



March 17, 2017

The Honorable Ken Paxton
Attorney General, State of Texas
Attn: Open Records Division
P. O. Box 12548
Austin, Texas 78711-2548

Dear Attorney General Paxton:

On March 08, 2017 the City of Midland ("City") received a public information request from Jay Cassano seeking "[a]ll records pertaining to TASER International, Axon body cameras, and Evidence.com [including but not limited to]: communications, contracts, invoices, presentations, marketing materials received, training manuals, and usage policies". Our office has assigned this request ID#M020274-030817. A copy of Mr. Cassano's open records request is attached hereto as Exhibit "A".

Pursuant to Section 552.301 of the Texas Government Code, the City requests that you issue an opinion as to whether or not the City must disclose portions of the information requested above. It is the City's position that portions of the requested information are exempt from public disclosure under certain sections of the Government Code.

According to the Midland Police Department and Purchasing Division, the records included as Exhibit "B" are responsive to the request for information. No part of Exhibit "B" has been disclosed to the requestor. The remainder of the responsive records has been released to the requestor.

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Proprietary Information

It is the City's opinion that release of the requested information may implicate the proprietary interests of TASER International, Inc. The City has notified TASER International, Inc. of the request for information. Until TASER International, Inc. has had an opportunity to raise any objections it may have to the release of the requested information, the City would not release this information to the requestor.

The City urges that in accordance with the Texas Public Information Act, the City is not waiving any claims of confidentiality or exemption to disclosure because of the required submission of the records under the Act.

Very truly yours,



Nicholas Toulet
Assistant City Attorney

NT/tc

Enclosures

cc: Jay Cassano
MuckRock
DEPT MR 34650 411A Highland Ave
Somerville, MA 02144-2516
(without enclosures)