



ATTORNEY GENERAL OF TEXAS
GREG ABBOTT

January 31, 2007

Ms. Sylvia McClellan
Assistant City Attorney
Criminal Law & Police Section
1400 South Lamar
Dallas, Texas 75215

OR2007-01148

Re: Request for a copy of report number 0809642-R

Dear Ms. McClellan:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 273739.

You have not submitted the three reports specified in the request. To the extent they exist, we assume you have released them. *See* Gov't Code §§552.301, .302. After reviewing your arguments and the submitted information, we have determined that your request does not present a novel or complex issue. Thus, we are addressing your claims in a memorandum opinion. You claim that the requested information may be withheld from the requestor. A request to compile an individual's criminal history implicates this person's privacy. We have found that such a compilation is highly embarrassing information and is generally not of legitimate concern to the public. Therefore, to the extent you maintain law enforcement records depicting the named individual as a suspect, arrestee, or criminal defendant, you must withhold the requested information under section 552.101 of the Government Code in conjunction with common-law privacy.

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. You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc. Submitted documents

cc: Joseph Miller
c/o Mr. Stephen P. Karns, Attorney at Law
6116 North Central Expwy, Suite 450
Dallas, Texas 75206
(w/o enclosures)