



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

January 30, 2013

Mr. Zachariah T. Evans  
For City of Balch Springs  
Akers Law Firm, LLP  
6618 Sitio Del Rio, Building E, Suite 102  
Austin, Texas 78730

OR2013-01732

Re: Request for RRD1: open records request for the audio/visual recordings related to a shooting incident on or about October 18, 2012 involving Eric Nethery and Frisco Constructions, Jamaica Tracking, and Denali; CD attached

Dear Mr. Evans:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 482546.

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)(2) of the Government Code. We have considered your arguments and the submitted information and have determined that in accordance with section 552.108(a)(2) you may withhold the submitted 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](http://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)