



KEN PAXTON  
ATTORNEY GENERAL OF TEXAS

August 9, 2017

Ms. Julie Pandya Doshier  
Counsel for City of Highland Village  
Nichols, Jackson, Dillard Hager & Smith, L.L.P.  
1800 Ross Tower  
500 North Akard  
Dallas, Texas 75201

OR2017-17938

Re: Request for all police reports/records on 07/15/17 at named location including Report No. 17007762 (File Reference # 2017-158; 88662)

Dear Ms. Doshier:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 678884.

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 information marked as "552.108" may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code. Upon review of your arguments and the information, we conclude you may withhold some of the information marked as "552.108" under section 552.108(a)(1). We agree you must withhold the marked motor vehicle record information in accordance with section 552.130 of the Government Code. Lastly, you must withhold the marked date(s) 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.). We note the submitted information includes information that may have been filed with a court (page 9). 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.texasattorneygeneral.gov/og/memorulings>. You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc: Submitted documents

c: Requestor  
(w/o enclosures)