



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

December 1, 2022

Ms. Kayla Sweet
Records
Van Alstyne Police Department
P.O. Box 247
Van Alstyne, Texas 75495

OR2022-37144

Re: Request for five categories of information related to a specified incident

Dear Ms. Sweet:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 987307.

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. We understand you have released some information and you do not have information responsive to portions of the request.¹ 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 recording. Thus, we agree you must withhold the video recordings pursuant to section 552.130 of the Government Code.

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 the Act does not require a governmental body to disclose information that did not exist at the time the governmental body received the request for information. *Econ. Opportunities Dev. Corp. v. Bustamante*, 562 S.W.2d 266 267-68 (Tex. Civ. App.—San Antonio 1978, writ dismissed); Open Records Decision Nos. 605 at 2 (1992), 452 at 3 (1986), 362 at 2 (1983).