



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

November 6, 2017

Mr. Sam Elsass
Legal Assistant
Texas Department of Public Safety
P O Box 4087
Austin, Texas 78773-0001

OR2017-25394

Re: Request for the arrest report for my arrest which occurred on 09/26/2017 for possession under 2 oz and tampering with evidence; PIR #17-7462

Dear Mr. Elsass:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 690512.

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 submitted information may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code. Upon review of your arguments and the submitted information, we conclude you may withhold the submitted information under section 552.108(a)(1). However, you must release the basic information pursuant to section 552.108(c) of the Government Code. We note the submitted information includes information that may have 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, 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)