



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

February 1, 2019

Mr. Robert G. Schleier Jr.  
Counsel for City of Kilgore  
Law Office of Robert G. Schleier Jr.  
116 North Kilgore Street  
Kilgore, Texas 75662

OR2019-02988

Re: Request for all reports for the named individuals from 2015 to present and 07/01/17 to present

Dear Mr. Schleier Jr.:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 756186.

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 state you do not have information pertaining to one of the individuals at issue.<sup>1</sup> Upon review of your arguments and the information at issue, we conclude you must withhold report number 1507-0076 pursuant to section 552.101 of the Government Code in conjunction with section 58.008(b) of the Family Code.<sup>2</sup> You claim report number 1507-1823 may be withheld from the requestor pursuant to section

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<sup>1</sup> The Act does not require a governmental body to release information that did not exist when a request for information was received or to prepare new information in response to a request. *See Econ. Opportunities Dev. Corp. v. Bustamante*, 562 S.W.2d 266, 267-68 (Tex. Civ. App.—San Antonio 1978, writ dismissed); Open Records Decision Nos. 605 at 2 (1992), 452 at 3 (1986), 362 at 2 (1983).

<sup>2</sup> Although you raise section 552.101 of the Government Code in conjunction with section 58.007(c) of the Family Code, we note the 85th Legislature repealed this provision effective September 1, 2017. Act of May 28, 2017, 85th Leg., R.S., ch. 746, § 21, 2017 Tex. Sess. Law Serv. 3173, 3187.

552.108(a)(1) of the Government Code. Upon review of your arguments and report number 1507-1823 , we conclude you may withhold report number 1507-1823 under section 552.108(a)(1). However, you must release the basic information from report number 1507-1823 pursuant to section 552.108(c) of the Government Code.

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)