



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

November 7, 2019

Ms. Debra L. Goetz
Counsel for McAllen Independent School District
Atlas, Hall & Rodriguez, LLP
P.O. Box 3725
McAllen, Texas 78502-3725

OR2019-31396

Re: Request for 2 Requests for information pertaining to an incident involving the requestor's child on October 11, 2017

Dear Ms. Goetz:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 803573.

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 information marked as "552.108" may be withheld from the requestor pursuant to section 552.108(a)(2) of the Government Code. Upon review of your arguments and the information, we conclude you may withhold the information marked as "552.108" under section 552.108(a)(2). Further, you must withhold the marked date(s) of birth pursuant to section 552.101 of the Government Code in conjunction with common-law privacy. *Paxton v. City of Dallas*, No. 03-13-00546-CV, 2015 WL 3394061, at *3 (Tex. App.—Austin May 22, 2015, pet. denied) (mem. op.). You must release the remaining information.¹

For more information on the cited exception, please refer to the open government information on our website at <https://www.texasattorneygeneral.gov/open->

¹We note the requestor has a right of access to the information at issue pursuant to section 261.201(k) of the Family Code. See Fam. Code § 261.201(k); *but see id.* § 261.201(l)(2). If you receive another request for this information from a different requestor, you must again seek a ruling from this office. See Gov't Code §§ 552.301, .302; Open Records Decision No. 673 (2001).

[government/governmental-bodies/open-records-memorandum-rulings.](#) You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc. Submitted documents

c: Requestor
(w/o enclosures)