



**KEN PAXTON**  
ATTORNEY GENERAL OF TEXAS

March 24, 2016

Ms. Janice England  
City Secretary  
City of Saginaw  
P.O. Box 79070  
Saginaw, Texas 76179

OR2016-06733

Re: Request for a copy of report no. 1500022027 regarding an accident that occurred on 11/18/2015

Dear Ms. England:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 610697.

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 date of birth of the requestor's client, you must withhold the marked dates of birth 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.). The requestor has a right of access to her client's date of birth pursuant to section 552.023 of the Government Code. Gov't Code § 552.023 (person's authorized representative has special right of access to information held by governmental body that relates to person and that is protected from public disclosure by laws intended to protect person's privacy interests).

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)