



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

November 5, 2015

Mr. Brendan W. Guy
Assistant Criminal District Attorney
Victoria County
205 North Bridge, Suite 301
Victoria, Texas 77901-8085

OR2015-23284

Re: Request for copy of incident report from case #S15-04950 regarding an incident that occurred on 10/12/15 at a named address and involving a named individual

Dear Mr. Guy:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 593649.

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 marked dates of birth must be withheld from the requestor pursuant to section 552.101 of the Government Code. We have considered your arguments and the information and have determined that, except for the dates of birth of the requestor's children, to which he has a right of access pursuant to section 552.023 of the Government Code, you must withhold the adult's date of birth you marked pursuant to section 552.101 of the Government Code in conjunction with common-law privacy. *Paxton v. City of Dallas*, No. 03-13-00546-CV, 2015 WL 3394061, at *3 (Tex. App.—Austin May 22, 2015, pet. denied) (mem. op.). See Gov't Code 552.023 (person's authorized representative has right of access to information protected from disclosure under privacy).

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)