



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

June 28, 2017

Ms. Ileana Fernandez
Assistant City Attorney
City of Mesquite
P.O. Box 850137
Mesquite, Texas 75185-0137

OR2017-14485

Dear Ms. Fernandez:

You ask whether certain information is subject to required public disclosure under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 663895.

The City of Mesquite (the "city") received a request for information pertaining to a specified incident. You state you will redact some information pursuant to Open Records Letter No. 2012-01375.¹ You claim portions of the submitted information are excepted from disclosure under sections 552.101 and 552.130 of the Government Code. We have considered the exceptions you claim and reviewed the submitted information.

Section 552.130 of the Government Code provides information relating to a motor vehicle operator's license, driver's license, motor vehicle title or registration, or a personal identification document issued by an agency of this state or another state or country is excepted from public release. Gov't Code § 552.130(a). We agree the information you marked is confidential under section 552.130. We note, however, a portion of this information, which we have marked, may belong to the requestor's client. Section 552.130 protects privacy interests; therefore, if the information we have marked pertains to the

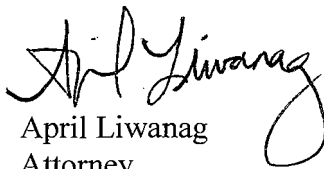
¹Open Records Letter No. 2012-01375 is a previous determination authorizing the city's police department to withhold information in a call sheet that reveals the existence of a motor vehicle lien under section 552.101 of the Government Code in conjunction with common-law privacy, without requesting a decision from this office.

requestor's client, the city may not withhold this information under section 552.130 and must release it. *See id.* § 552.023(a) ("person's authorized representative has a special right of access, beyond the right of the general public, to information held by a governmental body that relates to the person and that is protected from public disclosure by laws intended to protect that person's privacy interests"); Open Records Decision No. 481 at 4 (1987) (privacy theories not implicated when individuals request information concerning themselves). In that instance, the city must withhold the remaining information you have marked under section 552.130. If the information we have marked does not belong to the requestor's client, the city must withhold all the information you have marked under section 552.130.²

This letter ruling is limited to the particular information at issue in this request and limited to the facts as presented to us; therefore, this ruling must not be relied upon as a previous determination regarding any other information or any other circumstances.

This ruling triggers important deadlines regarding the rights and responsibilities of the governmental body and of the requestor. For more information concerning those rights and responsibilities, please visit our website at http://www.texasattorneygeneral.gov/open/orl_ruling_info.shtml, or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act may be directed to the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,


April Liwanag
Attorney
Open Records Division

AML/tdw

Ref: ID# 663895

Enc. Submitted documents

c: Requestor
(w/o enclosures)

²As our ruling is dispositive, we need not address your remaining argument against disclosure of this information.