



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

October 8, 2004

Mr. J. David Dodds, III
Nichols, Jackson, Dillard, Hager & Smith L.L.P.
1800 Lincoln Plaza
500 North Akard
Dallas, Texas 75201

OR2004-8547

Re: Request for incident report no. 200408123

Dear Mr. Dodds:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 213562.

After reviewing your arguments and the submitted information, we have determined that your request does not present a novel or complex issue. Thus, we are addressing your claims in a memorandum opinion. You claim that the videotape may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code. We have considered your arguments and the submitted information and have determined that in accordance with section 552.108(a)(1) you may withhold the videotape. To the extent that any other investigative information exists, we assume you have released it. See Gov't Code § 552.301, .302.

For more information on the cited exception, as well as information on the rights and obligations of governmental bodies and requestors, please refer to open government information contained on the Office of the Attorney General website at www.oag.state.tx.us. You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc: Submitted documents

cc: Corneliss Kasey
8080 North Central Expressway, Suite 950
Dallas, Texas 75206
(w/o enclosures)

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