



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

August 7, 2019

Mr. James Kopp  
Assistant City Attorney  
City of San Antonio  
P.O. Box 839966  
San Antonio, Texas 78207

OR2019-21790

Re: Request for investigative file for a specified incident.

Dear Mr. Kopp:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 779450 (COSA File No. W265754).

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 representative sample of information may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code.<sup>1</sup> 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 was 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, the information we have indicated has been filed with a court and you must release it pursuant to section 552.022(a)(17) of the Government Code. In releasing the information filed with a court, you must withhold the motor vehicle record information we have marked in accordance with section 552.130 of the Government Code.

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<sup>1</sup>We assume the "representative sample" of records submitted to this office is truly representative of the requested records as a whole. See Open Records Decision Nos. 499 (1988), 497 (1988). This open records letter does not reach, and therefore does not authorize the withholding of, any other requested records to the extent that those records contain substantially different types of information than that submitted to this office.

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)