



KEN PAXTON

ATTORNEY GENERAL OF TEXAS

April 13, 2016

Mr. Jose Hernandez
Records Supervisor
Edinburg Police Department
1702 South Closner Boulevard
Edinburg, Texas 78539

OR2016-08295

Re: Request for background check and any other information from previous arrest;
reference# 85864

Dear Mr. Hernandez:

The Office of the Attorney General has received your request for a ruling and assigned your request ID# 613725.

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 considered your arguments and the submitted information and have determined that in accordance with section 261.201 of the Family Code, you must withhold report number 2009-00013437 pursuant to section 552.101 of the Government Code. As for report number 2014-00061807, you claim the information marked as "552.108" may be withheld from the requestor pursuant to section 552.108(a)(1) of the Government Code. We have considered your arguments and the information and have determined that in accordance with section 552.108(a)(1) you may withhold the information marked as "552.108." We agree you must withhold the marked motor vehicle record information in accordance with section 552.130 of the Government Code. Lastly, for any living persons' dates of birth contained in the submitted information, you must withhold them 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.).

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)