



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

August 26, 2009

Mr. Mike Kelly
Assistant Chief
Nacogdoches Police Department
P.O. box 635030
Nacogdoches, Texas 75963-5030

OR2009-12028

Re: Request for info regarding the results of the Blood Alcohol Content testing, the charge of DWI with Child Passenger and possible charges for possible Felony Intoxicated Assault for aggravated injuries to our client and whether there has been a warrant issued to date for the arrest of named person pertaining to an accident on 02/04/08

Dear Mr. Kelly:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 359473.

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 claim 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, including the property involved, 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

c: Requestor
(w/o enclosures)