



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

February 16, 2022

Ms. Ginger Gaus
Custodian of Records
Webster Police Department
217 Pennsylvania Avenue
Webster, Texas 77598

OR2022-04608

Re: Request for report 21-01682 on 07/13/2021; PIR PD-149-2021

Dear Ms. Gaus:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 931370.

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 state you have released some information to the requestor. You claim the submitted video recordings must be withheld from the requestor in their entirety pursuant to section 552.130 of the Government Code because you lack the technological capability to redact the motor vehicle record information not pertaining to the requestor's client from the recording. Thus, we agree you must withhold the submitted video recordings in their entirety pursuant to section 552.130 of the Government Code.¹

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.

c: Requestor

¹ We note, because section 552.130 can provide a compelling reason to overcome the presumption of openness, we need not consider whether the department complied with section 552.301 of the Government Code in requesting a ruling from this office. See Gov't Code § 552.301(b), (e); see also *id.* §§ 552.007, .302, .352.