



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

February 5, 2020

Mr. Robert Schell  
Assistant County & District Attorney  
Ellis County  
109 South Jackson Street  
Waxahachie, Texas 75165

OR2020-03413

Re: Request for report re theft burglary on 10/28/19

Dear Mr. Schell:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 810337.

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)(1) 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)(1). We agree you must withhold the marked motor vehicle record information in accordance with section 552.130 of the Government Code. We further find you must withhold the marked e-mail address(es) under section 552.137 of the Government Code, unless their owner(s) affirmatively consent to their public disclosure or subsection (c) applies. Lastly, 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.).

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)