



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

August 25, 2017

Ms. ANN-MARIE SHEELY
ASSISTANT COUNTY ATTORNEY
COUNTY OF TRAVIS
P.O. BOX 1748
AUSTIN, TEXAS 78767

OR2017-19541

Re: Request for probable cause affidavit and complaint for Case # 17-10157 involving an animal bite

Dear Ms. Sheely:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 680946.

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 the information marked as "552.108" under section 552.108(a)(1). Lastly, you must withhold one of the marked 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.). However, the requestor has a right of access to her date of birth and her child's, and you must release them to her. See Gov't Code § 552.023(b) (governmental body may not deny access to person to whom information relates, or that person's representative, 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)