



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

October 4, 2016

Ms. Yvette Aguilar  
Assistant City Attorney  
Legal Department  
City of Corpus Christi  
P.O. Box 9277  
Corpus Christi, Texas 78469-9277

OR2016-22299

Dear Ms. Aguilar:

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# 629051 (City ID# DFah1A).

The Corpus Christi Police Department (the "department") received a request for a specified incident report. The department released information responsive to the request but made redactions as permitted by section 552.130 of the Government Code without requesting a decision from this office.<sup>1</sup> *See* Gov't Code § 552.130(c). Pursuant to section 552.130(d), the requestor has asked this office to review the information and render a decision as to whether it is excepted from disclosure under section 552.130(a) of the Government Code. *See id.* § 552.130(d). We have considered the department's position and reviewed the information.

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<sup>1</sup>The department also redacted a date of birth of a member of the public in accordance with a previous determination issued to the department in Open Records Letter No. 2016-00831 (2016), which authorizes the department to redact that type of information without a ruling from this office. Subsequently, the department determined the requestor has a right of access to the date of birth at issue, and no longer seeks to withhold information under section 552.101 of the Government Code in conjunction with common-law privacy. *See* Gov't Code § 552.023(b) (governmental body may not deny access to person to whom information relates or person's agent on ground that information is considered confidential by privacy principles); Open Records Decision No. 481 at 4 (1987) (privacy theories not implicated when individuals request information concerning themselves).

Section 552.130 of the Government Code excepts from disclosure information relating to a motor vehicle title or registration issued by an agency of this state or another state or country. *Id.* § 552.130(a)(2). We understand the department has determined the requestor has a right of access to some of the submitted motor vehicle record information the department previously withheld from the requestor and the department will release such information to this requestor. *See id.* § 552.023(b); ORD 481 at 4. However, upon review, we find the department must withhold the information you have marked in the submitted information under section 552.130 of the Government Code.

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.texasattorneygeneral.gov/open/orl\\_ruling\\_info.shtml](http://www.texasattorneygeneral.gov/open/orl_ruling_info.shtml), 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 may be directed to the Office of the Attorney General, toll free, at (888) 672-6787.

Sincerely,

Joseph Behnke  
Assistant Attorney General  
Open Records Division

JB/som

Ref: ID# 629051

Enc. Submitted documents

c: Requestor  
(w/o enclosures)