



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

December 20, 2022

Mr. Stephen D. Gates
First Assistant City Attorney
City of Midland
P.O. Box 1152
Midland, Texas 79702

OR2022-39657

Re: Request for all information involving specified incidents at a specified address on specified dates (ORR# M038769-092322)

Dear Mr. Gates:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 990329.

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 have released basic information pursuant to section 552.108(c) of the Government Code and claim the submitted information may be withheld from the requestor pursuant to section 552.108 of the Government Code. You claim Exhibits B and D may be withheld from the requestor pursuant to section 552.108(a)(1) and Exhibits C and E may be withheld pursuant to section 552.108(a)(2) of the Government Code. Upon review of your arguments and the information, we conclude you may withhold Exhibits B and D under section 552.108(a)(1) and Exhibits C and E under section 552.108(a)(2).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 As our ruling is dispositive, we need not address your remaining arguments against disclosure of the submitted information, including the applicability of section 1701.661(a) of the Occupations Code to the submitted video recordings. *See generally* Occ. Code § 1701.661(a), (e).