



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

October 9, 2008

Ms. Kimberly R Lafferty
Nichols Jackson Dillard Hagar Smith LLP
Counsel for City of Bartonville
1800 Lincoln Plaza 500 North Akard
Dallas Texas 75201

OR2008-13861

Re: Request for a copy of the probable cause affidavit and accompanying narrative related to Terrance Dean Taylor's arrest on or about 09/04/08 for the offense of deadly conduct, discharge of firearm

Dear Ms. Lafferty:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 329265.

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 request probable cause affidavit and narrative information. However, you must release the basic information, including a detailed description of the offense, pursuant to section 552.108(c) of the Government Code.

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: Mr. Timothy E. Powers
1500 East McKinney Street, Suite 200
Denton, Texas 76209
(w/o enclosures)