



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

November 7, 2022

Ms. Robyn Katz
Assistant City Attorney
City of Austin
P.O. Box 1088
Austin, Texas 78767

OR2022-34604

Re: Z007461

Dear Ms. Katz:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 983629.

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. Initially, we note the requestor only asked for video recordings. This ruling does not address the public availability of any information that is not responsive to the request and you are not required to release such information in response to this request. You claim the submitted responsive information may be withheld from public disclosure pursuant to section 552.108(a)(1) of the Government Code on behalf of another law enforcement agency with a law enforcement interest.¹ Further, you inform this office the other law enforcement agency objects to the disclosure of the information because it relates to an ongoing criminal case and release would interfere with the case. Thus, we conclude you may withhold the submitted responsive information pursuant to section 552.108(a)(1) on behalf of the other law enforcement agency.

For more information on the cited exception, please refer to the open government information on our website at <https://www.texasattorneygeneral.gov/open->

¹We note you did not comply with section 552.301 of the Government Code in requesting this decision. *See* Gov't Code § 552.301(e). Nonetheless, the need of a governmental body, other than the governmental body that failed to timely seek an open records decision, to withhold information under section 552.108 of the Government Code can provide a compelling reason sufficient to overcome the presumption of openness. *See* Open Records Decision No. 586 (1991).

[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)