



KEN PAXTON
ATTORNEY GENERAL OF TEXAS

December 31, 2015

Ms. Shelley Major
City Secretary
City of Hudson Oaks
210 North Lakeshore Drive
Hudson Oaks, Texas 76087

OR2015-27378

Re: Request for police report no. 15-0236; 11/20/15

Dear Ms. Major:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 600116.

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 you must withhold the suspect's dates of birth of living persons 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.). However, the request has a right of access to her own date of birth. *See* Gov't Code § 552.023 (person has special right of access to information that relates to person and protected by law intended to protect person's privacy). Lastly, you must release the marked ages.

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)