



Office of the Attorney General  
State of Texas

DAN MORALES  
ATTORNEY GENERAL

March 31, 1998

Mr. Charles H. Wilson  
Assistant City Attorney  
Criminal Law and Police Division  
Office of the City Attorney  
City of Dallas  
City Hall  
Dallas, Texas 75201

OR98-0865

Dear Mr. Wilson:

You ask whether certain information is subject to required public disclosure under chapter 552 of the Government Code. Your request was assigned ID# 114234.

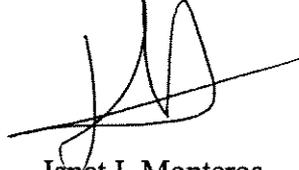
The City of Dallas (the "city") received a request for all "scene photos taken in connection with service #0233201F, the assault of Jennifer Arnold which occurred on 3/17/97." You state the office is willing to release all photographs except those depicting peace officers. You claim that the requested information is excepted from disclosure under sections 552.119 of the Government Code. We have considered your arguments and reviewed the photographs.

Section 552.119 of the Government Code prohibits the release of a photograph that depicts a peace officer as defined by article 2.12 of the Code of Criminal Procedure except in certain circumstances. The submitted copies of photographs depict peace officers. We agree that you may withhold the photographs unless the officers consent to the release.

We are resolving this matter with an informal letter ruling rather than with a published open records decision. This ruling is limited to the particular records at issue under the facts presented to us in this request and should not be relied on as a previous

determination regarding any other records. If you have any questions regarding this ruling, please contact our office.

Yours very truly,

A handwritten signature in black ink, appearing to be 'JIM', written over a horizontal line.

Janet I. Monteros  
Assistant Attorney General  
Open Records Division

JIM/gle

Ref.: ID# 114234

Enclosures: Submitted documents

cc: Mr. Daniel Dunfey  
3102 Oaklawn, Suite 600  
Dallas, Texas 75219  
(w/o enclosures)