



**ATTORNEY GENERAL OF TEXAS**  
**GREG ABBOTT**

June 25, 2012

Ms. Cara Leahy White  
Counsel for the City of Benbrook  
Taylor, Olson, Adkins, Sralla, Elam, L.L.P.  
6000 Western Place, Suite 200  
Fort Worth, Texas 76107

OR2012-09784

Dear Ms. White:

You ask whether certain information is subject to required public disclosure under the Public Information Act (the "Act"), chapter 552 of the Government Code. Your request was assigned ID# 457274.

The Benbrook Police Department (the "department"), which you represent, received a request for a 9-1-1 audio recording pertaining to a specified report. You claim the submitted information is excepted from disclosure under section 552.130 of the Government Code. We have considered the exception you claim and reviewed the submitted information.

Section 552.130 of the Government Code provides that information relating to a motor vehicle title or registration issued by a Texas agency or an agency of another state or country, is excepted from public release. Gov't Code § 552.130(a)(2). Upon review, we find the submitted audio recording contains a license plate number. Therefore, the department must withhold this information, which we have indicated, under section 552.130 of the Government Code.

You claim the department lacks the technical capacity to redact the information at issue from the submitted audio recording. However, because the department had the ability to copy the submitted audio recording in order to submit the requested information for our review, we believe the department has the capacity to produce a copy of only the non-confidential portions of the submitted audio recording. Therefore, we find the department must withhold

the information in the audio recording we have indicated under section 552.130 of the Government Code. The department must release the remaining information in the audio recording to the requestor.

This letter ruling is limited to the particular information at issue in this request and limited to the facts as presented to us; therefore, this ruling must not be relied upon as a previous determination regarding any other information or any other circumstances.

This ruling triggers important deadlines regarding the rights and responsibilities of the governmental body and of the requestor. For more information concerning those rights and responsibilities, please visit our website at [http://www.oag.state.tx.us/open/index\\_orl.php](http://www.oag.state.tx.us/open/index_orl.php), or call the Office of the Attorney General's Open Government Hotline, toll free, at (877) 673-6839. Questions concerning the allowable charges for providing public information under the Act must be directed to the Cost Rules Administrator of the Office of the Attorney General, toll free at (888) 672-6787.

Sincerely,



Sean Nottingham  
Assistant Attorney General  
Open Records Division

SN/bhf

Ref: ID# 457274

Enc. Submitted documents

c: Requestor  
(w/o enclosures)