



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

July 9, 2019

Mr. Evaristo Garcia Jr.
Assistant City Attorney
City of McAllen
P.O. Box 220
McAllen, Texas 78505-0220

OR2019-18548

Re: PIR# W028160-041719

Dear Mr. Garcia:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 773913.

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 and have no information responsive to portions of the request.¹ You claim the submitted 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 submitted 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)

¹The Act does not require a governmental body that receives a request for information to create information that did not exist when the request was received. See *Econ. 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), 563 at 8 (1990), 555 at 1-2 (1990), 452 at 3 (1986), 362 at 2 (1983).