



January 30, 2015

Mr. Ron G. MacFarlane, Jr.
For the City of Cedar Hill
The MacFarlane Firm
3010 LBJ Freeway, Suite 1200
Dallas, Texas 75234

OR2015-01944

Re: Request for all documents concerning all incidents in which a law enforcement officer employed by your agency discharged a firearm resulting in injury or death of a human being from January 1, 2004 to the present, including all incident reports, police reports and public information report, etc.

Dear Mr. MacFarlane:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 558055.

After reviewing your arguments and the submitted information, we have determined your request does not present a novel or complex issue. Thus, we are addressing your claims in a memorandum opinion. You claim the submitted information may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code. We have considered your arguments and the submitted information and have determined that in accordance with section 552.108(a)(1) you may withhold the submitted information. However, you must release the basic information pursuant to section 552.108(c) of the Government Code. We note the submitted information includes a document that may have been filed with a court. Information filed with a court is generally a matter of public record and may not be withheld from disclosure. Gov't Code § 552.022(a)(17); *Star-Telegram, Inc. v. Walker*, 834 S.W.2d 54 (Tex. 1992). Thus, if the information has been filed with a court, you must release the information.

For more information on the cited exception, please refer to the open government information on our website at <https://www.oag.state.tx.us/open/memorulings.shtml>. You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc: Submitted documents

c: Requestor
(w/o enclosures)