



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

January 31, 2022

Ms. Savannah L. Koehler
Assistant City Attorney
City of New Braunfels
550 Landa Street
New Braunfels, Texas 78130

OR2022-02786

Re: ORR#4968-21

Dear Ms. Koehler:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 928560 (ORR#4968-21).

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 Exhibit D must be withheld from the requestor pursuant to section 552.101 of the Government Code. The information at issue reveals the requestor knows the identity of the individual involved as well as the nature of the information at issue. Therefore, withholding only the individual's identity or certain details of the incident from the requestor would not preserve the subject individual's common-law right of privacy. Accordingly, to protect the privacy of the individual to whom the information relates, you must withhold Exhibit D in its entirety under section 552.101 of the Government Code in conjunction with common-law privacy. You claim Exhibit C may be withheld from the requestor pursuant to section 552.108(a)(2) of the Government Code. Upon review of your arguments and the information at issue, we conclude you may withhold Exhibit C under section 552.108(a)(2). However, you must release the basic information from Exhibit C 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)