



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

November 18, 2009

Ms. Jennifer Cohen  
Assistant General Counsel  
Texas Department of Public Safety  
P.O. Box 4087  
Austin, Texas 78773-0001

OR2009-16369

Re: Request for information and any documents related to a specified DPS trooper for misconduct that included excessive force on 10/10/09

Dear Ms. Cohen:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 368020 (ORA 09-2197).

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 information marked as "552.108" may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code. We have considered your arguments and the information and have determined that in accordance with section 552.108(a)(1) you may withhold the information marked as "552.108." We agree you must withhold the marked Texas motor vehicle information in accordance with section 552.130 of the Government Code.

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

cc: Requestor  
(w/o enclosures)