



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

July 7, 2022

Ms. Josi Diaz
Assistant City Attorney
City of Dallas
1400 Botham Jean
Dallas, Texas 75215

OR2022-19451

Re: Request for ORR D006687

Dear Ms. Diaz:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 957795.

After reviewing your arguments, 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 requested information must be withheld from the requestor. A request to compile an individual's criminal history implicates this person's privacy. We have concluded such a compilation is highly embarrassing information and is generally not of legitimate concern to the public. Therefore, to the extent you maintain law enforcement records depicting the named individuals as suspects, arrestees, or criminal defendants, you must withhold the requested information under section 552.101 of the Government Code in conjunction with common-law privacy.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.

Enc. Submitted documents

c: Requestor
(w/o enclosures)

¹ We note you did not comply with section 552.301 of the Government Code in requesting a ruling from this office. *See* Gov't Code § 552.301(b). Nonetheless, because section 552.101 of the Government Code can provide a compelling reason to overcome the presumption of openness, we will consider its applicability to the submitted information. *See id.* §§ 552.007, .302, .352. We note, although the requestor is an investigator from the Office of Inspector General of the Texas Health and Human Services Commission, the requestor does not identify any specific statutory provision that would provide her a right of access under state or federal law to the information being withheld. *See* Open Records Decision Nos. 598 (1991), 583 (1990), 451 (1986).