



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

October 28, 2005

Mr. Jeff Lopez
Assistant General Counsel
Office of General Counsel
P.O. Box 4087
Austin, Texas 78773-0001

OR2005-09775

Re: Request for the investigation of a fatal accident that occurred on August 5, 2005 in Brazos County

Dear Mr. Lopez:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 238704.

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 submitted information 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 submitted information. However, you must release the basic information, except for the arrestee's social security number, which is confidential under section 552.147 of the Government Code.⁽¹⁾

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: James G. Rodriguez
Solar & Padilla, LLP
2800 Post Oak Blvd., Suite 111
Houston, Texas 77056
(w/o enclosures)

Footnotes

1. We note that the submitted information includes court documents. Information filed with a court is generally a matter of public record and may not be withheld from disclosure. Gov't Code § 552.022(a)(17); *Star-Telegram, Inc. v. Walker*, 834 S.W.2d 54 (Tex. 1992). Thus, if the information has been filed with a court, you must release the information.

POST OFFICE BOX 12548, AUSTIN, TEXAS 78711-2548 TEL: (512) 463-2100 WEB:WWW.OAG.STATE.TX.US

An Equal Employment Opportunity Employer

[Home](#) | [ORLs](#)