



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

August 6, 2020

Mr. Davis Woudwyk  
Assistant Criminal District Attorney  
County of Smith  
100 North Broadway, Fourth Floor  
Tyler, Texas 75702

OR2020-19687

Re: Request for information pertaining to a specified incident

Dear Mr. Woudwyk:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 838976.

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 of your arguments and the submitted information, we conclude you may withhold the submitted information under section 552.108(a)(1). However, you must release the basic information pursuant to section 552.108(c) of the Government Code.<sup>1</sup> We note the submitted information includes information that may have been filed with a court. Information filed with a court is generally a matter of public record and may not be withheld from disclosure. Gov't Code § 552.022(a)(17); *Star-Telegram, Inc. v. Walker*, 834 S.W.2d 54 (Tex. 1992). Thus, if the information we have marked has been filed with a court, you must release this information.

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

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<sup>1</sup> As our ruling is dispositive, we need not address the remaining arguments against disclosure, except to note basic information held to be public in *Houston Chronicle* is generally not excepted from public disclosure under section 552.103 of the Government Code. Open Records Decision No. 597 (1991).

[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)