



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

March 9, 2022

Ms. Alicia K. Kreh  
Counsel for the City of Benbrook  
Taylor, Olson, Adkins, Sralla, Elam, L.L.P.  
6000 Western Place, Suite 200  
Fort Worth, Texas 76107

OR2021-07131

Re: Request for information pertaining to an accident on 11/27/21

Dear Ms. Kreh:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 939181.

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 marked information must be withheld from the requestor pursuant to section 552.130 of the Government Code. We agree you must withhold the marked motor vehicle record information in accordance with section 552.130 of the Government Code. You claim the 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 from the recordings. Thus, we agree you must withhold the video recordings pursuant to section 552.130 of the Government Code. Lastly, you must withhold the marked date of birth pursuant to section 552.101 of the Government Code in conjunction with common-law privacy. *Paxton v. City of Dallas*, No. 03-13-00546-CV, 2015 WL 3394061, at \*3 (Tex. App.—Austin May 22, 2015, pet. denied) (mem. op.).

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)