



ATTORNEY GENERAL OF TEXAS

GREG ABBOTT

September 18, 2009

Mr. Flint Matzke  
Assistant County Attorney  
Brazos County Courthouse  
300 East 26<sup>th</sup> Street, Suite 325  
Bryan, Texas 77803-5327

OR2009-13200

Re: Request for a complete copy of the entire file regarding a named individual and her arrest for suspicion of DWI on 08/31/09

Dear Mr. Matzke:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 361625.

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. We note the submitted information includes documents 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 S.W.2d 54 (Tex. 1992). Thus, if the information has been filed with a court, you must release the information.

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](http://www.oag.state.tx.us). You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc: Submitted documents

c: Requestor  
(w/o enclosures)