



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

February 5, 2014

Mr. Steven Shuffer
Assistant General Counsel
Texas Department of Public Safety
P.O. Box 4087
Austin, Texas 78773-0001

OR2014-02179

Re: Request for any and all records pertaining to the investigation of an accident occurring 10/12/13 in Andrews, Texas; PIR No. 14-0182

Dear Mr. Shuffer:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 518398.

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, we note the submitted information includes a search warrant 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 SW.2d 54 (Tex. 1992). Thus, if the search warrant has been filed with a court, you must release it.

For more information on the cited exception, please refer to the open government information on our website at <https://www.oag.state.tx.us/open/memorulings.shtml>. You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc: Submitted documents

c: Requestor
(w/o enclosures)