



ATTORNEY GENERAL OF TEXAS

GREG ABBOTT

April 13, 2010

Mr. Mark G. Mann
Assistant City Attorney
City of Garland
P.O. Box 469002
Garland, Texas 75046-9002

OR2010-05165

Re: Request for a copy of police report # 2010R005527 related to an incident that occurred on 03/13/10 at a specified address

Dear Mr. Mann:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 381886 (GCA 10-0238).

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 information marked in red 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 information marked in red. You also claim the information marked in green is excepted from public disclosure pursuant to section 552.130 of the Government Code. We agree you must withhold the information marked in green in accordance with section 552.130¹.

¹We note you redacted the Texas license plate type pursuant to Open records Decision No. 684 (2009), a previous determination to all governmental bodies authorizing them to withhold ten categories of information, including some types of Texas motor vehicle record information under section 552.130 of the Government Code, without the necessity of requesting an attorney general decision. However, Open records Decision No. 684 did not grant a previous determination allowing an agency to withhold the Texas license plate type without seeking an attorney general decision.

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: Requestor
(w/o enclosures)