



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

September 7, 2022

Mr. David V. Overcash  
Counsel for the City of Princeton  
Wolfe, Tidwell & McCoy, L.L.P.  
2591 Dallas Parkway, Suite 300  
Frisco, Texas 75034

OR2022-27229

Re: Request for records from case 22084970 involving the requestor's client

Dear Mr. Overcash:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 970733 (Ref. No. W030160-061422).

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 will redact dates of birth pursuant to a previous determination issued in Open Records Letter No. 2021-26507 (2021).<sup>1</sup> 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 also claim some of 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's client from the recording. Thus, we agree you must withhold the video recordings you indicated pursuant to section 552.130 of the Government Code. The remaining information must be released.<sup>2</sup>

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<sup>1</sup> Open Records Letter No. 2021-26507 is a previous determination issued to the city authorizing it to withhold the dates of birth of public citizens under section 552.101 of the Government Code in conjunction with common-law privacy without requesting a decision from this office.

<sup>2</sup> We note, although you refer to section 552.108 of the Government Code and section 552.101 of the Government Code in conjunction with section 261.201 of the Family Code in the submitted supplemental materials, because you have not provided any arguments to support these provisions, we assume you have withdrawn any claim these provisions apply to the submitted information. *See* Gov't Code §§ 552.301, .302. In addition, as you acknowledge, the requestor has a right of access to some of the information being released on behalf of her client. *See id.* § 552.023(a) (governmental body may not deny access to person to whom information relates or person's agent on ground that information is considered confidential by privacy

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)