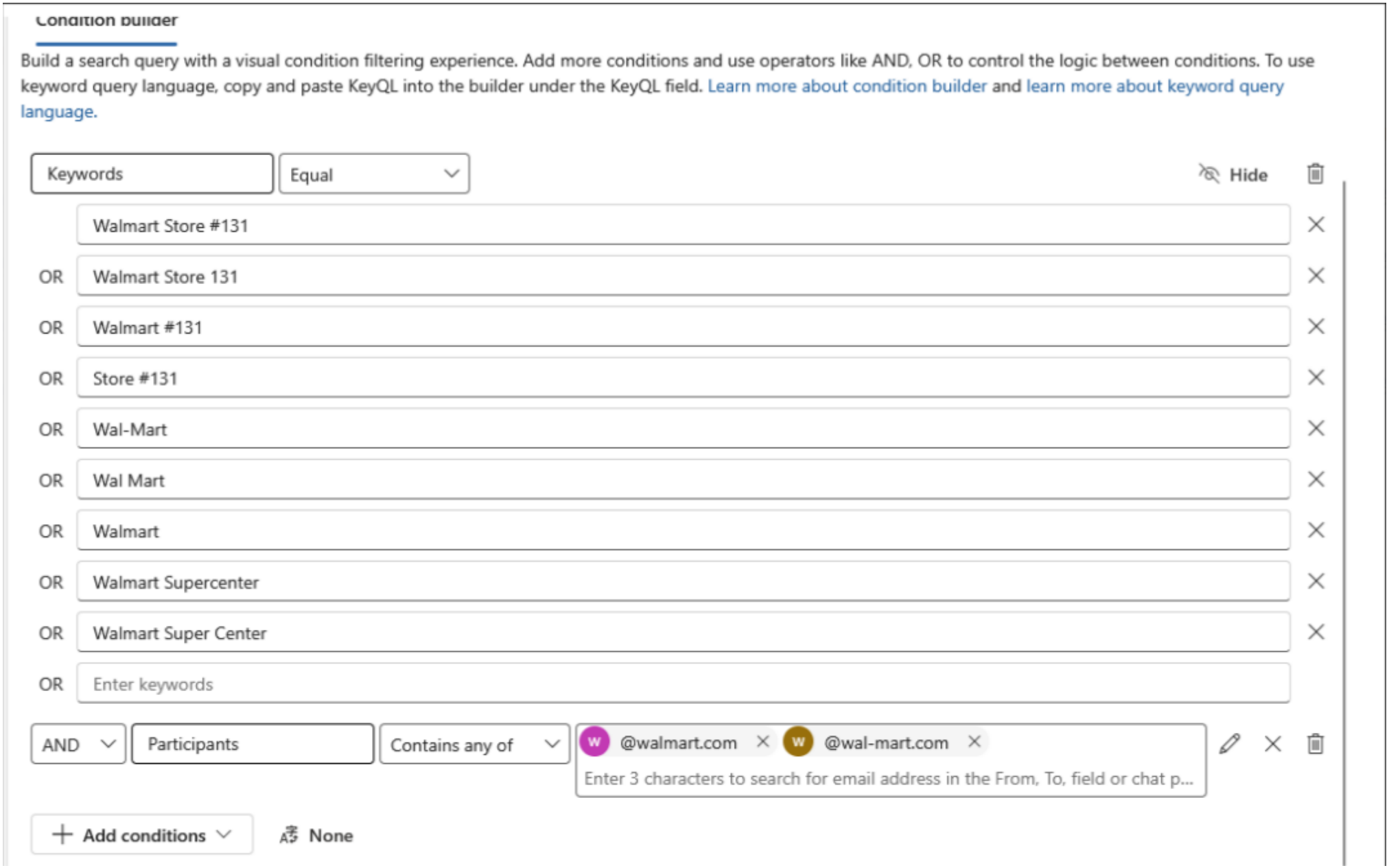
locations searched had hits

Data sources

1/1

people, groups and tenant locations had hits

Learn more about data sources


Condition Builder
Build a search query with a visual condition filtering experience. Add more conditions and use operators like AND, OR to control the logic between conditions. To use keyword query language, copy and paste KeyQL into the builder under the KeyQL field. Learn more about condition builder and learn more about keyword query language.
Keywords
Equal
Hide
Walmart Store #131
OR
Walmart Store 131
OR
Walmart #131
OR
Store #131
OR
Wal-Mart
OR
Wal Mart
OR
Walmart
OR
Walmart Supercenter
OR
Walmart Super Center
OR
Enter keywords
AND
Participants
Contains any of
@walmart.com
@wal-mart.com
Enter 3 characters to search for email address in the From, To, field or chat p...
Add conditions
None

Query: kind:email AND ((sent>=2024-01-01 AND sent<=2025-12-30) OR (received>=2024-01-01 AND received<=2025-12-30)) AND [redacted] OR [redacted] OR "Kyle Moring" OR Moring OR "Kyle Morning" OR "Mr Moring" OR "Mr Morning" OR whistleblower OR "whistle blower" OR OSHA OR "Occupational Safety and Health Administration")Show less

Query | **Statistics** | Sample

Summary

Last completed: August 13, 2026, 16:08 PM

Regenerate view

Evaluate and refine your search results. These numbers are estimates and don't include file versions, SharePoint folders and lists, or cloud attachments. For a more complete view and deeper analysis of your search results, add them to a review set or export them. Learn more about statistics

Total matches

5991 (8.9 GB)

total items matching the search query

Locations

174/984

locations searched had hits

Data sources

1/1

people, groups and tenant locations had hits

Learn more about data sources

From: **Kyle Moring** [redacted]
Subject: Texas Public Information Act Request – Temporary Custodian Records (Chief personal phone call history) Related to MPPD Case 25-17553
Date: December 4, 2025 at 8:05 AM
To: April Nipp anipp@mpcity.org

KM

Good morning,

Pursuant to Tex. Gov't Code § 552.002(a-1)–(a-2) and § 552.004, please retrieve and produce public information held by temporary custodians, limited to communications concerning the October 22, 2025 Walmart Store #131 criminal trespass incident (MPPD Case 25-17553).

Requested records (Chief Mark Buhman's personal phone, limited scope):

For 10/22/2025 00:00 through 10/29/2025 23:59 (Central Time), please produce screenshots or native exports (in the manner allowed) of the Chief's call history and voicemail logs that reflect calls to/from:

- Carrie Mahon and/or numbers associated with Walmart Store #131 contacts
- Sgt. John Beasley and other MPPD personnel involved in the CT response, to the extent the calls relate to case 25-17553

Please include date/time, call direction (in/out/missed), duration, and any contact label. Redact personal numbers as required, but preserve any non-confidential labels.

With gratitude,

Kyle Moring

[redacted]

EXHIBIT C - DIRECT TEMPORARY-CUSTODIAN RESPONSE

Readable rendering of the native MSG produced in the City's 2026-02-02 Moring-related production. The native file and exact Message-ID control; this page replaces the relay-only page.

From	Mark Buhman <mbuhman@mpcity.org>
To	Candias Webster <cwebster@mpcity.org>
Cc	Austin Beck <abeck@dtrglaw.com>; Lea Ream <lream@dtrglaw.com>
Sent	December 17, 2025, 3:29:52 p.m. CST
Subject	RE: Texas Public Information Act Request - Temporary Custodian Records (Chief personal phone call history) Related to MPPD Case 25-17553
Message-ID	<MW3PR16MB36731DD349E6A3B2AC2123B2C4ABA@MW3PR16MB3673 .namprd16.prod.outlook.com>

DIRECT RESPONSE BODY

10/22/25 at 8:48 AM, outgoing call to Carrie Mahon, duration 2 minutes.

10/22/25 at 8:51 AM, outgoing call to John Beasley, duration 1 minute.

No further. Screenshots would include the individuals phone numbers so I have provided the requested information.

Mark Buhman, Chief of Police
Mount Pleasant Police Department
501 N. Madison Ave., Mount Pleasant, TX 75455
903-575-4115 | mbuhman@mpcity.org

EMBEDDED CITY ASSIGNMENT EXCERPT

Webster to Buhman, December 12, 2025: "Can you please produce any records on you cell phone related to this request?" The quoted request asked for screenshots or native exports of call history and voicemail logs, including date/time, direction, duration, and contact label, with personal numbers redacted as required.

Scope note: this page concerns only the Exhibit C / Count III temporary-custodian phone-source lane for MPPD case 25-17553. It does not add the separate case [redacted] lane or seek sensitive phone numbers.

From: Kyle Moring [redacted]
Subject: Re: Texas Public Information Act Request – Temporary Custodian Records (Chief personal phone call history) Related to MPPD Case 25-17553
Date: December 17, 2025 at 4:10 PM
To: Candias Webster cwebster@mpcity.org
Cc: Austin Beck abeck@dtrglaw.com, Lea Ream lream@dtrglaw.com

KM

Ms. Webster,

Thank you for your response and for providing a summary of two outgoing calls.

To complete my Public Information Act request, I am requesting copies of the responsive records themselves—i.e., the call log (and voicemail log if applicable) records from the Chief's phone for October 22, 2025 through October 29, 2025, that reflect the responsive entries.

My original request expressly permitted redaction of personal telephone numbers. Accordingly, please provide the responsive records in redacted form (for example, cropped/redacted screenshots of the specific call log entries and any responsive voicemail log entries), with the remaining fields visible (date/time, call direction, duration, and any contact label).

If the City is withholding any portion of the responsive records (including phone numbers), please identify the specific statutory basis for each redaction/withholding and advise whether the City is seeking an Attorney General decision as to any withheld information.

Additionally, please confirm in writing whether there were any responsive voicemail logs during the requested time period, and whether there were any additional responsive calls (incoming, outgoing, or missed) beyond the two calls listed in your email.

Thank you for your assistance.

With gratitude,

Kyle Moring

[redacted]

> On Dec 17, 2025, at 3:46 PM, Candias Webster <cwebster@mpcity.org> wrote:
>
> Good afternoon, Mr. Moring,
>
> Here is the information you requested regarding "Texas Public Information Act Request – Temporary Custodian Records (Chief personal phone call history) Related to MPPD Case 25-17553"
>
> 10/22/25 at 8:48 AM, outgoing call to Carrie Mahon, duration 2 minutes.
>
> 10/22/25 at 8:51 AM, outgoing call to John Beasley, duration 1 minute.
>
> No further. Screenshots would include the individual's phone numbers, so I have provided the requested information.

From: **Kyle Moring** [redacted]
Subject: Texas Public Information Act Request - Search for "Kyle Moring / [redacted] / whistleblower / OSHA" (01/01/2024–12/29/2025)
Date: December 30, 2025 at 8:02 AM
To: Candias Webster cwebster@mpcity.org
Cc: Austin Beck abeck@dtrglaw.com, Rob Vine rvine@mpcity.org, [redacted], Wesley Lyon Wlyon@mpcity.org

KM

Good morning,

Pursuant to the Texas Public Information Act (Texas Government Code, Chapter 552), I request access to and copies of existing public information maintained by the City of Mount Pleasant, Texas (including all departments) and the Mount Pleasant Police Department (MPPD), for the date range January 01, 2024 through December 30, 2025 (inclusive).

1) Records requested

Please produce all existing records that contain any of the following identifiers or terms (case-insensitive), including in the subject line, message body, and attachments (to the extent your search tools allow searching attachments):

A. "Kyle Moring", "Moring", "Kyle Morning", "Mr. Moring", "Mr. Morning"

B. [redacted]

C. "whistleblower" (and "whistle blower," if searchable)

D. "OSHA" (and "Occupational Safety and Health Administration," if searchable)

This request includes, without limitation:

- Email messages (including attachments) sent/received by City and MPPD personnel using City/MPPD systems
- Internal communications and correspondence (letters, memos, notes) maintained electronically
- Any complaints, referrals, reports, summaries, or administrative records maintained electronically that contain the above terms

2) Systems/custodians to be searched

Please have the appropriate personnel conduct a reasonably thorough electronic search across:

- All City and MPPD email accounts and shared mailboxes
- Any email archiving/eDiscovery system used by the City/MPPD (to the extent applicable)
- Any City/MPPD network drive or document-management repository where such records are kept in the ordinary course of business

To help ensure an accurate and efficient search, I request that the City's IT staff assist in executing the search parameters. If Bryan IT is supporting City IT operations, please have Shawn Bryan (Bryan IT) perform or supervise the electronic query.

3) Preferred production format

I request production in electronic format whenever possible, including:

- Emails in native format (.eml/.msg or PST export), with associated metadata (date/time sent, sender, recipients, subject, and attachment

filenames)

- Attachments in their native file formats (PDF, DOCX, XLSX, etc.)
- If native email export is not feasible, a PDF printout is acceptable provided it includes message headers and attachment identification.

Rolling production is acceptable and preferred (produce records as they become available).

4) Public-interest request for waiver or reduction of charges (Tex. Gov't Code § 552.267)

I respectfully request that the City and MPPD waive or substantially reduce any charges associated with producing the requested records under Texas Government Code § 552.267, because providing copies of the requested information primarily benefits the general public.

This request is made in the public interest, including for the following reasons:

- The requested records concern whistleblower- and OSHA-related communications and issues that implicate public oversight of how the City and MPPD receive, document, and respond to safety-related or compliance-related concerns.
- I am acting as an employee representative for current Walmart Store #131 employees in Mount Pleasant, Texas, and these records are sought in furtherance of transparency for those employees and the broader community.
- Disclosure will promote transparency and accountability regarding the City's records retention, records management, search, and production practices, and will help inform the public about whether public information is being properly preserved and made accessible.
- I am requesting these records for non-commercial purposes, and I do not seek these records for financial gain or commercial advantage. I intend to use and share any non-exempt responsive records to inform affected employees and, where appropriate, the general public.

If the City/MPPD declines to grant a waiver or reduction, please provide a brief written explanation and proceed with the itemized written cost estimate required by law before incurring costs.

5) Fees and cost estimate

If you anticipate charges, please provide an itemized written cost estimate before incurring costs. If the total cost will exceed $40, please notify me in advance and do not proceed without my written authorization. If a fee waiver or reduction is available, please apply it.

6) Clarifications, exemptions, and redactions

If any portion of the requested information is withheld or redacted, please:

- Produce all reasonably segregable, non-exempt information
- Identify the specific statutory basis for each withholding/redaction

7) Communication

Please correspond with me by email at [redacted]. If you believe this request can be narrowed to reduce burden while still capturing responsive records, please provide a written proposal; however, please proceed at a minimum with the search for "Kyle Moring" and "[redacted]" while any narrowing discussion is pending.

Thank you for your assistance.

From: **Candias Webster** cwebster@mpcity.org
Subject: RE: Texas Public Information Act Request - Search for “Kyle Moring / [redacted] / whistleblower / OSHA” (01/01/2024–12/29/2025)
Date: February 2, 2026 at 2:14 PM
To: Kyle Moring [redacted]
Cc: Austin Beck abeck@dtrglaw.com, Rob Vine rvine@mpcity.org, [redacted], Wesley Lyon wlyon@mpcity.org

CW

Good afternoon, Mr. Moring,

Please find attached the link to documents and your receipts.
Search for Kyle Moring [redacted] whistleblower OSHA (01012024–12292025)

We will consider this request closed 02/02/2026

Thank you,
Candias Webster, TRMC, CMC
Assistant City Manager/ City Secretary
City of Mt. Pleasant
Office: 903-575-4000
Cell: [redacted]
Fax: 903-577-1828

ATTENTION OFFICIALS: A "Reply to All" on this e-mail or reply or forward to one other official could lead to violations of the Texas Open Meetings Act. Please reply only to the sender.

CONFIDENTIALITY NOTICE: This e-mail is intended solely for the person or entity to which it is addressed and may contain confidential and/or privileged information. Any review, dissemination, copying, printing, or other use of this e-mail by persons or entities other than the addressee is prohibited. If you have received this e-mail in error, please contact the sender immediately and delete the material from your computer.

From: Kyle Moring <[redacted]>
Sent: Wednesday, January 14, 2026 8:58 PM
To: Candias Webster <cwebster@mpcity.org>
Cc: Austin Beck <abeck@dtrglaw.com>; Rob Vine <rvine@mpcity.org>; [redacted]; Wesley Lyon <wlyon@mpcity.org>
Subject: Re: Texas Public Information Act Request - Search for “Kyle Moring / [redacted] / whistleblower / OSHA” (01/01/2024–12/29/2025)

CAUTION: [EXTERNAL EMAIL]

Ms. Webster,

This email serves as my written response to the City’s itemized cost estimate letter dated January 14, 2026, regarding my December 30, 2025 Texas Public Information Act request concerning records containing “Kyle Moring / [redacted] /whistleblower / OSHA."

CITY-PRODUCED JANUARY 12 SEARCH ASSIGNMENT

Readable selected rendering — the preserved native MSG controls

PROPOSED SUPPORT — NOT YET ADMITTED. This page replaces a smaller rendering. It identifies the City's assignment of the exact Count V and Count VI requests to Bryan IT. The native MSG remains the controlling source and must be separately disclosed/authenticated.

From	Candias Webster
To	Seth Bryan — Seth.Bryan@bryanitcorp.com
Date	January 12, 2026, 7:56:06 a.m. CST
Subject	Request for records

MESSAGE BODY

"Good morning, Can you please gather this information for me?"

EMBEDDED REQUESTS

1. Count V: Kyle Moring / [redacted] / whistleblower / OSHA, January 1, 2024–December 29, 2025.
2. Count VI: Walmart-related email and keyword request, January 1, 2024–December 29, 2025.

LIMITED SIGNIFICANCE

The assignment proves routing to Bryan IT; it does not prove which query ran, which repositories were searched, the hit count, or what was returned/exported. The assignment itself is not requested again. Complete request text appears in the E and F tabs.

Native MSG SHA-256: 2fb8fe592e58a803d5fe002159841d6633dafb9b
a1a1a288398301f07ad2f33b
Source: City-produced March 10, 2026 IT-documentation ZIP.

Pursuant to the Texas Public Information Act (Texas Government Code, Chapter 552), I request access to and copies of existing public information maintained by the City of Mount Pleasant regarding the City's email platform and the City's capability to retain, search, and export email in response to public information requests.

To reduce cost and volume, for each category below you may produce "records sufficient to show" the requested information.

Time period:

- **Items 1–5:** January 01, 2024 through the date the City receives this request.
- **Item 6:** January 01, 2018 through present.

Requested records:

1. **Email platform in use (records sufficient to identify)** The City utilizes Microsoft 365 (Business/Enterprise) within Microsoft's North American data centers.

   a. The product/service name(s) and edition (e.g., Exchange Online/Microsoft 365, on-prem Exchange, Google Workspace, hosted Exchange).

   b. Whether the environment is cloud-hosted, on-premises, or hybrid.

   c. Any records sufficient to show the date of the most recent migration/transition affecting City email (if any) within the time period.

2. **Email retention/archiving** The City utilizes Microsoft 365's native data governance and "Litigation Hold" features to maintain email records in accordance with standard municipal retention schedules.

   a. The City's email retention policy/policies and applicable records retention schedule entries used for email.

   b. Any written procedures used to preserve mailboxes or place litigation holds (records sufficient to show), excluding sensitive security details.

3. **Search and export capability for TPIA/eDiscovery purposes (records sufficient to show)** E-discovery and TPIA searches are conducted utilizing the Microsoft Purview compliance suite. This allows for comprehensive searches across metadata and content. Responsive items are exported natively in .pst or .msg formats to ensure data integrity and preserve routing headers.

   a. Written procedures/SOPs/runbooks/checklists used by City staff or City IT (or its provider) to search for responsive email across one or more mailboxes for a TPIA response.

   b. Documentation identifying the tool(s) used to perform those searches (eDiscovery/compliance search/archive search), the searchable fields (sender/recipient, subject, date, keywords, attachments), and the available export formats (native/PST/MSG/EML, PDF, etc.).

   c. Any documentation describing search syntax/operators or query mechanisms used by the tool(s) (including any query language, API, reporting tool, or equivalent), if maintained.

4. **Administrative access/responsibility (records sufficient to show)** Bryan IT acts as the primary technical administrator for the City's Microsoft 365 tenant and executes complex mailbox searches at the City's direction

   Records sufficient to identify the City department or IT provider responsible for administering the email platform and performing mailbox searches/exports for TPIA responses, including any sections of an SOW describing those responsibilities.

5. **Vendor/IT support communications narrowly limited to search/export/retention (records sufficient to show)** **Please link attached**

   Records sufficient to show communications, tickets, or support notes (internal or with a vendor/managed service provider) specifically concerning: **(i)** ability to search across custodians, **(ii)** exporting/producing email for TPIA/litigation, **(iii)** retention/archiving settings, or **(iv)** any claim that production requires "print-to-scan."

6. **Contracts/procurement** **We have no record of this request**

   Executed contracts/SOWs and amendments/renewals for the City's email hosting and any separate archiving/eDiscovery/compliance search services used for email.

Clarification on third-party records: If responsive information is maintained by a managed service provider or other contractor for the City and the City owns the information or has a right of access to it, please retrieve and produce the responsive information maintained for the City.

Production format: Please provide records electronically (PDF for documents; native format where maintained when feasible) via email or download link. I am not requesting passwords, private keys, security tokens, or configuration details that would reasonably expose system vulnerabilities; please redact only protected portions and release the remainder.

If charges will exceed $40, please provide an itemized written estimate before work begins so I may narrow the request.

With gratitude,

Kyle Moring

[redacted] | [redacted]

HOW THE FAMILIES CONNECT TO THE PLEADED REQUESTS

Focused Count / Request Map

A family is used only where it independently fits the original request's dates, participants, terms, and record categories.

EXHIBIT / REQUEST	ISSUE	FAMILY LINKS	MEASURABLE CURE
C / Count III OR-25-059503 Oct. 22–29, 2025	Temporary-custodian phone call and voicemail-source records	XF-02	Identify device/account, categories and dates checked, and existing responsive entries; produce with lawful redaction or give a source-and-result declaration.
E / Count V OR-26-006368 Jan. 1, 2024–Dec. 29, 2025	Moring/OSHA-related records across custodians and maintained repositories	XF-01 through XF-09, where the original terms and dates independently fit	Identify custodians, locations, query/cutoff, and family-level dedupe/export method; reconcile 366 described emails to 362 supplied MSG files / 230 IDs.
F / Count VI OR-26-006369 Jan. 1, 2024–Dec. 29, 2025	Walmart participant-domain and stated keyword records, including attachments	XF-03 through XF-09	Reconcile the original 19-message baseline to later exact-ID/attachment families; remove received records; run both proposed query legs with reports.
G / Count VII OR-26-013327 Request-specific window stated in Exhibit G	Nonprivileged DTRG/City communications within G's concept groups	XF-07 (direct control); XF-01 and XF-02 only as routing/custodian context	State completed-review, privileged-family, and nonprivileged-balance counts plus production/ruling status—without disclosing privileged substance.
I / Count IX OR-26-014805 May 1, 2025 through actual search execution	City communications with DSHS and other named regulatory agencies	XF-05, XF-06, XF-08; XF-03 only where a DSHS referral is independently shown	Search through the actual execution date; reconcile direct and embedded agency families; provide a final item-disposition status.

SUPPORTING EXHIBITS DO NOT ENLARGE THE ORIGINAL REQUESTS

REPRESENTATIVE FAMILY 1 OF 9

XF-01 — Council-routing topology

E primary; J as routing context

Verified exact-ID topology	
Anchor date	2025-10-17
Anchor record	Instructions Regarding Email
Identity key	<blapr16mb3811a9efb85caa86f70e33fad2f6a@blapr16mb3811.namprd16.prod.outlook.com>
Participants	Rob Vine to Carl Hinton, Debbie Corbell, Jonathan Hageman, Kelly Redfearn, Lea Ream, Melanie Knight, and Wesley Lyon; cc Candias Webster
Systems / forms	Microsoft 365 / native MSG
Production path	The exact Message-ID appears once in the supplied Feb. 2 Moring-related ZIP, under Rob/sent. The header names six other City participants whose labeled production folders exist but do not contain that exact ID; Carl Hinton has no labeled folder in that ZIP.

WHAT IT ESTABLISHES	WHAT IT DOES NOT	EFFICIENT CURE
The supplied ZIP can be audited at the message-family and participant-folder level, and this family provides a concrete question about custodial coverage or deduplication.	It does not prove that six mailboxes were unsearched, that duplicate copies were legally required, or that a unique record was withheld.	Identify which participant mailboxes or locations were searched and whether exact duplicates were suppressed; map the retained copy to the collection source.

Paper use	One-row participant tree; keep the native MSG and ZIP available electronically.
Source anchor	Feb. 2, 2026 Moring-related ZIP; E topology audit row for the exact Message-ID.

REPRESENTATIVE FAMILY 2 OF 9

XF-02 — Chief Buhman temporary-custodian chain

C primary; E as a Moring-related search and source-control example; J as limited routing context

Verified chain; source-category completeness unresolved

Anchor date	2025-12-04 through 2025-12-17
Anchor record	Texas Public Information Act Request – Temporary Custodian Records (Chief personal phone call history) Related to MPPD Case 25-17553
Identity key	Request <4e54aa65-2883-49c7-9dd6-307ae1c2cb39@icloud.com>; City chain <mn0pr16mb64393eb10c692feceb10c76ed2a6a@...>, <cyypr16mb55348ec0867ea7fd035fe0b3b7aea@...>, <mw3pr16mb36731dd349e6a3b2ac2123b2c4aba@...>
Participants	Kyle Moring, April Nipp, Candias Webster, Chief Mark Buhman, Austin Beck, and Lea Ream
Systems / forms	Native MSG chain; later typed call summary / PDF correspondence
Production path	The native chain shows the request routed to the temporary custodian and Buhman's response returned through the City. The response ultimately supplied two typed outgoing-call entries rather than the requested source categories and existing fields.

WHAT IT ESTABLISHES	WHAT IT DOES NOT	EFFICIENT CURE
The relevant temporary custodian was identified and consulted, and the source-derived response can be compared with the original categories: outgoing, incoming, missed, and voicemail-source entries.	It does not prove that other responsive calls or voicemail entries existed, nor that the City had to require a carrier to create a new record.	Provide the existing source entries with permitted redaction or a declaration identifying device/account, dates and categories checked, and results. Carrier-generated monthly history matters only if already maintained or accessible through an existing account.

Paper use	Four-step chain plus a request-versus-result checklist; no phone numbers.
Source anchor	Feb. 2, 2026 Moring-related ZIP; Exhibit C request/response; City/OAG answer cited in filed materials.

REPRESENTATIVE FAMILY 3 OF 9

XF-03 — SharePoint link records versus the original 19-message Walmart baseline

F primary; E cross-request identity; I only for the DSHS-referral record if its content independently fits

Verified exact-ID cross-production controls; now produced

Anchor date	2025-06-07 through 2025-08-22
Anchor record	Six Walmart request/referral messages: MSG-01 through MSG-05 and MSG-11
Identity key	Six exact Message-IDs listed on the F_SharePoint_Controls sheet
Participants	Kyle Moring and Candias Webster; one record concerns a DSHS inspection referral
Systems / forms	Native MSG from linked SharePoint repository and native MSG from the Moring-related production; original Walmart baseline was 19 MSG files
Production path	Each of the six exact Message-IDs appears in the Feb. 2 Moring-related production and in the Feb. 25 linked-repository response, but not in the original 19-message Walmart baseline. Headers and HTML bodies match even where MSG container hashes differ.

WHAT IT ESTABLISHES	WHAT IT DOES NOT	EFFICIENT CURE
The same messages crossed request/production boundaries, and exact identity plus baseline absence can be shown without relying on subject similarity.	It does not prove the legal scope of F by identity alone; each record still must satisfy F's original date and participant-domain or keyword terms. It is not a demand for duplicate copies.	Reconcile the original 19-message manifest against the six IDs and explain the original query, locations, and family-level dedupe. Remove the six now-produced records from any live production demand.

Paper use	Six-row compact table; full headers, hashes, and paths remain in the workbook.
Source anchor	Feb. 2 Moring-related ZIP; Feb. 25 SharePoint linked-repository response; original Feb. 2 Walmart 19-message production.

REPRESENTATIVE FAMILY 4 OF 9

XF-04 — August 1 City parent and FS-473357 attachment family

O primary; F and E as independently qualifying cross-production controls

Verified exact-ID cross-production parent; attachment family control

Anchor date	2025-08-01
Anchor record	FW: Texas Public Information Act Request – Code Compliance Documentation for Walmart Store #131
Identity key	<ds0pr16mb5296d9e27f1450f63067b06ed026a@ds0pr16mb5296.namprd16.prod.outlook.com>
Participants	John Ankrum to Candias Webster, cc Lynn Barrett; embedded request originated with Kyle Moring
Systems / forms	Native MSG parent plus named PDF inspection attachments
Production path	The exact parent Message-ID appears in three City productions: Moring-related, Fire original format, and Lynn Barrett original format. The parent names attached inspection records, including the July 28 follow-up associated with FS-473357. Parent container hashes may differ by export while exact Message-ID and family relationship remain stable.

WHAT IT ESTABLISHES	WHAT IT DOES NOT	EFFICIENT CURE
A City-originated parent and its named attachments provide a reproducible family-level benchmark across three productions.	It does not automatically make every attachment responsive to F or prove intent. The same record already received is not sought again.	Map the parent and each attachment to the original F baseline by Message-ID, filename/hash, date, and keyword; identify any exact duplicate suppressed and any unique family member not included.

Paper use	One parent/attachment tree and one representative attachment page already in the condensed binder.
Source anchor	Proposed Exhibit O cross-production control; Feb. 2 Moring, Feb. 9 Fire, and Feb. 9 Lynn native productions.

REPRESENTATIVE FAMILY 5 OF 9

XF-05 — October 28 visit / HSCloud inspection family

B primary; E, F, and I as independently qualifying source, Walmart, and regulatory controls

Verified native email family plus platform-render provenance

Anchor date	2025-10-28 through 2025-10-30
Anchor record	TPIA Request — Records re City meeting/visit with Walmart #131 management on/about October 28, 2025
Identity key	Request <136afe0c-90bc-4bba-943d-9bc2540f6970@icloud.com>; City reply <ds0pr16mb52961afaa7aef38ce42edf44d0fba@ds0pr16mb5296.namprd16.prod.outlook.com>
Participants	Kyle Moring, Candias Webster, John Ankrum, Rob Vine, Wesley Lyon, and City/department custodians shown by the native families
Systems / forms	Native MSG request/reply plus browser-generated HSCloud Inspection Manager PDF; PDF producer metadata and visible platform URL/inspection ID
Production path	The exact request ID appears in the Moring-related and regulatory productions. The exact City reply ID appears in the Moring, Fire, and Lynn productions. Its attachment is a three-page HSCloud Inspection Manager rendering printed October 30, with a visible `cmpt.next.hscloudsuite.com` record URL, inspection ID, record-history fields, assignment, and October 28 inspection date.

WHAT IT ESTABLISHES	WHAT IT DOES NOT	EFFICIENT CURE
A non-native PDF can still be tied to an electronic source system and parent email using exact IDs, attachment relationship, visible URL, timestamps, and record-history fields.	It does not prove that every HSCloud field was required, that the PDF is incomplete, or that a pleaded complaint number matches the visible platform record. The record itself should control any identifier quoted at hearing.	Identify the HSCloud record ID and available export/source form; reconcile the native email parent, its attachment, and any DSHS-linked communication to B/E/F/I without demanding duplicate copies.

Paper use	One email-family tree plus one legible HSCloud page showing the URL, print time, inspection date, and record history.
Source anchor	Moring/Fire/Lynn/regulatory native productions; `Inspection Manager _ City of Mount Pleasant TX _ HSCloud.pdf`.

REPRESENTATIVE FAMILY 6 OF 9

XF-06 — Direct DSHS-to-City Walmart messages

I primary; F and E where original terms/dates independently fit; O as related Walmart chronology

Verified later City production and exact-ID baseline absence

Anchor date	2025-07-15 and 2025-07-21
Anchor record	Case No. 1499252131 follow-up; escalating food-contamination and public-health concerns
Identity key	<ph7pr05mb9060a6db344903fb2c5dcd44de57a@ph7pr05mb9060.namprd05.prod.outlook.com>; <ph7pr05mb9060239792df0b4579dcc425de5da@ph7pr05mb9060.namprd05.prod.outlook.com>
Participants	Jaime Sepulveda (DSHS) to John Ankrum; second message cc Joe Williams and Lewis Ressler (DSHS)
Systems / forms	Native MSG in the City's August 4 later production
Production path	Both exact IDs were identified in the August 4 City production. The reconciliation marked them absent by exact ID from the Count V Moring, Count VI Walmart, and Count IX regulatory baseline sets.

WHAT IT ESTABLISHES	WHAT IT DOES NOT	EFFICIENT CURE
These are direct agency-to-City communications and clean exact-ID controls for whether the earlier agency and Walmart searches captured direct inbound records.	Exact-ID absence does not exclude an embedded or rendered copy, and later production does not by itself establish why the earlier baseline lacked the ID.	Reconcile direct and embedded appearances, then explain the original I/F/E search locations and date cutoff; remove the two received records from any live production demand.

Paper use	Two-row comparison with exact IDs and baseline results; native originals available electronically.
Source anchor	August 4 later-production audit and native MSG files; earlier Count V/VI/IX baseline inventories.

REPRESENTATIVE FAMILY 7 OF 9

XF-07 — Webster directive and two-minute Beck forward

G direct; F and E independently qualifying; O as related Walmart chronology

Verified two-message City/counsel routing control; privilege scope remains bounded

Anchor date	2025-10-16 at 1:31:15 p.m. and 1:33:01 p.m. CDT
Anchor record	Same-subject pair: Webster's internal 'Please do not reply to this email' directive, followed about two minutes later by her forward to Austin Beck
Identity key	Directive <CYYPR16MB553423264062FCABE2FEF0D6B7E9A@CYYPR16MB5534.namprd16.prod.outlook.com>; Beck forward <CYYPR16MB5534492B09A743A084E4E8DCB7E9A@CYYPR16MB5534.namprd16.prod.outlook.com>
Participants	Directive: Candias Webster to Lynn Barrett and John Ankrum, cc MPFD, Rob Vine, and Wesley Lyon. Forward: Webster to Austin Beck; embedded message originated with Kyle Moring.
Systems / forms	Two City-produced native MSG records; readable PDF copies are convenience renderings
Production path	Both native records appeared in the City's August 4 later production. The first preserves Webster's directive; the second preserves direct City-to-DTRG routing, the same subject family, and the named DSHS inspection attachment.

WHAT IT ESTABLISHES	WHAT IT DOES NOT	EFFICIENT CURE
The paired exact IDs show a split record family: an internal City directive and a direct City-to-counsel forward about two minutes later. They provide a concrete G routing control and independently qualifying F/E custodian-family control.	The pair does not prove motive, suppression, deletion, privilege waiver, or that every thread member is responsive. The directive proves only what Webster instructed.	Identify whether both exact IDs were collected, counted, produced, or withheld under G; reconcile the same family across the F/E City custodians without disclosing privileged substance.

Paper use	Two-row chronology using nonprivileged header facts and the directive's single sentence; keep both native MSG files available electronically.
Source anchor	August 4 City production and paired native MSG files; Exhibits F and G; E only where its original Moring/OSHA terms independently fit.

REPRESENTATIVE FAMILY 8 OF 9

XF-08 — HSCloud format bridge: inspection source to printed/scanned output

F and I where original terms fit; B/O as inspection-history context; E only as an electronic-source/form example

Verified visible electronic provenance; record-level completeness remains a separate question

Anchor date	Inspections dated 2025-01-31, 2025-07-31, and 2025-10-28; print dates 2025-10-20 and 2025-10-30
Anchor record	Grease-trap inspection pages and October 28 Inspection Manager record
Identity key	No email Message-ID assigned to the inspection pages; identity uses platform URL, inspection ID, timestamps, record history, filename, and parent-attachment relationship where available
Participants	HSCloud/HS Touch records associated with City inspection personnel, including Juan Ramirez and the October 28 assignment shown in the record
Systems / forms	HSCloud/HS Touch electronic record; browser print view; RICOH/scan PDF and Bluebeam-produced PDF
Production path	The July 31 grease-trap page was browser-printed October 20 and later carried RICOH scan metadata. A January 31 record-history entry visibly states `Record created. Uploaded from HSTouch.` The October 28 inspection was browser-printed October 30 and includes a visible HSCloud URL and record-history entries.

WHAT IT ESTABLISHES	WHAT IT DOES NOT	EFFICIENT CURE
The pages originated from an electronic inspection platform and preserve source clues even when delivered as print/scan PDFs.	It does not prove universal export capability, that every platform field was responsive, or that a print/scan output is legally insufficient in every circumstance.	Identify the maintained HSCloud record and ordinary export/print options for the selected record; preserve the record ID, history, attachments, and available electronic fields in any responsive production.

Paper use	One side-by-side format bridge using only the legible URL/history portions; keep full manuals and platform documentation out of the paper binder unless capability is disputed.
Source anchor	`20251020111220189.pdf`; `Inspection Manager _ City of Mount Pleasant TX _ HSCloud.pdf`; HSCloud documentation held as electronic backup.

REPRESENTATIVE FAMILY 9 OF 9

XF-09 — Webster-to-custodians and Bryan IT search-assignment topology

F direct; E through the exact January 12 E/F assignment; no separate Pretreatment-request claim

Verified assignment topology; actual search execution remains to be documented

Anchor date	2025-10-07 and 2026-01-12
Anchor record	October 7 Walmart request assignment to ten City recipients plus Seth Bryan and Juan Ramirez; January 12 assignment of the exact E and F requests to Seth Bryan
Identity key	Oct. 7 <CYYPR16MB55340402C42D01DA5C54D7BEB7E0A@CYYPR16MB5534.namprd16.prod.outlook.com>; Jan. 12 <DS0PR16MB690209306F1F1C21C5A65DBDB781A@DS0PR16MB6902.namprd16.prod.outlook.com>
Participants	Candias Webster; ten City departmental recipients; Seth Bryan/Bryan IT; Juan Ramirez. The January 12 message is Webster to Seth Bryan.
Systems / forms	Microsoft 365 / City-produced native MSG; paired readable renderings
Production path	On October 7 Webster required the information returned by October 10. On January 12 she sent Bryan the exact E/F requests and asked him to gather the information. The October 7 record appeared in the August 4 production; the January 12 record came from the March 10 IT production.

WHAT IT ESTABLISHES	WHAT IT DOES NOT	EFFICIENT CURE
The records identify the operational routing chain, named City custodians, the technical operator, and assignment deadlines. They connect the F-positive-control topology to the exact E/F assignment already printed in the packet.	Assignment does not prove which query ran, which repositories were searched, the hit count, or what was exported. It does not establish Ramirez's employment beyond October 7 or add the separate Pretreatment request to this case.	Provide the officer/technical-operator account of custodians, repositories, final query and cutoff, execution time, hits, dedupe/export method, and disposition of the responsive families.

Paper use	One-page two-date assignment map; use the existing January 12 packet page and retain both native MSG records electronically.
Source anchor	October 7 native MSG from the August 4 City production; January 12 native MSG from the March 10 IT-documentation production; Exhibits E and F.

CONTROLLING LIMITATIONS

What This Schedule Does—and Does Not—Claim

These limits should travel with the schedule if it is shown, served, or offered.

1. Identity is not responsiveness	An exact Message-ID/hash proves identity. The original request's dates, custodians, participants, terms, and record categories still control responsiveness.
2. Missing folder copy is not omission	A named participant whose labeled production folder lacks an exact ID presents a custodial-coverage or dedupe question, not automatic proof that the mailbox was unsearched or a record withheld.
3. Now-produced means control only	Records already received are removed from any live demand and used only to test the completeness, method, timing, or form of an earlier search.
4. Format evidence has a bounded job	Native records preserve headers and family links. PDF/print records may show content and source clues. Electronic provenance or platform capability does not itself prove omission.
5. Privilege remains protected	G examples should use nonprivileged headers, status, counts, and routing only; no waiver or privileged-substance argument is made by this schedule.
6. Third-party and cross-request productions are controls	Titus CAD, [another requestor] DSHS, and later City productions matter only where a record independently matches the original request and comparison method.
7. Sensitive records excluded	The inadvertently produced unredacted MPPD report and any Social Security, CPS, minor, medical, or unrelated private information are not used in this schedule.
8. Underlying files remain available	Any summary offered under Texas Rule of Evidence 1006 requires the underlying originals or duplicates to be available for examination or copying at a reasonable time and place.

RULE 1006 PRACTICAL POINT

If the schedule is offered as a summary of voluminous writings, recordings, or photographs, the underlying originals or duplicates must be made available for examination or copying at a reasonable time and place. The Court may require them to be produced in court. The schedule therefore should travel with a source index and preserved native/PDF originals.

From: Kyle Moring [redacted]
Subject: Texas Public Information Act Request - Walmart-related email communications and keyword search (01/01/2024–12/29/2025)
Date: December 30, 2025 at 7:59 AM
To: Candias Webster cwebster@mpcity.org
Cc: Austin Beck abeck@dtrglaw.com, Rob Vine rvine@mpcity.org, [redacted], Wesley Lyon Wlyon@mpcity.org

KM

Good morning,

Pursuant to the Texas Public Information Act (Texas Government Code, Chapter 552), I request access to and copies of existing public information maintained by the City of Mount Pleasant, Texas (including all departments) and the Mount Pleasant Police Department (MPPD), for the date range January 01, 2024 through December 29, 2025 (inclusive), as described below.

1) Records requested – Walmart-related email communications (domain-based)

Please produce all email messages (including attachments) sent to or received from any email address with the following domains:

- @walmart.com
- @wal-mart.com

This includes emails where these domains appear in any sender/recipient field (From, To, CC, and, to the extent technically accessible, BCC), during the date range stated above.

2) Records requested – Walmart-related keyword search (subject/body/attachments)

In addition, please produce all existing records that contain any of the following terms (case-insensitive), including in email subject/body and attachments (to the extent your search tools allow searching attachments):

A. “Walmart Store #131”

B. “Walmart Store 131”

C. “Walmart #131”

D. “Store #131” (when used in connection with Walmart, if your tools allow proximity searching)

E. “Wal-mart” / “Wal-Mart” / “Wal Mart”

F. “Walmart”

G. “Walmart Supercenter” / “Walmart Super Center” (if searchable)

3) Systems/custodians to be searched

Please conduct a reasonably thorough electronic search across:

- All City and MPPD email accounts and shared mailboxes
- Any email archiving/eDiscovery system used by the City/MPPD (to the extent applicable)
- Any City/MPPD network drive or document-management repository where such records are kept in the ordinary course of business

If the City believes that a keyword search across all custodians would be overly burdensome, please proceed at a minimum with:

- The domain-based production for @walmart.com and @wal-mart.com (Item 1), across City and MPPD email systems
- A keyword search limited to departments reasonably likely to maintain responsive records (e.g., Administration/City Manager, City Attorney (if applicable), Finance/Purchasing, Planning & Development/Building & Code/Code Compliance, Fire, and MPPD command/administration), while providing a written estimate of the additional burden for a citywide keyword search

To help ensure an accurate and efficient search, I request that the City's IT staff assist in executing the search parameters. If Bryan IT is supporting City IT operations, please have Shawn Bryan (Bryan IT) perform or supervise the electronic query.

4) Preferred production format

I request production in electronic format whenever possible, including:

- Emails in native format (.eml/.msg or PST export), with associated metadata (date/time sent, sender, recipients, subject, and attachment filenames)
- Attachments in their native file formats (PDF, DOCX, XLSX, etc.)
- If native email export is not feasible, a PDF printout is acceptable, provided it includes message headers and attachment identification

Rolling production is acceptable and preferred.

5) Public-interest request for waiver or reduction of charges (Tex. Gov't Code § 552.267)

I respectfully request that the City and MPPD waive or substantially reduce any charges associated with producing the requested records under Texas Government Code § 552.267, because providing copies of the requested information primarily benefits the general public.

This request is made in the public interest, including for the following reasons:

- I am acting as an employee representative for current Walmart Store #131 employees in Mount Pleasant, Texas, and the requested records concern communications with a major local employer and matters that may affect workers and the broader community.
- The requested records will contribute to public understanding and oversight of how City departments and MPPD communicate with and respond to issues involving large employers operating within the City.
- Disclosure will promote transparency and accountability regarding the City's records-creation, retention, search, and production practices, including any records-management issues affecting public access to public information.
- I am requesting these records for non-commercial purposes, and I do not seek these records for financial gain or commercial advantage. I intend to use and share any non-exempt responsive records to inform affected employees and, where appropriate, the general public.

If the City/MPPD declines to grant a waiver or reduction, please provide a brief written explanation and proceed with the itemized written cost estimate required by law before incurring costs.

6) Fees and cost estimate

If you anticipate charges, please provide an itemized written cost estimate before incurring costs. If the total cost will exceed $40, please notify me in advance and do not proceed without my written authorization. If a fee waiver or reduction is available, please apply it.

7) Clarifications, exemptions, and redactions

If any portion of the requested information is withheld or redacted, please:

- Produce all reasonably segregable, non-exempt information; and
- Identify the specific statutory basis for each withholding/redaction.

8) Communication

Please correspond with me by email at [redacted].

Thank you for your assistance.

With gratitude,

Kyle Moring

[redacted] | [redacted]

From: **Candias Webster** cwebster@mpcity.org
Subject: RE: Texas Public Information Act Request - Walmart-related email communications and keyword search (01/01/2024–12/29/2025)
Date: February 2, 2026 at 2:16 PM
To: Kyle Moring [redacted]
Cc: Austin Beck abeck@dtrglaw.com, Rob Vine rvine@mpcity.org, [redacted], Wesley Lyon wlyon@mpcity.org

CW

Good afternoon, Mr. Moring,

Please find attached the link to documents and your receipts.

WalMart emails

We will consider this request closed 02/02/2026

Thank you,
Candias Webster, TRMC, CMC
Assistant City Manager/ City Secretary
City of Mt. Pleasant
Office: 903-575-4000
Cell: [redacted]
Fax: 903-577-1828

ATTENTION OFFICIALS: A "Reply to All" on this e-mail or reply or forward to one other official could lead to violations of the Texas Open Meetings Act. Please reply only to the sender.

CONFIDENTIALITY NOTICE: This e-mail is intended solely for the person or entity to which it is addressed and may contain confidential and/or privileged information. Any review, dissemination, copying, printing, or other use of this e-mail by persons or entities other than the addressee is prohibited. If you have received this e-mail in error, please contact the sender immediately and delete the material from your computer.

From: Kyle Moring <[redacted]>
Sent: Wednesday, January 14, 2026 9:01 PM
To: Candias Webster <cwebster@mpcity.org>
Cc: Austin Beck <abeck@dtrglaw.com>; Rob Vine <rvine@mpcity.org>; [redacted]; Wesley Lyon <wlyon@mpcity.org>
Subject: Re: Texas Public Information Act Request - Walmart-related email communications and keyword search (01/01/2024–12/29/2025)

CAUTION: [EXTERNAL EMAIL]

From: **Candias Webster** cwebster@mpcity.org
Subject: RE: Texas Public Information Act Request – Walmart Shared Link Email(s) and Linked Repository Contents (10/23/2025–Present)
Date: February 25, 2026 at 3:29 PM
To: Kyle Moring [redacted]
Cc: Rob Vine rvine@mpcity.org, Austin Beck abeck@dtrglaw.com, Lea Ream lream@dtrglaw.com, Wesley Lyon wlyon@mpcity.org, Carl Hinton CHinton@mpcity.org, Debbie Corbell DCorbell@mpcity.org, Melanie Knight melanie.knight@mpcity.org, Kelly Redfearn KRedfearn@mpcity.org, Jonathan Hageman JHageman@mpcity.org, [redacted]

CW

Mr. Moring,

My apologies for providing you with the wrong information. I had to resend the email link to Rob only, and that is what I sent you. I have attached the email that was sent on 10/23/2025. The two links that you were provided early are the same links that were sent in both emails.

We will consider this request closed on 02/25/2026, as all information has been provided to you.

Thank you,
Candias Webster, TRMC, CMC
Assistant City Manager/ City Secretary
City of Mt. Pleasant
Office: 903-575-4000
Cell: [redacted]
Fax: 903-577-1828

ATTENTION OFFICIALS: A "Reply to All" on this e-mail or reply or forward to one other official could lead to violations of the Texas Open Meetings Act. Please reply only to the sender.

CONFIDENTIALITY NOTICE: This e-mail is intended solely for the person or entity to which it is addressed and may contain confidential and/or privileged information. Any review, dissemination, copying, printing, or other use of this e-mail by persons or entities other than the addressee is prohibited. If you have received this e-mail in error, please contact the sender immediately and delete the material from your computer.

From: Kyle Moring <[redacted]>
Sent: Wednesday, February 25, 2026 11:35 AM
To: Candias Webster <cwebster@mpcity.org>
Cc: Rob Vine <rvine@mpcity.org>; Austin Beck <abeck@dtrglaw.com>; Lea Ream <lream@dtrglaw.com>; Wesley Lyon <wlyon@mpcity.org>; Carl Hinton <CHinton@mpcity.org>; Debbie Corbell <DCorbell@mpcity.org>; Melanie Knight <melanie.knight@mpcity.org>; Kelly Redfearn <KRedfearn@mpcity.org>; Jonathan Hageman <JHageman@mpcity.org>; [redacted]
Subject: Re: Texas Public Information Act Request – Walmart Shared Link Email(s) and Linked Repository Contents (10/23/2025–Present)

EXHIBIT F - OCTOBER 23-28 NATIVE LINK FAMILY

Five exact native identities presented together. All five are absent from the original 19-message Exhibit F production and are used only as later-produced reconciliation controls.

Relationship rule: native In-Reply-To/References establish an exact header edge only when present. Here, the grouping rests on the direct SharePoint notices, quoted body language (link will be sent / link received), and production context; no unsupported parent-child edge is asserted.

Oct. 23, 2025, 9:28:20 a.m. CDT - Candias Webster shared the folder "Wal-Mart Permits 2025" with you

`<share-543ad2a1-10ba-7000-86a4-3d10e746fb44>`
From / to: Webster to Ankrum, Barrett, and Vine
Production: 2026-02-25 targeted native EML
Sequence basis: Direct SharePoint folder-notice message.

Oct. 23, 2025, 9:28:21 a.m. CDT - RE: Request for meeting

`<BLAPR16MB3811C98613E00EBD2DAB65DBD2F0A@BLAPR16MB3811.namprd16.prod.outlook.com>`
From / to: Vine to Barrett and Ankrum; cc Webster
Production: 2026-02-02 Moring-related native MSG
Sequence basis: Opening meeting message; later quoted body says Webster would send the Walmart link.

Oct. 23, 2025, 7:12:05 p.m. CDT - Re: Request for meeting

`<BLAPR16MB3811AC8E73D62F2D0BD08000D2F1A@BLAPR16MB3811.namprd16.prod.outlook.com>`
From / to: Vine to Webster
Production: 2026-02-02 Moring-related native MSG
Sequence basis: Quoted body: Webster states, "I will be sending you a link ... to all the documents that I have for Walmart"; Vine replies with thanks.

Oct. 23, 2025, 7:16:11 p.m. CDT - Re: Request for meeting

`<BLAPR16MB381166B0A40B949F38AB809AD2F1A@BLAPR16MB3811.namprd16.prod.outlook.com>`
From / to: Vine to Webster
Production: 2026-02-02 Moring-related native MSG
Sequence basis: Quoted body: Webster asks whether the link arrived; Vine answers, "I received the link."

Oct. 28, 2025, 9:34:05 a.m. CDT - Wal-Mart

`<CYYPR16MB55342D43459243B6923C6DD9B7FDA@CYYPR16MB5534.namprd16.prod.outlook.com>`
From / to: Webster to Vine
Production: 2026-02-25 targeted native EML
Sequence basis: Separate direct SharePoint link email; exact identity is not collapsed into the October 23 notice.

TITUS CAD NATIVE RECORD CONTROLS — EXHIBIT F

Native MSG files received August 11–12, 2026; readable selected renderings

STATUS CORRECTION. Titus CAD supplied native MSG/EML records. These are now-produced positive controls for the original Walmart search and attachment reconciliation. They do not prove every attachment remains missing and are not requests for duplicate production.

Record	Native family	Why included
Mar. 11, 2025 Ankrum → Titus CAD	February 2025.pdf; January 2025.pdf; December 2024.pdf	City parent with three monthly permit reports. The next attachment page contains Walmart / NCB34830.
Aug. 13, 2025 Reynolds → Titus CAD	Building Permit (5).pdf	City parent/attachment family naming CAR25958 within F's period.
Sept. 2, 2025 Ankrum → Titus CAD	20250902140314558.pdf	City parent/attachment family naming CAR25958/Wal-Mart and describing an import problem.

USE LIMITS

• The native MSG files control; filenames and SHA-256 values appear on the message pages.
• The unchanged Dec. 2024 attachment page follows the March 11 rendering.
• Use is limited to City provenance, existence, metadata/attachment-family identification, and search validation—not the truth of every quoted statement.
• Disclose the native files and exact attachment page, or obtain an authenticity stipulation, before use.

MARCH 11, 2025 — CITY PERMIT-REPORT PARENT

Readable selected rendering — the native MSG controls

From	John Ankrum — jankrum@mpcity.org
To	Shirley Dickerson; Candias Webster; Lynn Barrett; Regina Reynolds
Date / Subject	March 11, 2025, 9:59:09 a.m. CDT | RE: PERMITS AND FIRE REPORTS
Message-ID	DS0PR16MB529625DFE4E03C83CF94D661D0D12@DS0PR1 6MB5296.namprd16.prod.outlook.com
Source MSG	3 11 25 email from the city on missed reports.msg
SHA-256	e680172df3668923abf7a46a784546d74eec3722 428e49b285ed227d3b802d29
Attachments	February 2025.pdf; January 2025.pdf; December 2024.pdf

SELECTED SOURCE TEXT

John Ankrum: “Here you go.”
Shirley Dickerson: “I misspoke. It looks like we received a list in December… We would just need December through February permits and any fire reports of damage.”
Candias Webster: “I have added the people who can help you with your question.”

Limited purpose. City-originated native parent, exact Message-ID, and three attached permit-report PDFs. The next page is an unchanged attachment page containing a Walmart / NCB34830 row. Ellipses omit cumulative chain and signature text; the native source controls.

COURT-SAFE EXCERPT · UNRELATED NAME/ADDRESS ROWS REDACTED UNDER TRCP 21c

City-produced December 2024 permit report, p. 3; only the Walmart / NCB34830 row is retained.

New Commercial	NCB34830	Walmart	2311 S Jefferson Ave		$0.00	**$1,963.00**
Total	**1**				**$0.00**	**$1,963.00**

AUGUST 13, 2025 — CAR25958 PARENT / ATTACHMENT

Readable selected rendering — the native MSG controls

From / To	Regina Reynolds → Shirley Dickerson
Date / Subject	August 13, 2025, 1:01:39 p.m. CDT | RE: PERMIT
Message-ID	SJ2PR16MB6292A988C9D144ADE9C4EFF1D22AA@SJ2PR16MB6292.namprd16.prod.outlook.com
Source MSG	August 13 request for copy of CAR25958.msg
SHA-256	66380e9b57b4c9dcb6988f63f132e3a52bb98963758c0a81255282eb3ef87549
Attachment	Building Permit (5).pdf

SELECTED SOURCE TEXT

Regina Reynolds: “Thank you,” followed by the quoted Titus CAD request.
Shirley Dickerson: “I am looking for a permit, that I am sure you have sent, I just can’t locate it. Can you search for a specific permit? I am looking for CAR25958.”

Limited purpose. This City-originated native message carries the CAR25958 permit attachment. It is a Walmart keyword/attachment search control, not a demand for the same record again. Ellipses omit signatures and cumulative chain text; the native source controls.

SEPTEMBER 2, 2025 — CAR25958 / HS GOV MIGRATION CHAIN

Readable selected rendering — the native MSG controls

From / To / Cc	John Ankrum → Shirley Dickerson | Cc: Regina Reynolds
Date / Subject	September 2, 2025, 1:48:26 p.m. CDT | RE: Application.pdf
Message-ID	DS0PR16MB529645731FC7F9A7E5234FCDD006A@DS0PR1 6MB5296.namprd16.prod.outlook.com
Source MSG	4 RE Application.msg
SHA-256	a4827ce9b8b5aac4889b7e05016c3d148430b110 34050e758980dae96ab6cebb
Attachment	20250902140314558.pdf

SELECTED SOURCE TEXT

John Ankrum: “When they imported the data from our old system to our new one some things got jumbled. I also attached a copy of the permit with the correct valuation.”
Regina Reynolds: “Something must have happened when the permit crossed over to the new program because the value is not the same.”

Limited purpose. Native City/CAD chain naming CAR25958, Wal-Mart in the quoted chain, the migrated-system issue, and a corrected-permit family. It is a search control—not proof of liability or a demand for duplicate records.

COUNT VI — READABLE LATER-PRODUCED RECORD INDEX (1–6)

Eleven-point replacement for the former two-page microprint index. These 23 records were produced later and are not sought again. They are nonexclusive search/reconciliation controls for the December 30, 2025 Walmart request; exact native files and prior-production citations control.

No. / date	Record and original-scope reason
1 2024-09-12 UTC	**Subject:** Spark Good Local Grant to Facility #131 Status Update — Application ID 91790122 **Why within the stated search control:** Sent from a walmart.com sub-domain address — matches Item 1 (domain).
2 2025-03-25 UTC	**Subject:** FW: Spark Good Local Grant to Facility #131 Status Update — Application ID 91942003 **Why within the stated search control:** Body states “Walmart has awarded us a grant” — matches Item F (“Walmart”).
3 2025-06-25 UTC	**Subject:** FW: Public Information Request – Roofing & Construction Permits (2019–Present) – Walmart Store #131 **Why within the stated search control:** “Walmart Store #131” in subject — Items A, F.
4 2025-06-26 UTC	**Subject:** Time-Sensitive Records Inquiry – Roofing Project at Walmart Store #131 (OSHA Whistleblower Matter) **Why within the stated search control:** “Walmart Store #131” in subject — Items A, F.
5 2025-06-26 UTC	**Subject:** RE: Time-Sensitive Records Inquiry – Roofing Project at Walmart Store #131 (OSHA Whistleblower Matter) **Why within the stated search control:** “Walmart Store #131” in subject — Items A, F.
6 2025-06-30 UTC	**Subject:** RE: Public Information Act Request – Roofing Permits ROOF-35226 & ROOF-33173 (Walmart #131) **Why within the stated search control:** “Walmart #131” in subject — Items C, F.

COUNT VI — READABLE LATER-PRODUCED RECORD INDEX (7–12)

Eleven-point replacement for the former two-page microprint index. These 23 records were produced later and are not sought again. They are nonexclusive search/reconciliation controls for the December 30, 2025 Walmart request; exact native files and prior-production citations control.

No. / date	Record and original-scope reason
7 2025-07-21 UTC	**Subject:** FW: Request for Inspection Records and Correspondence Related to Roof Work at Walmart Store #131 **Why within the stated search control:** “Walmart Store #131” in subject — Items A, F.
8 2025-07-21 UTC	**Subject:** RE: Request for Inspection Records and Correspondence Related to Roof Work at Walmart Store #131 **Why within the stated search control:** “Walmart Store #131” in subject — Items A, F.
9 2025-07-31 UTC	**Subject:** Texas Public Information Act Request – Code Compliance Documentation for Walmart Store #131 **Why within the stated search control:** “Walmart Store #131” in subject — Items A, F.
10 2025-07-31 UTC	**Subject:** RE: Texas Public Information Act Request – Code Compliance Documentation for Walmart Store #131 **Why within the stated search control:** “Walmart Store #131” in subject — Items A, F.
11 2025-08-01 UTC	**Subject:** FW: Texas Public Information Act Request – Code Compliance Documentation for Walmart Store #131 **Why within the stated search control:** “Walmart Store #131” in subject — Items A, F.
12 2025-08-22 UTC	**Subject:** Public Information Request – Inspection Report Referral from DSHS (Walmart Store #131) **Why within the stated search control:** “Walmart Store #131” in subject — Items A, F.

COUNT VI — READABLE LATER-PRODUCED RECORD INDEX (13–19)

Eleven-point replacement for the former two-page microprint index. These 23 records were produced later and are not sought again. They are nonexclusive search/reconciliation controls for the December 30, 2025 Walmart request; exact native files and prior-production citations control.

No. / date	Record and original-scope reason
13 2025-09-15 UTC	**Subject:** FW: TPIA Request — Inspector Authority, Training, and SOPs for Retail Food Establishment Inspections (Wal-Mart Bakery, Deli, Grocery) **Why within the stated search control:** "Wal-Mart" in subject — Item E.
14 2025-10-08 UTC	**Subject:** Re: Texas Public Information Act Request – Walmart Store #131 (TLE Remodel) — Please assign PIA Tracking Number **Why within the stated search control:** "Walmart Store #131" in subject — Items A, F.
15 2025-10-17 UTC	**Subject:** Today's site visit — Walmart Store #131 (TLE) — confirmation of inspection purpose/findings & TPIA request (10/17/2025) **Why within the stated search control:** "Walmart Store #131" in subject — Items A, F.
16 2025-10-20 UTC	**Subject:** FW: Today's site visit — Walmart Store #131 (TLE) — confirmation of inspection purpose/findings & TPIA request (10/17/2025) **Why within the stated search control:** "Walmart Store #131" in subject — Items A, F.
17 2025-10-20 UTC	**Subject:** RE: Today's site visit — Walmart Store #131 (TLE) — confirmation of inspection purpose/findings & TPIA request (10/17/2025) **Why within the stated search control:** "Walmart Store #131" in subject — Items A, F.
18 2025-10-23 UTC	**Subject:** Candias Webster shared the folder "Wal-Mart Permits 2025" with you **Why within the stated search control:** "Wal-Mart" in subject — Item E.
19 2025-10-28 UTC	**Subject:** Wal-Mart (e-mail sharing the SharePoint folders "Wal-Mart Permits 2025" / "Wal-Mart 2025") **Why within the stated search control:** Subject is the single word "Wal-Mart" — Item E.

COUNT VI — READABLE LATER-PRODUCED RECORD INDEX (20–23)

Eleven-point replacement for the former two-page microprint index. These 23 records were produced later and are not sought again. They are nonexclusive search/reconciliation controls for the December 30, 2025 Walmart request; exact native files and prior-production citations control.

No. / date	Record and original-scope reason
20 2025-10-30 UTC	**Subject:** FW: TPIA Request — Records re City meeting/visit with Walmart #131 management on/about October 28, 2025 **Why within the stated search control:** "Walmart #131" in subject — Items C, F.
21 2025-10-30 UTC	**Subject:** RE: TPIA Request — Records re City meeting/visit with Walmart #131 management on/about October 28, 2025 **Why within the stated search control:** "Walmart #131" in subject — Items C, F.
22 2025-10-31 UTC	**Subject:** Re: Request for meeting **Why within the stated search control:** Body discusses "Permits concerning Walmart," roof removal, and asbestos — matches Item F ("Walmart").
23 2025-11-14 UTC	**Subject:** FW: TPIA Request – Communications & Records re Walmart Store #131, CT (10/22/2025), and MPPD Case [redacted] **Why within the stated search control:** "Walmart Store #131" in subject — Items A, F.

From: **Kyle Moring** [redacted]
Subject: Texas Public Information Act Request - Communications Involving City Attorney Concerning Kyle Moring and Walmart (06/01/2025 - Present)
Date: February 14, 2026 at 9:40 AM
To: Candias Webster cwebster@mpcity.org
Cc: Rob Vine rvine@mpcity.org, Austin Beck abeck@dtrglaw.com, Lea Ream lream@dtrglaw.com, Wesley Lyon Wlyon@mpcity.org

Good morning,

Pursuant to the Texas Public Information Act ("TPIA"), Tex. Gov't Code ch. 552, I request access to and copies of public information maintained by the City of Mount Pleasant (including all departments and the Mount Pleasant Police Department ("MPPD")), in electronic form.

Time period: June 01, 2025 through the date the City conducts its search.

PRESERVATION NOTICE

I understand the City may be transitioning City Attorney representation. The records requested below may be relevant to pending administrative complaints and enforcement matters. Please preserve all potentially responsive records, including records held by or accessible to the City's current or former outside counsel and their staff (including Davidson, Troilo, Ream & Garza, P.C. ("DTRG") and any @dtrglaw.com accounts), and any cloud, document-management, archival, or other systems used in connection with City Attorney services. Please ensure no responsive records are deleted, altered, or rendered inaccessible during or after any transition.

1. Communications involving the City Attorney concerning Kyle Moring and Walmart

Please produce all communications (including emails and attachments) that mention or relate to Kyle Moring (including "Kyle," "Moring," and "[redacted]") and Walmart/Wal Mart (including "Walmart," "Wal Mart," "Store 131," "Walmart 131," Walmart Supercenter," " Walmart Inc.," and "Walmart Store #131"), where any sender, recipient, or copied party is the City Attorney or City Attorney staff, including communications:

a) Between the City Attorney/City Attorney staff and any City/MPPD official or employee

b) Between the City Attorney/City Attorney staff and any third party (including Walmart personnel or representatives) relating to Kyle Moring and Walmart matters.

For search purposes, this includes communications to/from (and including in cc/bcc) the City Attorney's email accounts/domains, including but not limited to:

- Ream (including "lream@dtrglaw.com" or any other @dtrglaw.com address associated with her)
- Austin R. Beck (including "abeck@dtrglaw.com")
- Any other @dtrglaw.com address used in the course of City Attorney business, including any forwards, replies, or email threads where those addresses appear.

2. Attachments and underlying documents

For any responsive email that includes or references an attachment, link, or underlying document, please produce the attachment/document in its native format (or PDF if native is not feasible), even if portions of the email body are withheld, unless the attachment/document itself is specifically excepted from disclosure.

3. Attorney fee bills and public fund payment records related to these matters

Please produce any attorney fee bills/invoices, billing statements, and payment records (vouchers, check stubs, ACH/payment confirmations) reflecting legal services relating to Kyle Moring and Walmart matters during the time period above. To the extent any portions are withheld as privileged, please redact only the privileged portions and release the remainder, including at minimum the date(s) of service, amount billed, and a general subject-matter description.

4. Format and delivery

Please produce records electronically to [redacted] Where feasible, please produce emails in a format that preserves metadata (e.g., .msg/.eml), with attachments in native format.

5. Cost estimate

If the City estimates charges will exceed $40, please provide the written itemized statement of estimated charges required by Tex. Gov't Code § 552.2615 in advance before work begins so I may narrow the request if needed.

6. Segregability and redactions

If any information is withheld or redacted, please release all reasonably segregable non-exempt portions and identify the statutory basis for the withholding/redaction.

7. Compliance deadlines

Pursuant to Tex. Gov't Code § 552.301(b), if the City intends to withhold any requested information, it must request an Attorney General decision within ten (10) business days of receiving this request. Failure to timely request a decision creates a presumption that the information is public and must be released unless there is a compelling reason to withhold it. Tex. Gov't Code § 552.302.

With gratitude,

Kyle Moring

[redacted]

From: **Austin Beck** abeck@dtrglaw.com
Subject: RE: Texas Public Information Act Request - Communications Involving City Attorney Concerning Kyle Moring and Walmart (06/01/2025 - Present)
Date: March 6, 2026 at 4:54 PM
To: Kyle Moring [redacted], Candias Webster cwebster@mpcity.org
Cc: Rob Vine rvine@mpcity.org, Lea Ream LReam@dtrglaw.com, Wesley Lyon Wlyon@mpcity.org

AB

Mr. Moring,

The City is still in the process of gathering responsive records and expects them to be ready by the end of next week.

Regards,

Austin Beck

DAVIDSON TROILO REAM & GARZA PC

601 NW Loop 410 Suite 100
San Antonio, Texas 78216
210-349-6484 Main Office
210-442-2343 Direct
210-349-0041 Fax
www.dtrglaw.com

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From: Kyle Moring <[redacted]>
Sent: Friday, March 6, 2026 4:34 PM
To: Candias Webster <cwebster@mpcity.org>
Cc: Rob Vine <rvine@mpcity.org>; Austin Beck <abeck@dtrglaw.com>; Lea Ream <LReam@dtrglaw.com>; Wesley Lyon <Wlyon@mpcity.org>
Subject: Re: Texas Public Information Act Request - Communications Involving City Attorney Concerning Kyle Moring and Walmart (06/01/2025 - Present)

Ms. Webster,

From: **Kyle Moring** [redacted]
Subject: TPIA Request – Regulatory Agency Correspondence (May 1, 2025–Present)
Date: February 8, 2026 at 8:00 PM
To: Candias Webster cwebster@mpcity.org
Cc: Rob Vine rvine@mpcity.org, Austin Beck abeck@dtrglaw.com, Wesley Lyon Wlyon@mpcity.org, [redacted]

KM

Good evening,

Pursuant to the Texas Public Information Act ("TPIA"), Texas Government Code Chapter 552, I request access to and copies of the public information described below.

1. Records Requested

Please produce all written or electronic correspondence, communications, records, and documents (including emails, letters, text messages, notices, reports, memoranda, and attachments) between any officer, employee, elected official, appointed official, department head, or agent of the City of Mount Pleasant ("City") and any state or federal regulatory, enforcement, or investigative agency, for the period from May 01, 2025 through the date the City conducts its search for responsive records.

This request includes, but is not limited to, communications with the following agencies:

Federal agencies (including applicable regional offices):

- U.S. Environmental Protection Agency (EPA), including EPA Region 6
- U.S. Occupational Safety and Health Administration (OSHA)
- U.S. Department of Labor (DOL)
- U.S. Department of Agriculture (USDA)
- U.S. Food and Drug Administration (FDA)

State agencies:

- Texas Commission on Environmental Quality (TCEQ), including the Environmental Crimes Unit
- Texas Department of State Health Services (DSHS)
- Texas Department of Agriculture (TDA)
- Office of the Texas Attorney General (OAG), including the Open Records Division
- Texas Department of Public Safety (DPS), including the Texas Rangers and Public Integrity Unit

2. City Departments Included

This request encompasses all City departments, divisions, and offices, including but not limited to: the City Manager's Office, City Attorney's Office, City Secretary's Office, Police Department, Fire Department, Public Works Department, Utilities Department, Wastewater Department, Code Enforcement, Building Inspections, Planning and Zoning, Finance Department, Human Resources, and any other City department or division.

3. Communications/Formats Included

The scope of this request includes communications that were sent, received, drafted, forwarded, or maintained by the City, including but not limited to:

- emails (including attachments and embedded content)
- letters and other written correspondence
- text messages and other messaging platforms used for City business
- memoranda, reports, and notices
- notices of violation, inspection reports, compliance orders, enforcement actions

- consent agreements, settlement communications, and responses to agency inquiries
- self-disclosures, permit-related correspondence, and supporting materials
- any attachments, enclosures, or referenced documents maintained with the communication

If responsive information exists in multiple identical copies, non-duplicative production is acceptable.

4. Production Format

Please provide responsive records in electronic format where available. If feasible, I request searchable PDF for documents and native format for emails and spreadsheets (with attachments). If the City uses an e-discovery export format (e.g., PST/MSG for email), that is acceptable.

5. Redactions/Withholding

If any portion of the requested information is withheld or redacted, please produce the non-exempt portions and identify the specific statutory basis for each withholding or redaction, including the applicable section(s) of Chapter 552 and any other law relied upon.

6. Costs

If the estimated cost to produce these records exceeds $40.00, please provide an itemized written cost estimate before proceeding, in accordance with Tex. Gov't Code § 552.2615. Please do not incur costs beyond $40.00 unless and until I provide written authorization.

7. Statutory Timing/Preservation

The TPIA requires that public information be produced "promptly" (Tex. Gov't Code § 552.221). If the City contends any responsive information is excepted from disclosure and intends to seek a ruling from the Office of the Attorney General, please comply with the applicable notice and deadline requirements, including Tex. Gov't Code § 552.301.

Please also take steps to preserve all potentially responsive records and ensure that no responsive records are destroyed, deleted, altered, or otherwise disposed of while this request is pending.

If you have questions, need to discuss search parameters, or believe a reasonable clarification would facilitate a more efficient search and production, please contact me.

Thank you for your attention.

With gratitude,

Kyle Moring

[redacted] | [redacted]

From: **Candias Webster** cwebster@mtpleasanttx.gov
Subject: RE: TPIA Request – Regulatory Agency Correspondence (May 1, 2025–Present)
Date: May 21, 2026 at 4:17 PM
To: Kyle Moring [redacted]
Cc: Rob Vine rvine@mtpleasanttx.gov, Austin Beck abeck@dtrglaw.com, Wesley Lyon wlyon@mtpleasanttx.gov, [redacted]

CW

Mr. Moring,

Here is a link to more emails.

Regulatory Agency Correspondence (May 1, 2025–Present)

Thank you,
Candias Webster, TRMC, CMC
Assistant City Manager/ City Secretary
City of Mt. Pleasant
Office: 903-575-4000
Cell: [redacted]
Fax: 903-577-1828

This document/description/text may have been generated by Microsoft Copilot and edited by me

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From: Kyle Moring <[redacted]>
Sent: Sunday, February 8, 2026 8:00 PM
To: Candias Webster <cwebster@mpcity.org>
Cc: Rob Vine <rvine@mpcity.org>; Austin Beck <abeck@dtrglaw.com>; Wesley Lyon <wlyon@mpcity.org>; [redacted]
Subject: TPIA Request – Regulatory Agency Correspondence (May 1, 2025–Present)

Good evening,

Pursuant to the Texas Public Information Act ("TPIA"), Texas Government Code Chapter 552, I request access to and copies of the public information described below.

1. Records Requested

From: "Candias Webster"
To: "Seth Bryan" <seth.bryan@bryanitcorp.com>
Date: 2/9/2026 5:08:40 PM
Subject: FW: TPIA Request – Regulatory Agency Correspondence (May 1, 2025–Present)
Headers:
From: "Candias Webster" <>
Sender: "Candias Webster" <>
To: "Seth Bryan" <seth.bryan@bryanitcorp.com>
Subject: =??Q?FW:_TPIA_Request_=96_Regulatory_Agency?=
=??Q?_Correspondence_(May_1=2C_2025=96Present?=
=??Q?)?=
Date: Mon, 9 Feb 2026 17:08:40 -0500
MIME-Version: 1.0
Content-Type: multipart/alternative; boundary="Mark=_56832342841617925"

Can you please gather this information?

Thank you,

Candias Webster, TRMC, CMC

Assistant City Manager/ City Secretary

City of Mt. Pleasant

Office: 903-575-4000

Cell: [redacted]

Fax: 903-577-1828

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From: Kyle Moring <[redacted]>

EXHIBIT 4

September 17, 2025 email – Anguiano (DSHS) to Ramirez, cc Webster and Ankrum

DSHS-produced PDF (February 23, 2026) of the September 17, 2025, 9:54 a.m. email from Mari Anguiano (DSHS) to Juan Ramirez (City), copying Candias Webster and John Ankrum, subject "RE: Walmart 8-20 Inspection," confirming the City's inspection findings "will be attached to the firm's file as reference for future state inspections." Replies to Mr. Ramirez's September 11, 2025 forward, which likewise copied Ms. Webster and Mr. Ankrum.

Petitioner did not locate this family in the preserved City tranches reviewed through August 25, 2026. Respondent states Item I is fully responded to and closed. This record is a positive control; it does not by itself prove City-side retention or omission.

From: Anguiano,Mari (DSHS)
Sent: Wednesday, September 17, 2025 9:54 AM
To: 'Juan Ramirez' <JRamirez@mpcity.org>
Cc: Candias Webster <cwebster@mpcity.org>; John Ankrum <jankrum@mpcity.org>
Subject: RE: Walmart 8-20 Inspection

Good morning, Juan.

Thank you for forwarding the inspection findings for the firm Wal Mart Supercenter 131 located in Mount Pleasant, TX. They will be attached to the firm's file as reference for future state inspections. We appreciate your cooperation in monitoring and protecting public health standards and ensuring compliance.

Respectfully,

Mari.
Mariabel Anguiano, R. S.
Compliance Officer
Manufactured Food Operations
Food & Drug Section
Consumer Protection Division
Cell Phone: [redacted]
Email: Mari.Anguiano@dshs.texas.gov
www.dshs.texas.gov/foods

TEXAS Health and Human Services | Texas Department of State Health Services

From: **Kyle Moring** [redacted]
Subject: TPIA Request - Communications & Records re Walmart Store #131, CT (10/22/2025), and MPPD Case [redacted]
Date: November 13, 2025 at 1:22 PM
To: Candias Webster cwebster@mpcity.org
Cc: Austin Beck abeck@dtrglaw.com, rvine@mpcity.org, Wlyon@mpcity.org

KM

Good afternoon,

Under the **Texas Public Information Act** (Gov't Code ch. 552), please provide the following records for the period **September 02, 2025 through November 13, 2025**. I request electronic copies (PDF/MSG/EML) and associated message metadata where feasible. If any item is unclear or overly broad, I am happy to narrow or clarify it.

A) Emails (department accounts and personal accounts used for official business)

All emails **to, from, cc, or bcc** any of the following MPPD custodians:

- Chief **Mark Buhman**
- Detective **Cody Odom**
- Lieutenant **Mark Miller**
- MPPD **Records Manager/PIO**

That contain any of these terms in the subject line or body:

"Walmart", "Walmart Store 131", "Store 131", "Moring", "Kyle Moring", "criminal trespass" or "CT", "journalist", "media", "[redacted]", "[redacted]", "Carrie Mahon", "Ethics", "[redacted]".
Please include emails with outside addresses from or to, for example:

Walmart domains (e.g., @wal-mart.com, @walmart.com), **Carrie Mahon**, **Devin Wallace**, [redacted], **Logan Tice**, **Lorenzo Duron**, **Trey Mullins**, and any **Walmart Ethics/Walmart Legal/Walmart Global Investigations** contacts.

This request includes emails sent from **personal email accounts** if used for official MPPD/City business.

B) Text/iMessage/chat messages (department devices and personal devices used for official business)

All **text/iMessage/Teams/Workplace or similar electronic messages** sent or received by the same custodians listed in Section A that contain any of the search terms listed in Section A, during the period **September 02, 2025 through November 13, 2025**.

This includes:

- Messages on City-issued devices/accounts, and
- Messages on **personal devices/accounts** when they concern official MPPD/City business.

Pursuant to **Tex. Gov't Code § 552.002(a-2)** and **§ 552.203(4)**, please retrieve and produce those records from any **temporary custodian**, or state in writing if no responsive records exist for a given custodian. For each message, please include the **date/time**, **from/to**, **content**, and any **attachments** (if maintained).

C) MPPD Case [redacted] – referral status

Any record (including but not limited to emails, routing sheets, or RMS fields) that reflects whether **Case** [redacted] has been **referred to the Titus County Criminal District Attorney's Office**, including the **date of referral** if one has occurred. If no such record exists, please state whether the case has been referred as of the date you process this request.

D) Report creation and edits (Case [redacted])

System logs or fields showing:

- The **date/time** the **Case** [redacted] incident report was created,
- Any **subsequent edits or status changes**, and
- The **user ID/author/approver fields** associated with those actions, for activity between **September 02, 2025 and November 13, 2025** (for example, RMS "audit trail" or "history" screens or equivalent).

E) My October 22, 2025 email

A copy of any email from me (sender address: [redacted]) received by **Detective Cody Odom** on **October 22, 2025,** regarding planned media/journalist outreach, and any **internal MPPD/City email** that responds to or discusses that message (including To/From/CC/BCC, subject, date/time, and body).

Exclusions/redactions

I **do not seek** juvenile PII, CHRI, medical data, or any information made confidential by law. Please **redact as required** and release the remainder, including **basic information notwithstanding § 552.108**. If you contend any portion is exempt and will seek an AG ruling, please provide:

1. The AG tracking number required by **§ 552.301**, and
2. A public copy of your brief when filed.

Personal devices/temporary custodians

If any responsive public information resides on a **personal device or account** of any MPPD official or employee, please:

- Retrieve it pursuant to **§ 552.002(a-2)** and **SB 944**, and
- Preserve it under **§ 552.004**.

Please confirm that a **legal hold/preservation notice** has been communicated to any such custodians for this request period.

Costs & format

If estimated charges exceed $40, please send an itemized cost estimate under § 552.2615 before proceeding. Electronic delivery via email or secure link is preferred.

Thank you for your prompt attention.

With gratitude,

Kyle Moring

[redacted]

From: **April Nipp** anipp@mpcity.org
Subject: RE: TPIA Request - Communications & Records re Walmart Store #131, CT (10/22/2025), and MPPD Case [redacted]
Date: December 3, 2025 at 12:20 PM
To: Kyle Moring [redacted]
Cc: Candias Webster cwebster@mpcity.org, Rob Vine rvine@mpcity.org, Austin Beck abeck@dtrglaw.com, Wesley Lyon wlyon@mpcity.org

AN

Good afternoon,

Please be advised that the original request sent on November 13th was not sent to me and was not received by office until Monday December 1st.

For item C, no such records exist.

For item D, screenshots of the complete Report Log for case number [redacted] have been saved to a CD. The cost for the CD is $1.00 and it is ready to be picked up at the Police Department dispatch window.

Thank you!

April Nipp
Records Manager
Mount Pleasant Police Dept.
501 North Madison Ave.
Mount Pleasant, TX 75455
903-380-7164

From: Kyle Moring <[redacted]>
Sent: Wednesday, December 3, 2025 6:23 AM
To: Candias Webster <cwebster@mpcity.org>
Cc: April Nipp <anipp@mpcity.org>; Austin Beck <abeck@dtrglaw.com>; Rob Vine <rvine@mpcity.org>; Wesley Lyon <wlyon@mpcity.org>
Subject: Re: TPIA Request - Communications & Records re Walmart Store #131, CT (10/22/2025), and MPPD Case [redacted]

CAUTION: [EXTERNAL EMAIL]

Good morning,

I am writing to follow up on my November 13, 2025 Public Information Act request titled **"TPIA Request – Communications & Records regarding Walmart Store #131, CT (10/22/2025), and MPPD Case [redacted]"** and the City's December 02, 2025 correspondence and invoice.

On December 02, 2025, I paid the $30 invoice for this request (Receipt No. 186622). After payment, I received (i) the invoice/receipt, (ii) a PDF titled "Emails for request," (located in the SharePoint file) and (iii) a SharePoint link described as containing "letters A, B, and E," with an indication that Ms. Nipp would separately provide materials responsive to "letters C and D". As of this morning, I still have not received any separate production for letters C and D.

EXHIBIT A — CITY-TO-BAILEY TRANSMITTAL

Court-safe selected rendering; sensitive police-report attachments are excluded

PROPOSED SUPPORT — NOT YET ADMITTED. The electronic wrapper was forwarded by Charles Bailey to Kyle Moring. This page shows routing metadata, transmittal text, and attachment filenames only. It contains no report, DFPS/CPS content, SSN, minor information, or video.

Wrapper From / To	cbailey@co.titus.tx.us → Kyle Moring
Date / Subject	April 5, 2026, 6:42:10 a.m. UTC | Fwd: Re: [redacted]
Message-ID	92efa8f83d6ad8f47f19ac974de8103e@co.ti tus.tx.us
Source / SHA-256	Fwd_ Re_ [redacted].eml ec244b7b5328d9d34b4672f2bb646dfdcd527ce6 d19fab9a003512ea29c8894a
Attachment names	[redacted]

SELECTED SOURCE TEXT

April Nipp to Charles Bailey — February 6, 2026: “Attached is the complete report and attachments. Let me know if you want the videos as well.”
Charles Bailey to April Nipp — February 5, 2026: “Please send what you have on the referenced case.”

LIMITED PURPOSE AND FOUNDATION

• Offered only to show the City-to-DA transmittal, identified attachment family, and later forwarding chain—not the truth of report contents and not a Bailey finding.
• Do not circulate the raw EML or sensitive attachments in a public binder. If authenticity is disputed, seek a stipulation, witness foundation, or protected in-camera treatment.
• Rendering does not establish admissibility; the Court’s ruling controls.

From: **Kyle Moring** [redacted]
Subject: TPIA Request – Ordinance 2025-24 (TPIA time limits/"vexatious" requests)
Date: November 25, 2025 at 10:38 AM
To: Candias Webster cwebster@mpcity.org
Cc: Austin Beck abeck@dtrglaw.com, rvine@mpcity.org, Wlyon@mpcity.org, [redacted]

KM

Ms. Webster,

Under the Texas Public Information Act, please provide all records related to Ordinance 2025-24 on the December 02, 2025 agenda ("requests under the Texas Public Information Act and limitations governing such requests"), including:

1. The full text of proposed Ordinance 2025-24 and any prior drafts;
2. Any staff memoranda or explanatory notes you or the City Manager prepared for Council regarding this item;
3. Emails or other written communications (September 01, 2025–November 25, 2025) between you, the City Manager, department heads, the City Attorney, and Council members discussing "TPIA restrictions," "vexatious requests," "frequent requestors," or similar limits; and
4. Any existing written policies, procedures, or tracking logs the City intends to use to implement Tex. Gov't Code § 552.275 (including any records showing cumulative personnel time already attributed to my requests).

Please produce these records electronically (.pdf for documents, .eml/.msg for emails) via email. If estimated charges exceed $40, please provide an itemized estimate in compliance with § 552.2615. If any portion is withheld, please seek an Attorney General ruling and release all reasonably segregable portions.

With gratitude,

Kyle Moring
[redacted] | [redacted]

From: **Candias Webster** cwebster@mpcity.org
Subject: RE: TPIA Request – Ordinance 2025-24 (TPIA time limits/"vexatious" requests)
Date: November 25, 2025 at 3:10 PM
To: Kyle Moring [redacted]
Cc: Austin Beck abeck@dtrglaw.com, Rob Vine rvine@mpcity.org, Wesley Lyon wlyon@mpcity.org, [redacted]
Lea Ream lream@dtrglaw.com

CW

Good afternoon, Kyle,

The City has no responsive records for this request, and we will seek the AG's opinion on emails with the attorney.

Thank you,
Candias Webster, TRMC, CMC
Assistant City Manager/ City Secretary
City of Mt. Pleasant
Office: 903-575-4000
Cell: [redacted]
Fax: 903-577-1828

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From: Kyle Moring <[redacted]>
Sent: Tuesday, November 25, 2025 10:38 AM
To: Candias Webster <cwebster@mpcity.org>
Cc: Austin Beck <abeck@dtrglaw.com>; Rob Vine <rvine@mpcity.org>; Wesley Lyon <wlyon@mpcity.org>; [redacted]
Subject: TPIA Request – Ordinance 2025-24 (TPIA time limits/"vexatious" requests)

CAUTION: [EXTERNAL EMAIL]

Ms. Webster,

Under the Texas Public Information Act, please provide all records related to Ordinance 2025-24 on the December 02, 2025 agenda ("requests under the Texas Public Information Act and limitations governing such requests"), including:

1. The full text of proposed Ordinance 2025-24 and any prior drafts;
2. Any staff memoranda or explanatory notes you or the City Manager prepared for Council regarding this item;
3. Emails or other written communications (September 01, 2025–November 25, 2025) between you, the City Manager, department heads, the City Attorney, and Council members discussing "TPIA restrictions,"

From: **Regina Reynolds** rreynolds@mpcity.org
Subject: RE: Public Information Act Request – Roofing Permits ROOF-35226 & ROOF-33173 (Walmart #131)
Date: June 30, 2025 at 9:04 AM
To: Candias Webster cwebster@mpcity.org, John Ankrum jankrum@mpcity.org, Lynn Barrett LBarrett@mpcity.org

RR

Thank you,

Regina Reynolds

Administrative Assistant

Building, Code, Planning, & Zoning

903-575-4149

500 N Madison Ave

Starting May 1, 2025 our office hours will be as follows.

Monday – Thursday 7:30 am to 5:30 pm

Friday 8 am to 12:00 pm

From: Candias Webster <cwebster@mpcity.org>
Sent: Monday, June 30, 2025 8:05 AM
To: Regina Reynolds <rreynolds@mpcity.org>; John Ankrum <jankrum@mpcity.org>; Lynn Barrett <LBarrett@mpcity.org>; Larry McRae <LMcRae@mpcity.org>; Jennifer Williams <jwilliams@mpcity.org>; Aristeo Rodriguez <arodriguez@mpcity.org>; Danny Beard <DBeard@mpcity.org>; Brad Eubanks <BEubanks@mpcity.org>
Subject: FW: Public Information Act Request – Roofing Permits ROOF-35226 & ROOF-33173 (Walmart #131)

Good morning,

Can you please provide this information to me only? If this guy reaches out to you, please do not reply to him.

Thank you,

Candias Webster, TRMC, CMC

Assistant City Manager/ City Secretary

City of Mt. Pleasant

Office: 903-575-4154

Cell: [redacted]

Fax: 903-577-1828

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From: [redacted] <[redacted]>

From: "Rob Vine"
To: "Carl Hinton"
"Debbie Corbell"
"Jonathan Hageman"
"Kelly Redfearn"
"Lea Ream \(lream@dtrglaw.com\)"
"Melanie Knight"
"Wesley Lyon"
CC: "Candias Webster" <cwebster@mpcity.org>
Date: 10/17/2025 3:47:45 PM
Subject: Instructions Regarding Email
Headers:
From: "Rob Vine" <>
Sender: "Rob Vine" <>
To: "Carl Hinton" <>,
"Debbie Corbell" <>,
"Jonathan Hageman" <>,
"Kelly Redfearn" <>,
"Lea Ream \(lream@dtrglaw.com\)" <>,
"Melanie Knight" <>,
"Wesley Lyon" <>
Cc: "Candias Webster" <cwebster@mpcity.org>
Subject: Instructions Regarding Email
Date: Fri, 17 Oct 2025 15:47:45 -0600
MIME-Version: 1.0
Content-Type: multipart/alternative; boundary="Mark=_428921214460637"

Governing Body,

Good morning.

Should you receive an email from a Kyle Moring or the email of [redacted] regarding complaints against the local Walmart store, OSHA or other violations, or general complaints regarding construction practices at this location, please forward them to me. Do not respond to this individual or engage in any back and forth. ACM Webster has been working with an attorney regarding this individual and his continued request for information.

Thank you for your attention to this matter.

Please do not “REPLY ALL”.

Robert G. Vine, CPM

From: [redacted]
Subject: Texas Public Information Act Request – Code Compliance Documentation for Walmart Store #131
Date: July 30, 2025 at 8:59 PM
To: Candias Webster cwebster@mpcity.org
Cc: lbarrett@mpcity.org

Good evening,

Pursuant to the Texas Public Information Act, Texas Government Code Chapter 552, I respectfully request access to and copies of any records, communications, inspection reports, citations, photographs, or written determinations issued by the City of Mount Pleasant—including those from the Building Department or Code Enforcement Division—regarding the code compliance status of Walmart Store #131, located at 2311 S. Jefferson Avenue, Mount Pleasant, TX.

Specifically, I am requesting:

1. Any records, notices, or documentation relating to the compliance deadline of July 28, 2025, including whether a follow-up inspection was performed and whether Walmart Store #131 was found in compliance;
2. Any inspection reports, citations, or enforcement actions involving observed safety hazards at the store, including falling roof debris, construction-related safety issues, food contamination, unsanitary concerns, or exposed overhead mechanical or electrical risks;
3. All communications between city departments, contractors, or Walmart representatives concerning site safety, compliance expectations, or corrective measures;
4. A record or summary of any complaints filed with the City of Mount Pleasant between July 18 and July 30, 2025, that specifically reference Walmart Store #131—including the nature of each complaint and the department(s) to which it was referred.
5. Additionally, I respectfully request a copy of the health inspection report conducted on or around July 9, 2025 at Walmart Store #131 by any city or county health official. This includes any food safety evaluations, environmental observations, violations cited, corrective action notes, or correspondence relating to the July 9th visit.

If any portion of this request is exempt from disclosure, please identify the legal basis for the exemption in accordance with §552.301 of the Texas Government Code. I prefer that documents be provided in electronic format via email, if possible.

Thank you for your attention to this request. I look forward to your timely response in accordance with the timelines established by state law.

With gratitude,

Kyle Moring

[redacted]

[redacted]

PUBLIC INFORMATION REQUEST CERTIFICATION

OAG ASSIGNED ID# OR-25-034390-IC

PLEASE SELECT **ONE** OF THE FOLLOWING:

☑	I certify the governmental body has made available to the requestor all existing responsive information that this governmental body owns, controls, or has a right of access to. The information was provided to the requestor on 8/13/25 via the following method (select one): E-mail If the information was not released to the requestor within 10 business days of receiving the request, please provide a copy of the notice provided to the requestor pursuant to section 552.221(d) of the Government Code.
☐	I certify the governmental body has supplied the requestor all existing responsive information for which the governmental body is not claiming an exception, and has requested an attorney general's decision regarding the responsive information the governmental body believes is excepted from disclosure. The ruling request was submitted to the Attorney General's Office on _____ via the following method (select one): ___ The governmental body's internal reference number is _____.
☐	I certify the governmental body has conducted a good faith search of information that this governmental body owns, controls, or has a right of access to, and has found no such information that is responsive to the requestor's public information request. The requestor was notified the governmental body does not maintain the requested information on _____. Please provide a copy of the notice provided to the requestor.
☐	The information at issue was withheld pursuant to a previous determination. The requestor was notified the information was being withheld pursuant to a previous determination on _____. Please provide a copy of the notice provided to the requestor.
☐	None of the situations listed above apply. I have attached documentation explaining how the governmental body responded to the referenced request, including a timeline of the governmental body's response to the requestor.

Public Information Officer, or Authorized Representative: Candias Webster

Candias Webster	ssistant City Manager/ City Secretary	10/22/2025
Signature	Title	Date

PROPOSED EXHIBIT O CROSS-PRODUCTION CONTROL

August 1, 2025 City-produced Outlook message — readable rendering; electronic MSG controls

STATUS / LIMITED PURPOSE
Proposed supplemental support to be promptly disclosed before use; not silently represented as a page embedded in filed O-3. Offered for source existence, routing, attachment relationship, and as a nonexclusive Exhibit F validation control. Not offered to prove intent or the truth of inspection conclusions.

From	John Ankrum <jankrum@mpcity.org>
To	Candias Webster <cwebster@mpcity.org>
Cc	Lynn Barrett <LBarrett@mpcity.org>
Date	August 1, 2025, 14:25:36 UTC (9:25:36 a.m. CDT)
Subject	FW: Texas Public Information Act Request – Code Compliance Documentation for Walmart Store #131
Message-ID	<DS0PR16MB5296D9E27F1450F63067B06ED026A@DS0PR16MB5296.namprd16.prod.outlook.com>

Message body

“I had Daniel do a courtesy inspection on the roof just to see where they were at. I also attached Juan’s follow up inspection.”

Attachments listed in the MSG

- Walmart 7-9-25.pdf
- Follow up food inspection 7-28-25.pdf
- Courtesy Inspection 7-31-25.pdf
- Walmart 7-18-25.pdf

Integrity

MSG SHA-256: 7b9b9a400170783fad3da48bf75dfd74fba97e2566e7803ac688299a04e93003
FS-473357 attachment SHA-256: 5aeb98810e17c4e05ba62d8d18f197ef43b48701f2e5e000e48e2633d23ed39f
The next page is the extracted one-page attachment exactly as preserved; it is not a summary or recreation.

501 N.Madison
Mt. Pleasant TX 75455

City of MOUNT PLEASANT

Phone: (903) 575-4149
Fax: (903) 577-1828

ID #: FS-473357

08/01/2025

Walmart

2311 S Jefferson Ave
Mount Pleasant TX 75455-6011

Re: Food Service Complaint at 2311 S JEFFESON Mt. Pleasant TX 75455

Cad #: 12507

Dear Walmart ,

An inspection of the above referenced property was made on 07/28/2025. As a result of this inspection, the condition described below was observed:

Conditions:

The condition described above is in violation of the following:

This is your official notice that you will need to bring the property into compliance no later than 07/28/2025.

Conducted follow up inspection at Walmart to address food service complaint. Used temp gun and prove thermometer to inspect cold holding units. All units were in the correct temperature ranged below 41 F. All food was protected from debris coming from construction work on roof. Spoke to manager on site no more follow ups required.

Your cooperation in this matter is greatly appreciated. If we can be of further assistance to you, or can answer any questions regarding this matter, please contact this office at .

Sincerely,

Juan Ramirez
Health Inspector

RECIPIENTS: Owner- Walmart

KENT S. RICHARDSON
ASSISTANT ATTORNEY GENERAL

(512) 922-6124
KENT.RICHARDSON@OAG.TEXAS.GOV

Criminal Prosecutions Division
OFFICE: (512) 463-3038
FAX: (512) 397-1642

May 22, 2026

Kyle Moring
[redacted]

Re: PIA Complaint Against City of Mount Pleasant (final)

The Texas Office of the Attorney General (OAG) is in receipt of a complaint filed by you against the City of Mount Pleasant (CMP) for alleged violation(s) of the Public Information Act (PIA). As required by Government Code Section 552.3215, this office must determine whether the alleged violation(s) were committed, determine whether action will be brought under the PIA, and notify the complainant in writing of our determinations. In addition, should this office elect to not bring an action pursuant to Section 552.3215 of the PIA, we are required to provide a statement giving you the basis for such a determination and return the complaint.

Background

Based on the information you provided, it appears that the following timeline outlines the relevant events concerning your request:

7/18/25	Request made to CMP for code compliance records for Walmart Store.
7/31/25	Request made to CMP for commercial building permits issued during specified time period. Cost complaint OR-25-036830-CC filed on 8/19/25.
9/4/25	Request made to CMP for authority, training and SOP's for food establishment inspections. Cost complaint OR-25-044070-CC filed on 9/27/25.
10/22/25	CMP certified that all responsive records had been released for request for code compliance records for Walmart store.
10/29/25	Request made to CMP for meetings or site visits with Walmart store management.
11/12/25	Request made to CMP for payments and supporting records related to two city vendors in 2025. Cost complaint OR-25-055852-CC filed on 12/3/25.

voicemail logs for specified time period.[3]

Request made to CMP for call detail records of Mount Pleasant Police Department (MPPD) phone lines.

12/30/25 Request made to CMP for all Moring OSHA correspondence.

Request made to CMP for Walmart related communications during specified time period.[4]

1/13/26 Request made to CMP for all records related to city's visit/inspection with Walmart store on 1/13/26.

2/8/26 Request made to CMP for all agency correspondence records.[5]

2/9/26 Request made to CMP for all emails of Deputy Fire Chief Rodriguez concerning Walmart store; plans he referenced; subsequent emails on threads.

Request made to CMP for search methodology records.[6]

2/13/26 Request made to CMP for records related to 1/9/26 Mount Pleasant Fire Department inspection of Walmart.

2/14/26 Request made to CMP city attorney for all communications referencing Moring and Walmart during specified period.[7]

For all of these requests, CMP has stated that all responsive information has been produced or is in the process of being produced in the case of large volume results.[8] Where large amounts of information have been located, batch or rolling production has been employed. Therefore, no violation is found on this complaint at this time.

For the following requests, you complain that additional information (search methodologies and certification of completeness) or answers to questions were not provided:

11/26/25 Request made to CMP for records reflecting city's public records request

[3] CMP provided screenshots of the call logs.

[4] For this request, you also complain that a subsequent search for the same records rendered additional responsive records. CMP states that additional records were produced due to additional keywords being included in the subsequent request.

[5] This request resulted in a large amount of responsive information. Rolling production of records being made and is ongoing.

[6] CMP states that records responsive to this request did not exist until after implementation of a software upgrade.

[7] This request resulted in a large amount of responsive information. At the time of this determination, CMP stated that a review had been completed and a request for ruling would be made on the exception for privileged information under §552.107. The remainder would be released.

[8] The OAG will accept all statements from the public information officer of the governmental body as true unless evidence clearly indicates a contrary conclusion.

through judicial review.'" *Clint Indep. Sch. Dist. V. Marquez*, 487 S.W.3d 538 at 544 (Tex. 2016) (*quoting City of Houston v. Rhule*, 417 S.W.3d 440, 442 (Tex. 2013)). Complaints under §552.3215 are enforced through court action. §552.3215(b) (Declaratory Judgment or Injunctive Relief). The attorney general has extensive exclusive regulatory authority over the PIA with authorization to enact rules in furtherance of that authority. *See e.g.* §552.011 (Uniformity), §552.012 (Training Requirements), §552.205 (Prescribing Posted Notice), §552.235 (Request Form), §552.262 (Rules for Costs), §552.269 (Cost Complaints), §552.301 et seq. (Decisions), §552.328 (Failure to Respond Complaints). The legislature has granted the attorney general the sole authority to make an initial determination in disputes arising from an alleged failure to respond under §552.221. §552.328. Therefore, no violation is found for this complaint for lack of jurisdiction.

You also complain that criminal offenses related to your various requests have been committed. With respect to your request that this office address a criminal violation of the PIA or other law(s), please be advised that the OAG has no authority to prosecute criminal offenses without the request of the local prosecuting attorney (Titus County District Attorney). Any decision on a criminal violation would need to be addressed by that office.

Lastly, you complain about open meetings (TOMA) violations concerning a meeting of the CMP city council. Violations of TOMA cannot be addressed through the complaint process found in §552.3215 which is reserved for violations of the PIA only.[9] Therefore, no violation is found on this complaint.

The OAG has limited civil enforcement jurisdiction to address violations of the PIA. That jurisdiction is provided in sections §552.321 and §552.3215. These provisions allow for the OAG to seek judicial compliance with the PIA in civil court to compel the release of public information (§552.321 – mandamus; §552.3215 – declaratory judgment and injunctive relief). These remedies serve to provide the OAG with a means of ensuring that requestors are provided public information when appropriate under the PIA and that other ministerial duties imposed by the PIA are observed. Because no violations of the PIA have been found and because jurisdiction is lacking with respect to your cost and response complaints, no action will be taken on this complaint.

This determination is subject to revision upon receipt of new, relevant, and persuasive information.

Respectfully,

/s/Kent S. Richardson
Deputy Division Chief
Criminal Prosecutions Division

enc. Complaint

[9] TOMA does have a civil enforcement provision which is available to any interested person through a suit for mandamus and/or injunction. §551.142.

From: Kent Richardson <Kent.Richardson@oag.texas.gov>
Sent: Thursday, May 7, 2026 4:32 PM
To: Candias Webster <cwebster@mtpleasanttx.gov>; Austin Beck <abeck@dtrglaw.com>
Subject: RE: PIA Complaint - Kyle Moring

Candias,

I have reviewed the spreadsheet responses, and I have a few follow-up questions. I will reference them based on the line number in the sheet.

2. You indicate that the records produced for this request have been submitted to the OAG. Does that mean a request for ruling was made for this request or does this mean all of the responsive documents have been released to him? No, he filed a complaint and I responded to the complaint. I attached the documentation in the file folder.

7. Mr. Moring noted that your previous response noted emails would be sent to the OAG for ruling. Is this correct or is he confusing requests? Were the emails not able to be produced in native format? All the information I had at the time was sent to Mr. Moring

8. Mr. Moring noted a specific complaint FS-473844. Can you confirm that the city doesn't have those records? I think you say this by saying that DSHS has records you don't have. We do not have record of that complaint

10. For this one, did the city transcribe the call log data instead of producing the actual records? I think the actual records need to be produced and redactions may be possible without a ruling if a qualifying exception applies. Otherwise, a ruling would need to be requested unless a prior ruling would apply in this situation. This was his personal cell phone and no he did not get screenshots. He was wanted metadata from his phone.

11. Mr. Moring notes that the wrong date range was applied to the produced records. Can you confirm that the range he requested was used? His date range was October 14, 2025 through October 23, 2025 (Central Time) and we gave him October 13 through November3

12. Cam you confirm that the other categories of information had no responsive records? The new 552.221(f) provision may require specific response of "no responsive records" for each item or category of records. That was all the information we have related to the request and no I didn't respond to each item that we had "no responsive records". I told him this is all the information we have related to this request.

17. The plans in question were not released? Was a ruling requested for the sensitive documents? If not, I believe one would need to be requested to withhold. Please see attached email

18. Mr. Moring notes that additional documents were found in this later duplicate request. If this is true, can you confirm that the second production is complete? He has received every piece of documentation we have related to Wal-Mart. In his second request he asked about "Spark" which is why he was given more information than what he originally requested.

22. Mr. Moring notes that a ruling was requested. You note that all responsive information was provided to him. Is he confusing requests or does this mean you provided all information that could be released pending a ruling on the remainder? All information we had after searching the email system was provided to him. He thinks because it says "email signature" means that an email actually exist.

23. Mr. Moring complains that the search being used is too broad and is generating more results than necessary. Can you clarify this aspect? He is the one that provided me with the search key words. I searched what he asked for. Below is what he asked for to be searched.

This request includes, but is not limited to, communications with the following agencies:

Federal agencies (including applicable regional offices):

From: cbailey@co.titus.tx.us
Subject: Fwd: FW: PIA Complaint - Kyle Moring
Date: May 29, 2026 at 12:07 PM
To: Kyle Moring [redacted]

C

-------- Forwarded message -------
From: "Kent Richardson" <Kent.Richardson@oag.texas.gov>
To: cbailey@co.titus.tx.us
Sent: May 20, 2026 10:00 AM
Subject: FW: PIA Complaint - Kyle Moring

Mr. Bailey,

Here is city attorney Austin Beck's answer to the question about line item #20 from the spreadsheet.

Let me know if you have questions.

Thank you.

Kent Richardson

Deputy Division Chief

Criminal Prosecutions Division
Office of the Attorney General

P.O. Box 12548

Austin, Texas 78711-2548

(512) 922-6124

(512) 397-1642 Fax

kent.richardson@oag.texas.gov

From: Austin Beck <abeck@dtrglaw.com>
Sent: Wednesday, May 13, 2026 3:39 PM
To: Kent Richardson <Kent.Richardson@oag.texas.gov>; Candias Webster <cwebster@mtpleasanttx.gov>
Subject: RE: PIA Complaint - Kyle Moring

Mr. Richardson,

The request #20 resulted in over 3000 pages of responsive information, the vast majority of which consists of emails from Mr. Moring to various city officials, including the city attorney email addresses. Maybe 1% of the responsive information consists of attorney-client privileged communications, which I've completed identifying and separating to seek an OAG ruling to withhold. That ruling request will be submitted this evening and the remaining responsive information will be made available to Mr. Moring.

Based upon the volume of his requests and refusal to exclude attorney-client privileged communications, this particular request has simply taken time to sift through. I will provide you with a copy of the OAG ruling request and email to Mr. Moring providing the remaining records (which are emails that he already has, because he sent them) this evening.

Regards,

Austin Beck

PUBLIC INFORMATION REQUEST CERTIFICATION

OAG ASSIGNED ID# OR-25-055840-IC

PLEASE SELECT **ONE** OF THE FOLLOWING:

☑	I certify the governmental body has made available to the requestor all existing responsive information that this governmental body owns, controls, or has a right of access to. The information was provided to the requestor on 12/2/25 via the following method (select one): E-mail If the information was not released to the requestor within 10 business days of receiving the request, please provide a copy of the notice provided to the requestor pursuant to section 552.221(d) of the Government Code.
☐	I certify the governmental body has supplied the requestor all existing responsive information for which the governmental body is not claiming an exception, and has requested an attorney general's decision regarding the responsive information the governmental body believes is excepted from disclosure. The ruling request was submitted to the Attorney General's Office on _____ via the following method (select one): ___ The governmental body's internal reference number is _____.
☐	I certify the governmental body has conducted a good faith search of information that this governmental body owns, controls, or has a right of access to, and has found no such information that is responsive to the requestor's public information request. The requestor was notified the governmental body does not maintain the requested information on _____. Please provide a copy of the notice provided to the requestor.
☐	The information at issue was withheld pursuant to a previous determination. The requestor was notified the information was being withheld pursuant to a previous determination on _____. Please provide a copy of the notice provided to the requestor.
☐	None of the situations listed above apply. I have attached documentation explaining how the governmental body responded to the referenced request, including a timeline of the governmental body's response to the requestor.

Public Information Officer, or Authorized Representative: Candias Webster

Candias Webster	Assistant City Manager/ City Secretary	04/27/2026
Signature	Title	Date

PUBLIC INFORMATION REQUEST CERTIFICATION

OAG ASSIGNED ID# OR-25-059503-IC

PLEASE SELECT **ONE** OF THE FOLLOWING:

☑	I certify the governmental body has made available to the requestor all existing responsive information that this governmental body owns, controls, or has a right of access to. The information was provided to the requestor on 12/17/26 via the following method (select one): E-mail If the information was not released to the requestor within 10 business days of receiving the request, please provide a copy of the notice provided to the requestor pursuant to section 552.221(d) of the Government Code.
☐	I certify the governmental body has supplied the requestor all existing responsive information for which the governmental body is not claiming an exception, and has requested an attorney general's decision regarding the responsive information the governmental body believes is excepted from disclosure. The ruling request was submitted to the Attorney General's Office on _____ via the following method (select one): ___ The governmental body's internal reference number is _____.
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☐	None of the situations listed above apply. I have attached documentation explaining how the governmental body responded to the referenced request, including a timeline of the governmental body's response to the requestor.

Public Information Officer, or Authorized Representative: Candias Webster

Candias Webster	Assistant City Manager/ City Secretary	04/27/2026
Signature	Title	Date

PUBLIC INFORMATION REQUEST CERTIFICATION

OAG ASSIGNED ID# OR-26-004942-IC

PLEASE SELECT **ONE** OF THE FOLLOWING:

☑	I certify the governmental body has made available to the requestor all existing responsive information that this governmental body owns, controls, or has a right of access to. The information was provided to the requestor on 1/21/26 via the following method (select one): E-mail If the information was not released to the requestor within 10 business days of receiving the request, please provide a copy of the notice provided to the requestor pursuant to section 552.221(d) of the Government Code.
☐	I certify the governmental body has supplied the requestor all existing responsive information for which the governmental body is not claiming an exception, and has requested an attorney general's decision regarding the responsive information the governmental body believes is excepted from disclosure. The ruling request was submitted to the Attorney General's Office on _____ via the following method (select one): ___ The governmental body's internal reference number is _____.
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☐	None of the situations listed above apply. I have attached documentation explaining how the governmental body responded to the referenced request, including a timeline of the governmental body's response to the requestor.

Public Information Officer, or Authorized Representative: Candias Webster

Candias Webster	Assistant City Manager/ City Manager	04/27/2026
Signature	Title	Date

PUBLIC INFORMATION REQUEST CERTIFICATION

OAG ASSIGNED ID# OR-26-006368-IC

PLEASE SELECT **ONE** OF THE FOLLOWING:

☑	I certify the governmental body has made available to the requestor all existing responsive information that this governmental body owns, controls, or has a right of access to. The information was provided to the requestor on 2/2/26 via the following method (select one): E-mail If the information was not released to the requestor within 10 business days of receiving the request, please provide a copy of the notice provided to the requestor pursuant to section 552.221(d) of the Government Code.
☐	I certify the governmental body has supplied the requestor all existing responsive information for which the governmental body is not claiming an exception, and has requested an attorney general's decision regarding the responsive information the governmental body believes is excepted from disclosure. The ruling request was submitted to the Attorney General's Office on _____ via the following method (select one): ___ The governmental body's internal reference number is _____.
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☐	None of the situations listed above apply. I have attached documentation explaining how the governmental body responded to the referenced request, including a timeline of the governmental body's response to the requestor.

Public Information Officer, or Authorized Representative: Candias Webster

Candias Webster	Assistant City Manager/ City Secretary	04/27/2026
Signature	Title	Date

PUBLIC INFORMATION REQUEST CERTIFICATION

OAG ASSIGNED ID# OR-25-057987-IC

PLEASE SELECT **ONE** OF THE FOLLOWING:

☑	I certify the governmental body has made available to the requestor all existing responsive information that this governmental body owns, controls, or has a right of access to. The information was provided to the requestor on 11/26/25 via the following method (select one): E-mail If the information was not released to the requestor within 10 business days of receiving the request, please provide a copy of the notice provided to the requestor pursuant to section 552.221(d) of the Government Code.
☐	I certify the governmental body has supplied the requestor all existing responsive information for which the governmental body is not claiming an exception, and has requested an attorney general's decision regarding the responsive information the governmental body believes is excepted from disclosure. The ruling request was submitted to the Attorney General's Office on _____ via the following method (select one): ___ The governmental body's internal reference number is _____.
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☐	None of the situations listed above apply. I have attached documentation explaining how the governmental body responded to the referenced request, including a timeline of the governmental body's response to the requestor.

Public Information Officer, or Authorized Representative: Candias Webster

Candias Webster	Assistant City Manager/ City Secretary	04/27/2026
Signature	Title	Date

EXHIBIT T — DSHS-TO-CITY NATIVE MESSAGE CONTROL

Readable selected rendering — filed/native source controls

CONDITIONAL / LIMITED USE. This page replaces a microprint transcript. It preserves the record's identifying fields and the short source passage relevant to routing and search validation. The filed Exhibit T and native MSG control; omitted signatures and complaint narrative are not offered through this rendering.

From	Jaime Sepulveda (DSHS) — Jaime.Sepulveda@dshs.texas.gov
To / Cc	John Ankrum | Cc: Joe Williams (DSHS); Lewis Ressler (DSHS)
Date	July 21, 2025, 2:01:53 p.m. CDT
Subject	FW: Escalating Food Contamination and Public Health Concerns – Walmart Store #131, Mount Pleasant, Texas
Message-ID	PH7PR05MB9060239792DF0B4579DCC425DE5DA@PH7PR0 5MB9060.namprd05.prod.outlook.com
Source MSG	FW Escalating Food Contamination and Public Health Concerns – Walmart Store #131, Mount Pleasant, Texas.msg
SHA-256	1cd1997df68513b552489ac60937d1002d865eb0 cbecb1ca693cf91a78a19acf
Attachment	image001.png

SELECTED MESSAGE BODY

DSHS to John Ankrum: "Good afternoon, The Texas DSHS Retail Food Safety Operations received some concerns regarding an establishment in Mount Pleasant, Texas. Please see the email below. A response that this referral has been received will be greatly appreciated." The embedded source identifies Kyle Moring and Walmart Store #131; its longer complaint narrative is omitted here.

Limited purpose. Direct agency-to-City routing, exact Message-ID, date, participants, subject, and attachment relationship. This is a positive search control; it does not establish the truth of the underlying complaint or that an identical MSG remained maintained on every later search date.

PROPOSED EXHIBIT V

August 14, 2026 City Production to [another requestor]

Native-record and search-reconciliation controls for the August 28 continued hearing

RELATIONSHIP AND WITNESS STATUS. [another requestor] [relationship details omitted] Petitioner is not designating and does not presently plan to call [requestor] as a witness. Petitioner proposes to address authenticity first by City stipulation and, if necessary, through a City custodian or other City witness, the City's production correspondence and distinctive characteristics, or another admissible foundation.

Source	Integrity / identifier	Limited use
City production/search correspondence (native EML)	SHA-256: 13be3770c1735cd2728b60480e09d44e0e008e8e3b8a83c6602eb28c814507eb Message-ID: <DS0PR16MB6902F1B04A0CB4C0AFA3941BACDA2@DS0PR16MB6902.namprd16.prod.outlook.com>	City delivery, closure, and stated search result.
City Outlook forward with agency chain and MP4 (native MSG)	SHA-256: a9ca6efc29a9e3ff4fbf729ff563afe05473e3eafc60a2c6b4b559162ee992b3 Message-ID: <DM6PR16MB3655EF00A9E6AEF23DB11AA6A5FDA@DM6PR16MB3655.namprd16.prod.outlook.com>	Routing metadata, embedded chain, and intact attachment relationship.
video.msg - Aug. 14 variant (native MSG)	SHA-256: cefeaa557aa58fedcd29e04aacc91d649f933b79ebdfdf0cc5a7286d28ff09c3 Message-ID: <DM6PR16MB3655B4E1C4933BAB34584FE8A5FDA@DM6PR16MB3655.namprd16.prod.outlook.com>	Rights-managed wrapper supplied in the Aug. 14 production.
video.msg - May 21 variant (native MSG)	SHA-256: 0a7d572b5a43fd8b2e4d1fc5668f14f07d51f57c12454ac7e7f7f4e26ddbfd52 Message-ID: <DM6PR16MB3655B4E1C4933BAB34584FE8A5FDA@DM6PR16MB3655.namprd16.prod.outlook.com>	Earlier City-produced container for the same logical Message-ID.

USE LIMITS

- The native EML and MSG files control. These pages are readable renderings and a comparison aid; labeling or filing them does not make them admitted evidence.
- The records are offered as known search and reconciliation controls unless comparison proves a specific earlier omission. The Aug. 14 video wrapper is not described as a newly discovered logical message.
- No environmental allegation is offered for its truth. No live SharePoint token, private phone number, street address, video frame, or substantive MP4 content is reproduced.
- A City-produced native MSG with rich metadata and an intact attachment is relevant to capability, but it does not prove that Purview performed the export or that every City repository has the same export function.

City Production, Closure, and Search Statement

Source: City production EML; live download token and contact blocks omitted

From / To	Candias Webster, City of Mount Pleasant -> [another requestor]
Cc	Austin Beck, counsel for Respondent
Date / Subject	Aug. 14, 2026, 20:06:03 UTC | RE: TPIA Request - Randall Hodo Email Correspondence
Message-ID	<DS0PR16MB6902F1B04A0CB4C0AFA3941BACDA2@DS0PR16MB6902.namprd16.prod.outlook.com>
Source SHA-256	13be3770c1735cd2728b60480e09d44e0e008e8e3b8a83c6602eb28c814507eb

CITY'S AUGUST 14 TEXT

> CITY STATEMENT. "I don't see either message protected in the files I provided. There are no other files that were located in the search for records."

The quoted 2:35 p.m. City delivery message supplied a SharePoint link and stated: "This request was closed as of 08/14/2026." The live access token is intentionally omitted.

[requestor] REQUEST CONTROL

The July 30 request sought existing City or MPPD emails sent to, received from, copied to, mentioning, or referencing Randall Hodo, including complete threads, originals, replies, forwards, and attachments, in native MSG or EML form. It identified this nonexclusive control:

> CONTROL. October 28, 2025, approximately 11:27 a.m. | Amber James -> Randall.Hodo@tceq.texas.gov | subject "video" | Message-ID <DM6PR16MB3655B4E1C4933BAB34584FE8A5FDA@DM6PR16MB3655.namprd16.prod.outlook.com>

Limited inference. The City's statement reports the result of the search for [that requestor]'s separate request. It does not disclose the exact query, custodians, repositories, date logic, or handling of embedded content; and it does not, by itself, establish what search was executed for Petitioner's requests E, F, or I.

City Outlook MSG - Internal Forward and Attachment Family

Readable metadata rendering; the Aug. 14 native MSG controls

From	Amber James <ajames@mpcity.org>
To / Cc	Bryan Denney; Code Enforcement | Cc: Mark Buhman
Date / Subject	Oct. 27, 2025, 9:03:21 p.m. CDT | Fw: (RCRA/Solid Waste - FY26-342051-3708) Criminal Tip and/or Complaint - Texas
Message-ID	<DM6PR16MB3655EF00A9E6AEF23DB11AA6A5FDA@DM6PR16MB3655.namprd16.prod.outlook.com>
MSG SHA-256	a9ca6efc29a9e3ff4fbf729ff563afe05473e3eafc60a2c6b4b559162ee992b3
Attachment	2025-10-08 - Store 131 - Environmental Concerns (TLE-PM).mp4 | 22,171,952 bytes SHA-256: e67df7add34a8ec9fe30d408a8226b8dba11774795adbf7916437b9c480225b6

SELECTED OUTER-MESSAGE TEXT

AMBER JAMES TO CITY RECIPIENTS. "EPA called and said that he was contacted about a complaint for a contractor at Walmart dumping waste into water. I was not sure who needed to get this, so I am sending it to you."

LIMITED EVIDENTIARY PURPOSE

This record identifies City custodians, a Walmart/Store 131-related message family, an exact Message-ID, a City-to-City routing path, an embedded agency chain, and the MP4 attachment relationship. It is a direct reconciliation control for request F. Because the embedded chain contains Petitioner's identifiers, it is also a control for request E. The agency routing and forwarded content provide limited corroborative context for request I and filed Exhibit K.

The point is the existence, routing, electronic form, embedded content, and attachment family. The truth of the complaint narrative is outside the proposed use of Exhibit V.

CAPABILITY LIMIT. The native MSG shows that the City delivered one Outlook item with rich MAPI/Exchange metadata and an intact 22-megabyte attachment. It does not establish that every responsive record can be exported by the same path, that Purview created this file, or that every City repository supports identical output.

Embedded EPA / TCEQ / City Chain

Selected non-sensitive text and identifiers from the same controlling MSG

Chain leg	Selected source text or search control
TCEQ -> City	Randall Hodo to Amber James, Oct. 27, 2025: "Please see attached." The message discusses a referred matter and possible local or code-enforcement handling.
EPA -> TCEQ	Special Agent Robert Kozeluh to Randall Hodo, Oct. 27, 2025: "We received below tip. We'd like to refer it to you all."
Indexed identifiers	The embedded source block identifies Kyle Moring, his email address, and WALMART SUPERCENTER 131. Phone, street address, coordinates, and narrative details are omitted here.
Attachment relationship	The City outer MSG preserves 2025-10-08 - Store 131 - Environmental Concerns (TLE-PM).mp4 as an attached file. No frame or substantive video content is reproduced.

SEARCH SIGNIFICANCE. The outer item is a City-to-City message. Direct agency correspondence and Moring/Walmart identifiers appear inside the forwarded body. The record is therefore a positive control for embedded-content and attachment-family handling; a search confined to visible outer participants could miss the maintained City copy.

The embedded chain also contains antecedent Message-ID references. Those identifiers are nonexclusive reconciliation controls. They are not proof that every antecedent message remains maintained as a separate item or that every related item is independently responsive.

What this page does not prove. It does not establish that a particular query syntax was legally required, that the record was absent from every earlier PDF or quoted thread, or that the environmental allegations are true.

Same Message-ID - Materially Different Produced Containers

Why Message-ID-level reconciliation is more reliable than filenames alone

Feature	City production to Kyle - May 21	City production to [requestor] - Aug. 14
Logical Message-ID	<DM6PR16MB3655B4E1C4933BAB34584FE8A5FDA@DM6PR16MB3655.namprd16.prod.outlook.com>	<DM6PR16MB3655B4E1C4933BAB34584FE8A5FDA@DM6PR16MB3655.namprd16.prod.outlook.com>
Container size	37,376 bytes	110,592 bytes
Container SHA-256	0a7d572b5a43fd8b2e4d1fc5668f14f07d51f57c12454ac7e7f7f4e26ddbfd52	cefeaa557aa58fedcd29e04aacc91d649f933b79ebdfdf0cc5a7286d28ff09c3
Visible body	No body exposed by standard MSG parsing used for this comparison.	A Microsoft Information Protection notice is visible.
Attachment	No attachment exposed by the same standard parsing.	message.rpmsg; 51,053 bytes; SHA-256 3cb238cd48838dfed93f827b8f561e73445e7513248b696719bb2a58856b071b

LIMITED INFERENCE. The two files are materially different containers for the same logical Message-ID. The Aug. 14 file is a later-produced variant, not a newly discovered logical message. The comparison supports exact Message-ID and container-level reconciliation and a usability inquiry. It does not establish who imposed protection, intent, or that every prior production was incomplete.

The Aug. 14 wrapper's client-submit field points to Oct. 28, 2025, while its file/container metadata reflects later processing. It should be described as the MSG file as produced, not automatically as an untouched original source item.

PROPOSED FOUNDATION AND HANDLING

The City-produced EML documents delivery to [requestor] and the source files are preserved unchanged with the hashes shown in this exhibit. Petitioner does not designate or presently plan to call [requestor] as a witness. Petitioner will first seek a City stipulation as to source and production. If disputed, Petitioner proposes City-side authentication through the producing official, a records custodian or other City witness, the production correspondence and distinctive characteristics, or another admissible foundation.

The EML and MSG source files should be disclosed electronically to Respondent, but the live SharePoint token, MP4 content, rights-managed object, and private contact details should not be printed in the paper binder unless the Court requires them.

Proposed use only. Exhibit V is offered as a compact technical and reconciliation aid. Authenticity, admissibility, weight, and any ultimate inference remain for agreement or ruling.

Filed: 8/3/2026 7:18 PM
Carin Carroll
District Clerk
Titus County, Texas
Debbie Swindler

CAUSE NO. 44437

KYLE DOUGLAS MORING,	§	IN THE DISTRICT COURT OF
Petitioner,	§	
	§	
v.	§	TITUS COUNTY, TEXAS
	§	
CITY OF MOUNT PLEASANT, TEXAS,	§	
Respondent.	§	76th JUDICIAL DISTRICT

UNSWORN DECLARATION OF KYLE DOUGLAS MORING

In support of Petitioner's Pre-Hearing Brief

NOTICE: THIS DOCUMENT CONTAINS SENSITIVE DATA

Pursuant to Texas Civil Practice and Remedies Code § 132.001, I, Kyle Douglas Moring, declare as follows:

1. My name is Kyle Douglas Moring. I am over eighteen years of age, of sound mind, capable of making this declaration, and competent to testify. The facts stated here are within my personal knowledge and are true and correct.

2. I am the Petitioner and the requestor for each public-information request pleaded in my First Amended Petition. I personally sent or received the request correspondence, downloaded and reviewed the City's productions, and maintained the source records described below, subject to the limitations concerning the affected original Count IX ZIP archive and the unredacted MPPD report described in paragraph 16.

3. The stamped Exhibit Binder Volumes 1 and 2, the June 23, 2026 court-returned, accepted Supplemental Volume 3, and the August 3, 2026 file-stamped Supplemental Exhibit R contain true and correct copies of records I sent or received in the public-information matters, except that analytical memoranda and demonstratives are identified as such. I did not alter the content of the source records. I organized and labeled them, and any

redactions or markings in the source materials were already present when I received them.

4. I preserved the City's electronic productions in the formats received, including .msg files, PDFs, spreadsheets, ZIP files, SharePoint downloads, and attachments, subject to the exception described in paragraph 16. As of the date I sign this declaration and to the best of my knowledge, the unredacted MPPD report and the affected original Count IX ZIP archive are no longer within my possession, custody, or control. For that archive, I retain only a non-content directory-level listing of filenames, production paths, file types, and counts. The unredacted report is excluded from my proof and is not offered, relied on, disclosed, or sought for reproduction. For court presentation, I will rely only on file-stamped or court-returned accepted materials unless the Court accepts an additional filing or admits another exhibit.

5. As of the date I sign this declaration, I have not received all records and categories identified as remaining in Counts I through XIII of my First Amended Petition. The count-by-count summary in the Pre-Hearing Brief identifies the specific live categories on which I rely.

6. For Count V, I reviewed the original ZIP supplied by the City. The City's February 2 correspondence characterized the production as "366 emails." My directory-level verification of the original ZIP identifies 362 .msg files. The 362 figure is the count of .msg files in the preserved ZIP, not a count of every non-.msg item. I extracted and compared the Internet Message-ID field for each .msg file. There are 230 unique Message-IDs and 132 additional files sharing a Message-ID with another produced file. I also compared the production against a defined ninety-one-file native-email inventory in my preserved Moring/OSHA materials. The inventory includes messages I received and messages I sent. All ninety-one files have unique Message-IDs, and none has an exact Message-ID match in the Count V production.

7. The comparison described in paragraph 6 is reproducible from the preserved files. I did not treat a different recipient copy of the same Message-ID as a separate unique message, and I did not infer that two messages matched merely because their subjects were similar. The ninety-one-file inventory is the defined set I used for this comparison. Eighty-eight of those messages are dated no later than December 29, 2025. I rely only on those eighty-eight to establish the Count V omission count, not on the three files dated December 30, 2025. A broader mailbox screening may flag additional unmatched identifiers, but I do not offer that broader screening count as proof that each additional message was omitted.

8. The records supporting Exhibits G and K-5 show that on May 13, 2026 City counsel Austin Beck told the Attorney General that the Count VII DTRG request had yielded more than 3,000 pages of responsive information, that the vast majority consisted of emails from me to City officials, that perhaps one percent consisted of attorney-client communications, and that he had completed identifying and separating those communications.

9. After counsel's May 13 representation and as of the date I sign this declaration, I did not receive the promised ruling-request copy, an Open Records Division tracking number, the nonprivileged remainder, or a reconciliation identifying which Moring-to-City messages dated on or before December 29, 2025 appeared in the Count V production. I do not equate 3,000 pages with 3,000 emails. On August 3, 2026, I searched the OAG public PIA Decision Database for the period February 1 through August 3, 2026. A "Mount Pleasant" search displayed only two City entries, OR-26-009561-RR / OR2026-018153 and OR-26-020929-RR / OR2026-027532. A separate "Moring" search displayed two additional pending rows but did not identify a governmental body or subject for them. The public display did not identify any listed matter as the Count VII DTRG request. I offer these search results only as limited corroboration of my nonreceipt, not as conclusive proof that

OAG received no unlisted submission. The two OAG database pages reproduced as Conditional Hearing Exhibits S-2 and S-3 are true and correct copies of the public-facing pages I viewed and saved during those searches on August 3, 2026.

10. I reviewed the City's March 10, 2026 IT-documentation production and related native messages. The filed record shows that the City repeatedly routed TPIA search work to Seth Bryan. On February 9, 2026, Ms. Webster sent him the Regulatory Agency Correspondence request pleaded in Count IX and asked him to gather the information.

11. On March 3, 2026, Ms. Webster sent Seth Bryan my separate request concerning the City's email platform, retention, and search/export capability. On March 10, I received the City's response from Ms. Webster. The City's substantive technical answers are shown in red font. Those answers identify Bryan IT as the primary administrator of the City's Microsoft 365 tenant, Microsoft Purview as the tool for e-discovery and public-information searches, and .pst or .msg as available native export formats.

12. For Count IX, I retained and reviewed a non-content directory-level inventory of the three City ZIP archives as delivered. The inventory records 945 file entries: 890 .msg files and 55 non-.msg entries. The March 27 archive contains 480 .msg files and 51 other entries; the April 21 archive contains 290 .msg files and four standalone PDFs; and the May 21 archive contains 120 .msg files. This corrects the 941-file and 51-other-file tally in accepted Supplemental Volume 3, Exhibit K-8, whose companion list omitted the four standalone PDFs in the April archive. The corrected 945-entry total does not change the historical directory count of 890 .msg entries. In my previously completed analysis of the production, I identified 231 messages sent by a Law360-domain sender and fifteen messages involving a sender or recipient using a dshs.texas.gov address. In that completed review, those fifteen messages were largely training, conference, and calendar items; I did not

locate within that fifteen-message subset the substantive Walmart inspection correspondence later produced by DSHS. I report those figures as results of that prior analysis, not as a presently reproducible analysis from an intact Count IX ZIP corpus. I also reviewed accepted Supplemental Volume 3, Exhibit K-13. Its chronology, crosswalk, and native-file manifest identify the September 11, 2025 Ramirez-to-DSHS message family and a DSHS-produced native .msg. Its City-side scan at PDF pages 457–464 expressly identifies "Code Enforcement Inspection.pdf" as an attachment, but the scan does not preserve the native message or the attachment as a separate linked electronic file. I rely on this comparison to identify a missing communication/attachment context, not to opine on the software platform that generated the attachment or on anyone's intent.

13. The City's disclosed Purview query for Count IX used a date ending February 9, 2026. The request called for records through the date of the City's search. The City continued its rolling production through May 21, 2026, but I have not received a statement identifying the query's execution date or reconciling that cutoff with the rolling-production process.

14. After the City required a bond equal to its $234 estimate for the Regulatory Agency Correspondence request, I paid the City $234 by Visa on March 23, 2026. The City-issued customer receipt reproduced in stamped Volume 1, Exhibit I records the transaction as a "Sale" for $234.00. The City delivered records through a SharePoint link, from which I downloaded and reviewed three ZIP archives as delivered.

15. I retained a non-content directory listing of the three archives as delivered. That listing records filenames, production paths, file types, and file counts, but does not contain the contents of the listed records. My numerical inventory of the production is based on that directory listing.

Filed: 8/3/2026 12:00 AM
Carin Carroll
District Clerk
Titus County, Texas
Debbie Swindler

CAUSE NO. 44437

KYLE DOUGLAS MORING,	§	IN THE DISTRICT COURT OF
Petitioner,	§	
	§	
v.	§	TITUS COUNTY, TEXAS
	§	
CITY OF MOUNT PLEASANT, TEXAS,	§	
Respondent.	§	76th JUDICIAL DISTRICT

SUPPLEMENTAL UNSWORN DECLARATION OF KYLE DOUGLAS MORING

AUTHENTICATING SUPPLEMENTAL EXHIBIT R

1. I make this unsworn declaration under Texas Civil Practice and Remedies Code section 132.001. My name is Kyle Douglas Moring. I am over eighteen years of age, of sound mind, capable of making this declaration, and competent to testify. The facts stated in this declaration are within my personal knowledge and are true and correct.

2. I am the Petitioner in this action and the requestor for each public-information request pleaded in my First Amended Petition. I personally requested, received, downloaded, reviewed, and preserved the OAG records described below.

3. On July 2, 2026, at 12:48 p.m., I received an email at [redacted] from TEXAS AG Public Information, texasag@govqa.us, with the subject "[Records Center] Public Information Request :: R032947-061626." The email and attached OAG letter state that the OAG received my request on June 16, 2026 and located attached responsive documents. Exhibit R-1 is a true and correct complete copy of that two-page transmittal.

4. I downloaded and preserved the complete PDF attachments listed in Exhibit R-1. From those full OAG-produced PDF files, I extracted the entire one-page City certification forms identified in the following table:

Ex.	OAG ID	Complete OAG source file	Source page
R-2	OR-25-055840-IC	5._OR-25-055840-IC_Redacted.pdf	309 of 310
R-3	OR-25-059503-IC	10._OR-25-059503-IC.pdf	16 of 17
R-4	OR-26-004942-IC	11._OR-26-004942-IC.pdf	70 of 71
R-5	OR-26-006368-IC	13._OR-26-006368-IC.pdf	75 of 95
R-6	OR-25-057987-IC	7._OR-25-057987-IC.pdf	90 of 91

5. Exhibits R-2 through R-6 are true and correct copies of those entire source pages. I did not retype, crop, annotate, or otherwise alter the source-page content. The exhibit designations appear only in the filing's index and PDF bookmarks. I have retained the complete OAG-produced source PDFs and can identify or provide them at the hearing if requested.

6. Each certification form identifies Candias Webster as the Public Information Officer or authorized representative, bears a blue-script signature in her name and the date April 27, 2026, and checks the first certification option. The production dates and the word "E-mail" appear typed. On the Count III form, Exhibit R-3, the production-date entry reads "12/17/26." I describe only what appears on the copies received from the OAG and offer no independent handwriting opinion. I reproduce that date exactly as written and do not testify in this declaration about why that date appears.

CAUSE NO. 44437

KYLE DOUGLAS MORING,	§	**IN THE DISTRICT COURT**
Petitioner, v.	§	**TITUS COUNTY, TEXAS**
CITY OF MOUNT PLEASANT, TEXAS, Respondent.	§	**76TH JUDICIAL DISTRICT**

PETITIONER'S PROPOSED EXHIBIT U

SELECTED ADMINISTRATIVE-REVIEW, DEFERRAL, AND NOTICE RECORDS

Limited purpose

This compact compilation is offered only to show notice and chronology; a request-specific conflict between a City no-records certification and a City-generated record; the scope and explanatory weight of the administrative determinations; and the OAG's later procedural deferral to Cause No. 44437. It is not offered to establish bad faith or intent, and Petitioner seeks no relief against the Office of the Attorney General, the Titus County District Attorney, or their personnel.

Sensitive information excluded

No underlying Social Security number, customer account number, ACH/wire/routing number, SANE or CPS information, minor-identifying information, or unredacted MPPD report is reproduced. The included pages consist of sanitized notices, official responses, a City certification, and City-counsel correspondence.

Relationship to previously filed Exhibit K

The May 22, 2026 OAG determination already appears in the filed record as Exhibit K / Filed Volume 2, pages 37-42, and is not duplicated here. Exhibit U supplies the later or separately maintained records needed to understand what was submitted, what was decided, and what review was subsequently suspended or closed in deference to this action.

Filing or serving this compilation does not itself admit any page into evidence. Each source page remains subject to authentication, objection, and an express evidentiary ruling.

SOURCE INDEX AND LIMITED-USE MAP

Exhibit pages	Included record and limited relevance
U-004	**April 29, 2026 - OAG Criminal Prosecutions Intake response (source page 1 of 6).** Complete OAG response confirms that two City notifications would be added to the file and separately explains when an additional Section 552.3215 complaint could be reviewed.
U-005-U-006	**May 22, 2026 - sanitized Schneider Electric supplemental notice to Bailey (complete two-page record).** Shows pre-determination notice of apparent customer-account and ACH/wire/routing information without reproducing the underlying financial-access information.
U-007	**May 27, 2026 - transmittal to Bailey, copied to Richardson (complete one-page record).** Shows direct pre-determination delivery of the OpenGov no-records contradiction and requests consideration before a final determination.
U-008-U-009	**May 27, 2026 - City certification and City Manager Vine response (source pages 7-8 of 18).** Pairs the City's sworn no-records/only-requestor-record position with a City-generated acknowledgment stating that the City would investigate and work with partners.
U-010-U-011	**May 28, 2026 - sanitized binder cover and Austin Beck email (source pages 1 and 3 of 16).** Shows submission to Bailey, copied to Richardson, and City counsel's acknowledgment that confidential information was inadvertently released, followed by a deletion demand and warning of potential Section 552.352 penalties.

Excerpt convention: the index identifies every omitted page. Full source PDFs are retained and can be supplied if the Court requests context under the rules of completeness.

SOURCE INDEX AND LIMITED-USE MAP (CONTINUED)

Exhibit pages	Included record and limited relevance
U-012	**May 29, 2026 - Bailey determination (complete one-page record).** States globally that no PIA violation was found in the complaint or supplemental material and adopts the May 22 OAG findings; it contains no request-by-request or incident-specific explanation.
U-013	**May 29, 2026 - Bailey notice concerning the case file and USB drives (complete one-page record).** Confirms possession of both USB drives and states that the case file included Petitioner's submissions and items supplied by Richardson or the City and had been reviewed.
U-014	**May 29, 2026 - Bailey scope clarification (source page 1 of 2).** Reproduces Bailey's complete responsive statement that he evaluated the submissions with regard to the PIA complaint and that no other evaluations were complete; the earlier message continues in the retained source file.
U-015	**July 1, 2026 - ORD closure letter concerning 23 complaints (complete one-page official letter).** Identifies Cause No. 44437 and states that ORD would allow the trial court to resolve the complaint issues and therefore closed its file.
U-016	**July 8, 2026 - Richardson response (source page 1 of 187).** Reproduces Richardson's complete response: the existing determination remained operative unless amended, certification review was suspended in deference to the court action, and the separate TCDA reconsideration would receive follow-up.

SOURCE-INTEGRITY STATEMENT

The reproduced source pages are copied from the identified PDFs without substantive editing or redaction. Only an Exhibit U page label is added. Where fewer than all source pages are included, the included official response or source record is complete on its face, the omission is disclosed above, and the complete source PDF is retained. The sensitive underlying records described in the notices are intentionally excluded.

READABLE EXCERPT — OAG JULY 8 PROCEDURAL STATUS

From	Kent Richardson <Kent.Richardson@oag.texas.gov>
To	Kyle Moring <[redacted]>
Date	July 8, 2026, 11:36 a.m.
Subject	RE: PIA Complaint - City of Mount Pleasant

Mr. Moring,

To answer your first question, yes, the determination issued will remain the determination unless it becomes necessary to amend at some future date.

To answer your second question, a review of the certifications you supplemented has also suspended due to the closure of the complaint as indicated in deference to the court action.

With respect to the request to reconsider the complaint against the Titus County District Attorney, I will also follow-up with Mr. Bailey to address the possible discrepancies in the timeline you note as well as to re-confirm complete release.

Thank you.

LIMITED PURPOSE

Procedural status, continuing revisability, and the stated suspension of certification review in deference to the pending court action. This page replaces the former microprint reproduction in the hearing packet. The complete preserved July 7–8 thread and source PDF control; the excerpt is not offered for the truth of Petitioner’s underlying allegations.

Automated Certificate of eService

This automated certificate of service was created by the efiling system. The filer served this document via email generated by the efiling system on the date and to the persons listed below. The rules governing certificates of service have not changed. Filers must still provide a certificate of service that complies with all applicable rules.

Envelope ID: 119160357
Filing Code Description: No Fee Documents
Filing Description: Petitioner's Limited Supplemental Hearing Brief and Count-Specific Court Review Packet
Status as of 8/27/2026 8:26 AM CST

Case Contacts

Name	BarNumber	Email	TimestampSubmitted	Status
Austin R. Beck		abeck@dtrglaw.com	8/26/2026 11:20:18 PM	SENT
Lea A. Ream		lream@dtrglaw.com	8/26/2026 11:20:18 PM	SENT
Marla Dial		mdial@dtrglaw.com	8/26/2026 11:20:18 PM	SENT