



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

April 26, 2010

Ms. P. Armstrong
Assistant City Attorney
Criminal Law and Police Section
City of Dallas
1400 South Lamar
Dallas, Texas 75215

OR2010-05878

Re: Request for a copy of videotaped field sobriety test administered to named person, arrested regarding case no. 47681X on 2/18/10 for DUI, also seeking copy of intake videotape and blood/ alcohol test given to named person

Dear Ms. Armstrong:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 383456.

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 requested recordings. You have not submitted the requested blood alcohol test. Thus to the extent it exists, we must assume you have released it. *See* Gov't Code §§552.301, .302. 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. You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc: Submitted documents

c: Requestor
(w/o enclosures)