From: Kyle Moring [redacted]
Subject: Re: Texas Public Information Act Request: John Ankrum, Building Official, Cell Phone Call Logs Involving Walmart, OSHA, DSHS, TCEQ, and Regulatory Agency Contacts (June 1, 2025 to Present)
Date: May 15, 2026 at 9:52 AM
To: Candias Webster cwebster@mtpleasanttx.gov
Cc: Austin Beck abeck@dtrglaw.com, Lea Ream lream@dtrglaw.com, Rob Vine rvine@mtpleasanttx.gov, Wesley Lyon wlyon@mtpleasanttx.gov, Carl Hinton chinton@mtpleasanttx.gov, Debbie Corbell dcorbell@mtpleasanttx.gov, Kelly Redfearn kredfearn@mtpleasanttx.gov, Jonathan Hageman jhageman@mtpleasanttx.gov, Melanie Knight melanie.knight@mtpleasanttx.gov

Ms. Webster,

Thank you for your response. I received the City's production. However, I do not agree that the materials produced fully satisfy my May 13, 2026 Texas Public Information Act request, and I respectfully ask the City to reopen or supplement the request.

Mayor and Council Members are copied for transparency and notice only. I am not requesting, inviting, or authorizing any reply all response, group discussion, serial email communication, or deliberation by elected officials through email. Any official response to this Texas Public Information Act request should come only from the City Secretary, the Public Information Officer, or City counsel.

The City's response stated, "Here is all the information we have related to this request," and stated that the request was closed. The materials produced appear to consist of phone screen screenshots for a contact displayed as "Devin Wallace - wal…" rather than carrier generated call detail records, itemized phone records, phone bills, carrier usage records, account level records, native call history exports, text messages, or message exports.

My original request expressly sought, among other things, "call detail records, itemized phone records, phone bills, carrier usage records, call history exports, screenshots, internal records, or other existing records." I did not agree to accept phone screen screenshots as a substitute for carrier generated records, itemized records, account records, text messages, message exports, or other specifically requested public information.

The screenshots do not identify the underlying phone number for the "Devin Wallace - wal…" contact, the cellular account source, the carrier source, the device source, whether the entries were obtained from a local phone history screen or from carrier generated records, whether any calls were omitted because they were deleted from the local phone history, or whether text messages were searched.

Please treat this email both as a request to supplement the City's response to my May 13, 2026 request and as a supplemental Texas Public Information Act request for the following existing public information:

1. All carrier generated call detail records, itemized phone records, phone bills, carrier usage records, account records, account portal exports, monthly statements, call history exports, or other carrier level records for John Ankrum's cell phone number +1 (972) 978-4994, and any other cell phone number used by Mr. Ankrum for City related business, from June 1, 2025 through the date this request is received, limited to calls involving Walmart, OSHA, DSHS, TCEQ, TDLR, or any other regulatory agency involved in Walmart related official business, complaints, inspections, permitting, code compliance, health, safety, environmental, building, occupancy, or enforcement matters.
2. All text messages, SMS messages, MMS messages, iMessages, RCS messages, message threads, message exports, message screenshots, message attachments, message metadata, and other written or electronic communications to or from John Ankrum involving Walmart, OSHA, DSHS, TCEQ, TDLR, Devin Wallace, or any other regulatory agency or regulatory personnel involved in Walmart related official business, complaints, inspections, permitting, code compliance, health, safety, environmental, building, occupancy, or enforcement matters, from June 1, 2025 through the date this request is received.
3. All existing records sufficient to identify the actual telephone number or numbers associated with the contact displayed in the produced screenshots as "Devin Wallace - wal…," including contact cards, address book entries, phone contact records, screenshots, exports, notes, account records, or other records identifying the full contact name, telephone number, employer, title, store location, or Walmart affiliation reflected in City records or in Mr. Ankrum's official business records.
4. All existing records sufficient to identify the actual telephone number associated with the March 4, 2026 incoming call shown in the produced call history screenshots. I have reason to question whether that entry was properly classified as Walmart related because, to my knowledge, Devin Wallace had been working at another store since December 2025. Please produce records showing the underlying number, contact identity, and any related text messages, emails, notes, or call records showing whether the March 4, 2026 call was connected to Walmart related City business.
5. All records reflecting the City's search, collection, preservation, or review of responsive records for my May 13, 2026 request, including any communications to or from John Ankrum asking him to search his personal cell phone, personal cellular account, call logs, text messages, carrier account, phone bills, or other records; any records provided by Mr. Ankrum to the City; and any statement, certification, email, note, or other record reflecting what records were searched and what records were found.
6. All records reflecting how the produced screenshots were created, obtained, transmitted, reviewed, or selected for production, including

any emails, attachments, transmittal messages, notes, or communications involving Mr. Ankrum, the City Secretary's Office, the City Manager's Office, the Building and Development Department, Development Services, Planning, Code Compliance, or counsel.

This supplemental request is limited to Walmart related official business and related regulatory agency communications. It does not seek purely personal calls, purely personal text messages, or unrelated private communications. If a responsive record contains personal, confidential, or nonresponsive information, please redact only that information and produce the remaining responsive portions.

Please produce the requested information in electronic format. For carrier generated call detail records, phone bills, account exports, or message exports, please produce the actual existing electronic record, PDF, CSV, spreadsheet, account export, bill, statement, or other source record if available, rather than a cropped phone screen screenshot or a retyped summary. If the City contends it lacks the technological ability to provide the records in the requested electronic format, please provide the written explanation required by the Public Information Act and produce the records in another mutually acceptable electronic format.

Please do not treat local phone history screenshots as a substitute for specifically requested carrier generated records, itemized phone records, phone bills, carrier usage records, call history exports, text messages, message threads, or account records unless, after a reasonable search, the City confirms that no such additional responsive records exist.

If responsive public information is held by Mr. Ankrum on a personal device, personal cellular account, carrier account, phone bill, messaging application, or other private medium, please treat him as a temporary custodian of public information and make reasonable efforts to obtain the responsive public information for processing under the Act. See Texas Government Code §§ 552.003(7), 552.004, 552.203(4), and 552.233.

If the City contends that no additional responsive records exist, please confirm that in writing and specifically state whether Mr. Ankrum was asked to search or provide:

1. Carrier generated call detail records
2. Itemized phone bills or cellular account records
3. Carrier usage records or account portal exports
4. Text messages and message threads
5. Contact records for "Devin Wallace - wal…"
6. Records identifying the number behind the March 4, 2026 call entry
7. Records from the cell phone number reflected in Exhibit A, +1 [redacted]

If the City contends that any responsive information is confidential or excepted from disclosure, please release all reasonably segregable portions that are not exempt and cite each claimed exception. If the City seeks an Attorney General decision regarding any withheld information, please provide me a copy of the City's request for decision and written arguments as required by the Public Information Act.

Finally, your response states that the request was closed on "05/15/2025," although the response was sent on May 15, 2026. Please confirm whether that was a typographical error and whether the City will reopen or supplement the request in light of the specific records identified above.

Please preserve all responsive records while this request and follow up remain pending, including phone history, text messages, message threads, carrier account records, phone bills, and any records maintained on a personal device or personal cellular account that relate to official City business.

With gratitude,

Kyle Moring
[redacted] | [redacted]

> On May 15, 2026, at 9:27 AM, Candias Webster <cwebster@mtpleasanttx.gov> wrote:
>
> Mr. Moring,
> Here is all the information we have related to this request.
>
> This request is closed 05/15/2025
>
> **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

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, May 13, 2026 8:50 AM
To: Candias Webster <cwebster@mtpleasanttx.gov>
Cc: Austin Beck <abeck@dtrglaw.com>
Subject: Texas Public Information Act Request: John Ankrum, Building Official, Cell Phone Call Logs Involving Walmart, OSHA, DSHS, TCEQ, and Regulatory Agency Contacts (June 1, 2025 to Present)

Good morning,

Pursuant to the Texas Public Information Act, Texas Government Code Chapter 552, I request copies of the following public information:

All existing records, call logs, call detail records, itemized phone records, phone bills, carrier usage records, call history exports, screenshots, internal records, or other existing records showing telephone calls to or from John Ankrum, Building Official for the City of Mount Pleasant, from June 1, 2025 through the date this request is received, limited to calls involving Walmart, OSHA, DSHS, TCEQ, or any other regulatory agency involved in or contacted about Walmart related official business, complaints, inspections, permitting, code compliance, health, safety, environmental, building, occupancy, or enforcement matters.

For purposes of this request, "Walmart" includes any Walmart store, Walmart representative, Walmart employee, Walmart manager, Walmart asset protection or loss prevention personnel, Walmart corporate personnel, Walmart counsel, Walmart property representative, the Walmart location that was the subject of my complaint referenced below, or any phone number or contact known to the City or to Mr. Ankrum to be associated with Walmart.

For purposes of this request, "regulatory agency" includes OSHA, the Occupational Safety and Health Administration, Texas DSHS, the Texas Department of State Health Services, TCEQ, the Texas Commission on Environmental Quality, TDLR, the Texas Department of Licensing and Regulation, and any other federal, state, county, regional, or local regulatory, inspection, licensing, permitting, public health, environmental, workplace safety, fire safety, building safety, code enforcement, or enforcement agency contacted by or communicating with Mr. Ankrum in connection with Walmart related official business, complaints, inspections, permitting, code compliance, health, safety, environmental, building, occupancy, or enforcement matters.

This request includes, but is not limited to, responsive records associated with the cell phone number reflected in the attached **Exhibit A**, +1 [redacted], and any other cell phone number used by Mr. Ankrum for Walmart related City business communications or related regulatory agency communications.

For each responsive call or call log entry, please produce all available metadata that is not exempt from disclosure, including the date, time, call direction, duration, originating number, receiving number, displayed caller or contact name, account or device source, and any notation identifying the contact as Walmart, OSHA, DSHS, TCEQ, or another regulatory agency. I am requesting call log information and metadata, not the audio content of any call.

This request is limited to Walmart related official business calls and related regulatory agency calls. It is not intended to seek purely personal call activity unrelated to City business. If a record contains both responsive and nonresponsive information, please redact only the nonresponsive or confidential information and produce the remainder.

For context, the call reflected in **Exhibit A** occurred on July 18, 2025. **Exhibit A** shows an incoming call at 9:40 a.m. from +1 [redacted], displayed as John Ankrum, with a duration of one minute. That call was made to me in response to my complaint concerning Walmart. I am attaching **Exhibit A** to assist the City in identifying the relevant device, custodian, phone number, and official business context. I am providing this context only to help identify responsive records and custodians; I am not asking the City to answer questions or create new records.

Please search, at minimum, records maintained by or associated with:

1. John Ankrum, Building Official
2. Development Services, including Building and Development, Planning, and Code Compliance
3. The City Secretary's Office
4. The City Manager's Office
5. Any City department, official, or employee involved in Walmart related complaints, permitting, inspections, code enforcement, building matters, occupancy matters, development issues, health and safety issues, environmental issues, or communications
6. Any City records identifying Walmart related contacts or telephone numbers
7. Any City records identifying OSHA, DSHS, TCEQ, or other regulatory agency contacts or telephone numbers related to Walmart
8. Any City records identifying communications between Mr. Ankrum and regulatory personnel concerning Walmart related complaints, inspections, permitting, code compliance, health, safety, environmental, building, occupancy, or enforcement matters

Please preserve responsive records while this request is pending.

Please do not withhold responsive records merely because they are maintained on, generated from, or accessible through a personal cell phone, personal cellular account, or privately owned device. Texas Government Code § 552.002(a) defines public information to include information written, produced, collected, assembled, or maintained in connection with the transaction of official business, including information maintained by an individual officer or employee of a governmental body in the officer's or employee's official capacity that pertains to official business.

The Attorney General has recognized that official business information does not fall outside the Public Information Act merely because it is possessed by an individual official rather than by the governmental body as a whole. See Open Records Decision No. 635 (1995); Open Records Decision No. 425 (1985). ORD 635 further recognizes that information maintained on a privately owned medium and actually used in connection with the transaction of official business may be subject to the Act.

The Attorney General applied that principle directly to personal cell phone records in Open Records Letter No. OR2019-14232 (2019). In that ruling, involving Fort Bend Independent School District, the Attorney General addressed phone records from personal cellular telephones and concluded that a governmental body may not circumvent the Public Information Act by conducting official public business in a private medium. The ruling concluded that, to the extent telephone calls were made in connection with the transaction of

public business, the call log information was subject to the Act and had to be released unless an exception applied. That conclusion was later affirmed in Fort Bend Independent School District v. Paxton, No. 03-22-00052-CV, 2023 WL 4495224 (Tex. App., Austin, July 13, 2023).

The same principle is reflected in other Attorney General rulings involving personal devices used for public business, including Open Records Letter No. OR2009-10843 and Open Records Letter No. OR2013-07393, which recognized that personal cell phone records, text messages, or related records may be subject to the Public Information Act to the extent they relate to official governmental business.

If responsive public information is held by Mr. Ankrum on a personal device, personal cellular account, or other private medium, please treat him as a temporary custodian of public information and make reasonable efforts to obtain the responsive public information for processing under the Act. See Texas Government Code §§ 552.003(7), 552.004, 552.203(4), and 552.233. A current or former officer or employee who maintains public information on a privately owned device is required to preserve or transfer that public information as provided by law.

Please produce responsive records electronically by email if possible. If the City contends that any responsive information is confidential or excepted from disclosure, please release all reasonably segregable portions that are not exempt and cite each claimed exception. If the City seeks an Attorney General decision regarding any withheld information, please provide me a copy of the City's request for decision and written arguments as required by the Public Information Act.

If the City contends that no responsive records exist, or that responsive records are not in the City's possession, custody, or control, please confirm that in writing and state whether Mr. Ankrum was asked to search or provide responsive public information from the cell phone number reflected in Exhibit A.

Please notify me in advance if estimated charges will exceed $40.00 and provide an itemized cost estimate before incurring those charges.

With gratitude,

Kyle Moring
[redacted] | [redacted]

Attachment: Exhibit A, July 18, 2025 call screenshot from John Ankrum / +1 [redacted]



