



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

September 21, 2015

Ms. Judith N. Benton
Assistant City Attorney
City of Waco
P.O. Box 2570
Waco, Texas 76702-2570

OR2015-19700

Re: Request for copies of all ballistics reports, autopsy results, police/investigator/crime scene reports, and video of all surrounding area related to the biker shootout at the Twin Peaks bar on 05/17/15; (Waco ORR ID #LGL-15-301)

Dear Ms. Benton:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 587522.

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 are relying on a previous determination, Open Records Letter No. 2015-16352 (2015), for most of the requested information. *See* Open Records Decision No. 673 (2001). 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 some of the submitted information. However, the submitted information includes a document that has 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, you must release the court order.

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)