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

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

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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,

I am following up on my February 14, 2026 Texas Public Information Act request titled: “Texas Public Information Act Request – Communications Involving City Attorney Concerning Kyle Moring and Walmart (06/01/2025 – Present),” as well as my March 03, 2026 deadline notice.

As of today, March 06, 2026, I have received no production, no written certification under Tex. Gov’t Code § 552.221(d), no notice under § 552.301(d), no copy of any request for an Attorney General decision, and no written itemized cost estimate under § 552.2615.

The TPIA requires prompt production. If the City wished to withhold responsive information, § 552.301 required the City to request an Attorney General decision within the statutory deadline and to provide the requestor the notice and copy required by § 552.301(d). If the City failed to timely comply, the requested information is presumed public under § 552.302 unless the City can demonstrate a compelling reason to withhold particular information.

In addition, because this request was received after September 01, 2025, I will submit a written complaint to the Office of the Attorney General under Tex. Gov’t Code § 552.328 if the City continues failing to respond as required by § 552.221. Please note that a finding of improper noncompliance may bar the City from assessing costs and, if the City still seeks to withhold information, may require the City to request an Attorney General decision within five business days after OAG notice.

Accordingly, please provide no later than 5:00 p.m. on Monday, March 09, 2026:

1. Written confirmation whether the City requested an Attorney General decision, together with a copy of the request, the specific exceptions asserted, and any OAG tracking/reference number.

2. If no Attorney General request was made, immediate rolling electronic production of responsive records, including emails in .msg/.eml format and attachments in native format where feasible.

3. If the City contends it cannot yet produce the records, the written certification and firm production date required by § 552.221(d).

4. If the City contends charges exceed $40, the written itemized estimate required by § 552.2615.

5. If the City contends there are no responsive records, a written no-records response.

6. If the City contends a previous determination authorizes withholding, written identification of the specific previous determination relied upon.

7. Written confirmation that preservation measures remain in place for all responsive records, including records in City systems and any outside-counsel systems used for City business.

Please treat this email as a renewed preservation demand. Public records subject to an open records request may not be destroyed, deleted, altered, or rendered inaccessible while this request remains pending.

Absent a complete response by the deadline above, I will proceed with an OAG complaint and reserve all other rights and remedies available under Chapter 552.

With gratitude,

Kyle Moring

[redacted] | [redacted]

On Mar 3, 2026, at 5:56 AM, Kyle Moring <[redacted]> wrote:

Good morning,

This email serves as a deadline notice regarding my Texas Public Information Act ("TPIA") request submitted on February 14, 2026, titled: "Texas Public Information Act Request – Communications Involving City Attorney Concerning Kyle Moring and Walmart (06/01/2025 – Present)."

The statutory ten (10) business day deadline under Tex. Gov't Code § 552.301(b) has now expired. If the City intended to withhold any responsive information, Tex. Gov't Code § 552.301(b) required the City to request an Attorney General decision no later than the 10th business day, and Tex. Gov't Code § 552.301(d) required notice to the requestor within the same 10-business-day period identifying the exceptions claimed and stating that the City is seeking an Attorney General ruling. As of today, I have received neither an Attorney General request nor the required § 552.301(d) notice. Failure to timely comply triggers the presumption of openness under Tex. Gov't Code § 552.302.

The TPIA also requires prompt production. *See Tex. Gov't Code § 552.221*. If the City cannot produce the requested information within ten (10) business days, Tex. Gov't Code § 552.221(d) requires written certification and a date and hour within a reasonable time when the information will be available for inspection or duplication. I have not received this certification.

Accordingly, please provide, no later than close of business today:

1. Confirmation whether the City has requested an Attorney General decision for any portion of this request; if so, please provide a copy of the request to the OAG (and the § 552.301(d) notice), the statutory exceptions asserted, and any OAG tracking/reference information available.
2. If the City is not seeking an Attorney General decision, please confirm the production plan and begin rolling electronic production immediately (including emails in .msg/.eml where feasible, with attachments produced in native format where feasible).
3. If the City anticipates charges exceeding $40, please provide the written, itemized estimate required by Tex. Gov't Code § 552.2615 before any costs are incurred.

Please note that the statutory deadline has passed. Failure to timely comply creates a presumption that the requested information is public under § 552.302

Because this request involves potentially responsive records held by or accessible to outside counsel and may coincide with any transition in City Attorney representation, please confirm that preservation measures remain in place for all potentially responsive records in City systems and counsel-related systems used for City business.

Please also provide any City-assigned tracking/reference number for this request, if one has been assigned.

With gratitude,

Kyle Moring

[redacted] | [redacted]

On Feb 14, 2026, at 9:39 AM, Kyle Moring <[redacted]> wrote:

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] | [redacted]