



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

March 31, 2008

Mr. Jerris Penrod Mapes  
Assistant City Attorney  
Killeen Police Department  
402 North Second Street  
Killeen, Texas 76541-5298

OR2008-04166

Re: Request for case number 08-002806

Dear Mr. Mapes:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 310996.

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 requested test results and seized items. Because you have not submitted the search warrant, we assume you have released it. The rest of the submitted information is not responsive to the request, and this decision does not address it.

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](http://www.oag.state.tx.us). You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc: Submitted documents

cc: Mr. Joseph Presley  
1101 Bluebird Drive, #25  
Harker Heights, Texas 76548  
(w/o enclosures)