



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

May 10, 2013

Ms. Lillian Guillen Graham
Assistant City Attorney
City of Mesquite
P.O. Box 850137
Mesquite, Texas 75185-0137

OR2013-07776

Dear Ms. Graham:

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# 486858.

The Mesquite Police Department (the "department") received a request for information pertaining to call for service number 13013579 and a request from a different requestor for information pertaining to report number 12-125735, including any information pertaining to the requestor's client. You state the department will redact some information pursuant to Open Records Letter Nos. 2012-06459 (2012), 2012-01375 (2012), and 2011-15075 (2011) and the previous determination issued in Open Records Decision No. 684 (2009).¹ You claim some of the submitted information is excepted from disclosure under section 552.130

¹Open Records Letter No. 2012-06459 authorizes the department to withhold the price of a motor vehicle in a call sheet under section 552.101 of the Government Code in conjunction with common-law privacy without the necessity of requesting a decision under section 552.301 of the Government Code. Open Records Letter No. 2012-01375 authorizes the department to withhold motor vehicle lien information in a call sheet under section 552.101 in conjunction with common-law privacy without requesting a decision. Open Records Letter No. 2011-15075 authorizes the department to withhold the originating telephone numbers of 9-1-1 callers furnished to the department by a service supplier established in accordance with chapter 772 of the Health and Safety Code under section 552.101 of the Government Code in conjunction with section 772.118 of the Health and Safety Code without requesting a decision from this office. Open Records Decision No. 684 is a previous determination authorizing all governmental bodies to withhold specified categories of information, including a Texas license plate number under section 552.130 of the Government Code, without requesting a decision.

of the Government Code. We have considered the exception you claim and reviewed the submitted information.

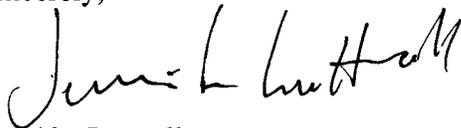
Initially, we note the first request seeks information pertaining to call for service number 13013579 and the second request seeks information pertaining to report number 12-125735. Thus, the information submitted as responsive to the first request is not responsive to the second request, and the information submitted as responsive to the second request is not responsive to the first request. Accordingly, the department need not release information to the requestors that is not responsive to their requests, and this ruling will not address the public availability of the non-responsive information with respect to each requestor's request.

Section 552.130 of the Government Code provides 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. *See* Gov't Code § 552.130(a)(2). Upon review, we find the department must withhold the motor vehicle record information you have marked under section 552.130 of the Government Code. As you raise no further exceptions to disclosure, the department must release the remaining information.

You also ask this office to issue a previous determination that would permit the department to withhold motor vehicle record information under section 552.130(a)(2) of the Government Code without the necessity of requesting a decision under section 552.301 of the Government Code. We decline to issue such a previous determination at this time. Accordingly, 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, 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,



Jennifer Luttrall
Assistant Attorney General
Open Records Division

JL/som

Ref: ID# 486858

Enc. Submitted documents

c: 2 Requestors
(w/o enclosures)