



KEN PAXTON

ATTORNEY GENERAL OF TEXAS

August 27, 2015

Mr. J. Kevin Dutton
District Attorney
County of San Augustine
P.O. Box 714
San Augustine, Texas 75972

OR2015-17876

Re: Request for all documents/video pertaining to arrest on or about 07/28/15, including video of an alleged assault by a member/members of San Augustine PD, surveillance video of San Augustine County Detention Center 07/28/15 6PM to 07/29/15 6AM

Dear Mr. Dutton:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 584125.

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. We have also received and considered the requestor's comments. You claim the submitted information may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code. The requestor asserts a right of access under section 552.023 of the Government Code because the information pertains to his client. Section 552.023 prevents a governmental body from withholding records from a person based solely on that person's privacy interest. However, a person's right of access to his private information under section 552.023 does not override the Public Information Act's exceptions to disclosure or laws protecting some interest other than that person's privacy. Here, section 552.108 protects a law enforcement interest, not a privacy interest. Thus, having considered all the arguments and the submitted information, we determine that in accordance with section 552.108(a)(1) you may withhold the submitted information.

For more information on the cited exception, please refer to the open government information on our website at <https://www.oag.state.tx.us/open/memorulings.shtml>. You may also contact our Open Government Hotline at 1-877-OPENTEX.

Enc: Submitted documents

c: Requestor
(w/o enclosures)