From: cbailey@co.titus.tx.us
Subject: Re: Request for Intake/Referral Status — MPPD Case [redacted]
Date: October 30, 2025 at 9:44 AM
To: Kyle Moring [redacted]

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In brief, MPPD has consulted with me about this case. I requested that they continue to investigate and to provide me their report once completed.

From: cbailey@co.titus.tx.us
Subject: Re: Request for District Attorney Review – City of Mount Pleasant Conduct and Records Practices (Walmart Store #131)
Date: November 24, 2025 at 10:26 AM
To: Kyle Moring [redacted]

Please forward the documents you mentioned so that I can review them. Thank you.

November 17, 2025 4:35 PM, "Kyle Moring" <[redacted]> wrote:

Mr. Bailey,

We have previously corresponded regarding a concern involving Walmart Store #131 in Mount Pleasant. I am writing now to formally request that your office review a pattern of conduct by the City of Mount Pleasant for possible violations of the Texas Public Information Act and related public integrity offenses, in the context of ongoing safety and permitting concerns at that location.

For background, I am a former Asset Protection Investigator at Walmart Store #131 and the designated representative for current Walmart Store #131 employees during the ongoing OSHA Enforcement inspection at that facility. I am also the complainant in an active OSHA 11(c)/FSMA whistleblower investigation involving Walmart Store #131. In that capacity, I have submitted multiple complaints to state and federal agencies concerning workplace safety, food safety hazards, asbestos violations, and unpermitted construction occurring within the City of Mount Pleasant's jurisdiction.

In summary, my concerns fall into three main areas:

1. Unpermitted work and asbestos non-compliance at Walmart #131

State inspectors have substantiated asbestos-related non-compliance associated with construction activity at Walmart #131. Those projects occurred within the City's jurisdiction and should have been subject to permitting, inspections, and fee/valuation enforcement. City records I have received show inconsistent or missing permits and valuations for significant work at this store, with no apparent enforcement action or recovery of under-collected fees. I am concerned that permitting and inspection records may have been handled in a way that obscures the true scope and compliance history of that work and that these discrepancies extend into the City's CAMA permit feed to Titus CAD, resulting in business personal property and real property appraisals that do not fully reflect the value of completed improvements.

2. Pattern of Public Information Act problems

Since June 2025, I have submitted multiple requests under the Texas Public Information Act. Across different subject areas (food inspections, fire protection, wastewater/stormwater, FOG/grease, and police activity at the store), I have seen:

· Missed 10-business-day deadlines and "request closed" notices instead of timely production or Attorney General requests;

· Cost estimates and charges that do not follow the cost rules;

· "Previously furnished" certifications used to avoid producing later-created records; and

· Written statements that no additional texts/emails/records exist that are contradicted by messages and documents/recordings in my possession or obtained from other agencies (for example, DSHS email threads referencing City referrals, yet the City did not provide these communications).

I have filed Open Records complaints with the Texas Attorney General's Open Government Division. In one instance, the City Secretary, Candias Webster, submitted a certified statement to the Attorney General asserting that all responsive records had previously been furnished under Tex. Gov't Code § 552.232. I subsequently obtained additional City records and third-party agency documents that, in my view, directly conflict with that certification and demonstrate that not all responsive information had in fact been produced.

3. Context of whistleblower activity and possible misuse of City processes

The City and Walmart are aware that I am a complainant in an OSHA 11(c)/FSMA case and that I have reported concerns regarding food safety, workplace safety, asbestos, and permitting to state and federal agencies. [redacted] Combined with the records access issues above, this raises concern about possible misuse of governmental authority and selective handling of information in a whistleblower context.

I understand that only your office can determine whether any of this conduct meets the elements of criminal offenses such as willful violations of the Public Information Act, tampering with governmental records, or abuse of official capacity/official oppression. I am not asking you to prejudge guilt; I am asking that you review the pattern and decide whether a formal investigation is warranted.

At this stage, I am not attaching a full document binder. However, I can provide, upon request:

· Representative copies of my requests and the City's responses;

· Examples of cost estimates, certifications, and “no records” statements;

· Text messages and inspection documents obtained from other agencies that conflict with the City’s representations; and

· A concise timeline tying these materials to the issues summarized above.

I am also willing to meet in person with you or a designated investigator to walk through the chronology and answer questions in more detail.

Thank you for your time and for your service to Titus County. I submit this request in good faith, out of concern for public health, transparency, and the integrity of local enforcement.

Respectfully submitted in good faith,

/s/ **Kyle Douglas Moring**

Former Asset Protection Investigator – Walmart Store #131

Designated Representative of Current Walmart Store #131 Employees

OSHA 11(c)/FSMA Whistleblower Complainant

[redacted]