



ATTORNEY GENERAL OF TEXAS  
GREG ABBOTT

December 4, 2009

Mr. Thomas A. Gwosdz  
City Attorney  
City of Victoria  
P.O. Box 1758  
Victoria, Texas 77902-1758

OR2009-17212

Re: Request for any 911 video and/or audio recordings, witness statements, photographs, measurements or diagrams and any video and/or audio recordings of named individual in connection with her driving while intoxicated arrest on Sept. 26, 2009

Dear Mr. Gwosdz:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 369541.

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 requested witness statements and audio and video recordings. The rest of the submitted information is not responsive to the request, and this decision does not address it. Lastly, because you did not submit the requested photographs, measurements, and diagrams, we assume you have released this information to the extent it exists. See Gov't Code §§ 552.301, .302.

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)