



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

May 13, 2019

Mr. Thomas Bailey  
Legal Services  
Via Metropolitan Transit  
123 North Medina Street  
San Antonio, Texas 78207

OR2019-12661

Re: Request for video, incident reports, photos, etc. regarding named individual for an incident on 12/21/2018

Dear Mr. Bailey:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 768033.

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. Initially, we note you only submitted a video recording. To the extent any additional responsive information existed on the date you received the request, we assume you have released it. If you have not released any such information, you must do so at this time. *See* Gov't Code §§ 552.301(a), .302; *see also* Open Records Decision No. 664 (2000) (if governmental body concludes no exceptions apply to requested information, it must release information as soon as possible). You claim the video recording(s) must be withheld from the requestor in its entirety pursuant to section 552.130 of the Government Code because you lack the technological capability to redact the motor vehicle record information not pertaining to the requestor from the recording. Thus, we agree you must withhold the video recording(s) pursuant to section 552.130 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 document

c: Requestor  
(w/o enclosure)