



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

January 22, 2020

Ms. Marie N. Johnson  
Counsel for the City of Balch Springs  
Messer Fort & McDonald  
6371 Preston Road, Suite 200  
Frisco, Texas 75034

OR2020-01993

Re: Request for dash body cam, intoxilyzer, notes, reports, statements, DIC 23, 24, 25, 26 of report 19-400648 and M1911231 (ORR B120919AS)

Dear Ms. Johnson:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 815148.

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 information may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code. Upon review, we find you must release the DIC-24 Statutory Warning and the DIC-25 Notice of Suspension. In releasing the DIC-24 and DIC-25 forms, you must withhold the driver license information under section 552.130 of the Government Code and the date 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.). Upon review of your arguments and the remaining information, we conclude you may withhold the remaining information under section 552.108(a)(1). However, you must release the basic information pursuant to section 552.108(c) 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/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)