



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

October 30, 2020

Mr. Kevin Bailey  
Assistant City Attorney  
City of Midland  
P.O. Box 1152  
Midland, Texas 79701

OR2020-27283

Re: Request unreleased information regarding Case # 190823043; (ORR M031089-080720)

Dear Mr. Bailey:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 852787 (COM Req. ID Nos. M031089-080720 and M031209-082120).

After reviewing your arguments and the submitted information, we have determined your request does not present a novel or complex issue.<sup>1</sup> 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)(2) 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)(2).<sup>2</sup> 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->

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<sup>1</sup> We note the Midland Police Department (the "department") received an initial request for the same information from this requestor on September 3, 2019. In response to the initial request, the department released basic information to the requestor within five business days and withheld certain information under section 552.108(a)(1) of the Government Code, pursuant to the previous determination this office issued to the department in Open Records Letter No. 2016-26326 (2016). Subsequently, the requestor made a second and third request for the same information on August 6, 2020, and August 21, 2020, respectively.

<sup>2</sup> As our ruling is dispositive, we need not address the remaining arguments against disclosure of the submitted information.

[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)