ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

February 27, 2012

Ms. Linda Pemberton
City of Killeen
P.O. Box 1329
Killeen, Texas 76540

OR2012-02943

Re: Request for copies of all documents, filings and other materials (radio transcripts, officer notes, photos, and officer duty logs), any and all relevant material related to Killeen Police Department's call for service executed at 4210 Windwood Dr. on 12/4/2010. Report #10-017330; Killen ID #W007270

Dear Ms. Pemberton:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 451227.

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 pursuant to section 552.108(c) of the Government Code. We also note the submitted information includes court orders that may have been filed with a court. Information filed with a court is generally a matter of public record and may not be withheld from disclosure. Gov't Code § 552.022(a)(17); *Star-Telegram, Inc. v. Walker*, 834 S.W.2d 54 (Tex. 1992). Thus, if the information has been filed with a court, you must release the information.

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.