



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

January 3, 2020

Mr. Matthew J. Longoria  
Counsel for the City of Schertz  
Denton Navarro Rocha Bernal & Zech, P.C.  
2517 North Main Avenue  
San Antonio, Texas 78212-4685

OR2020-00117

Re: Request for four categories of information related to a specified request for information and a named individual (PIA 19-313)

Dear Mr. Longoria:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 807242.

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 the city does not maintain information responsive to a portion of the request.<sup>1</sup> You claim the information you have marked may be withheld from the requestor pursuant to section 552.107 of the Government Code. Upon review of your arguments and the submitted information, we conclude you may withhold the information you have marked under section 552.107.<sup>2</sup>

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

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<sup>1</sup> The 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).

<sup>2</sup> As our ruling is dispositive, we need not address your remaining argument against disclosure of this information.