



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

March 30, 2017

Ms. Katie Leininger  
Assistant City Attorney  
City of Pearland  
3519 Liberty Drive  
Pearland, Texas 77581

OR2017-06652

Re: Request for certified copy of case #09-019912, including pictures or video.

Dear Ms. Leininger:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 658953.

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 marked date(s) of birth must be withheld from the requestor pursuant to section 552.101 of the Government Code. We have considered your arguments and the information and have determined that, except for the requestor's date of birth, you must withhold the dates of birth pursuant to section 552.101 of the Government Code in conjunction with common-law privacy. *Paxton v. City of Dallas*, No. 03-13-00546-CV, 2015 WL 3394061, at \*3 (Tex. App.—Austin May 22, 2015, pet. denied) (mem. op.). The requestor has a right of access to her date of birth. Gov't Code § 552.023 (governmental body may not deny access to person to whom information relates solely on grounds that information is considered confidential by privacy principles).

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

Enc: Submitted documents

c: Requestor  
(w/o enclosures)