



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

July 7, 2020

Mr. Robert Carroll
Senior Assistant City Attorney
City of Odessa
P.O. Box 4398
Odessa, Texas 79760-4398

OR2020-16975

Re: Request for information related to incident report number 19-0030693 on 09/04/19
City ID #P002979-041620)

Dear Mr. Carroll:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 834995 (City ID #P002979-041620).

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.¹ We understand you have released some information. You claim the submitted information must be withheld from the requestor. Upon review of your arguments and the submitted information, we conclude you must withhold the submitted information pursuant to section 552.101 of the Government Code in conjunction with section 1701.661(f) of the Occupations Code.²

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)

¹ We note you did not comply with section 552.301(e) of the Government Code and section 1701.662(a) of the Occupations Code in requesting a ruling from this office. *See* Gov't Code § 552.301(b); Occ. Code § 1701.661(a). Nonetheless, because section 552.101 of the Government Code can provide a compelling reason to overcome the presumption of openness, we will consider its applicability to the submitted information. *See* Gov't Code §§ 552.007, .302, .352.

² As we are able to make this determination, we do not address the applicability of section 1701.661(a) of the Occupations Code to the submitted body worn camera video recording. *See generally* Occ. Code § 1701.661(a), (e).