



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

March 15, 2019

Mr. Mark G. Mann
Senior Assistant City Attorney
City of Garland
P.O. Box 469002
Garland, Texas 75046-9002

OR2019-07244

Re: Requests for incident reports, photographs, and search warrants related to investigations of two named individuals.

Dear Mr. Mann:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 754843 (GCA 18-0854).

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 have released some information. You state you do not possess the requested search warrants.¹ We note some of the submitted information, which we have marked, is not responsive to the instant request because it was created after you received the request. This ruling does not address the public availability of any information that is not responsive to the request and you are not required to release such information in response to this request. You claim the submitted information must be withheld from the requestor pursuant to section 552.101 of the Government Code. Upon review of your arguments and the submitted information, we conclude you must withhold

¹The Act does not require a governmental body to release information that did not exist when it received a request, create responsive information, or obtain information that is not held by the governmental body or on its behalf. See *Economic Opportunities Dev. Corp. v. Bustamante*, 562 S.W.2d 266 (Tex. Civ. App.—San Antonio 1978, writ dismissed); Open Records Decision Nos. 605 at 2 (1992), 555 at 1 (1990), 452 at 3 (1986), 362 at 2 (1983).

the submitted information pursuant to section 552.101 of the Government Code in conjunction with section 261.201 of the Family 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)