

ORIGINAL REQUEST

Date: 7/9/2026

Name of Governmental Body: Texas Department of Public Safety

Requestor Name: David Bier

Address: 1000 Mass Ave NW, Washington, DC 20001

Phone: 609-781-2062

Dear Officer for Public Information:

Request: Under the Texas Public Information Act, Chapter 552 of the Government Code, I request access to or copies of records, reports, and video or audio files relating to actions by Texas Highway Patrol or Texas Rangers relating to a December 11, 2025 incident on Midway Road in Rio Grande City in which Texas DPS officials or officers were on scene of a shooting involving a Border Patrol agent.

Fee waiver: As public interest nonprofit, which intends to use the records to inform the general public and not for personal or commercial benefit, I request a fee waiver. Texas Government Code §552.267 requires a governmental body to provide a copy of public information without charge or at a reduced charge if the governmental body determines that waiver or reduction is in the public interest because providing the copy primarily benefits the general public.

Disclosure of this information is in the public interest because providing a copy of the information primarily benefits the general public. I therefore request a waiver of all fees and charges pursuant to Section 552.267 of the act.

You can send these records to: dbier@cato.org.

Thank you!

David J. Bier

Director of Immigration Studies

The Selz Foundation Chair in Immigration Policy

Cato Institute

609-781-2062

Note: This document reconstructs the DPS request (Ref. #P018562-070926, submitted 7/9/2026) using the request language DPS quoted verbatim in its 7/16/2026 response letter, formatted to match the requestor's standard request template. It is not a copy of the original file sent.

AGENCY RESPONSE(S) AND FOLLOW-UP CORRESPONDENCE

Date: 7/16/2026, 11:20 AM

From: Texas DPS Records

To: David Bier

Subject: Public Information :: P018562-070926

RE: Public Information for Reference # P018562-070926

David Bier:

NOTICE:

On July 09, 2026, we received your public information request for records regarding an ongoing investigation. In order to promote governmental efficiency and encourage the prompt release of information, as required by the Public Information Act, we have relied upon Open Records Letter No. 2017-17508 (2017) in responding to your request.

Your request mentioned:

I request access to or copies of records, reports, and video or audio files relating to actions by Texas Highway Patrol or Texas Rangers relating to a December 11, 2025 incident on Midway Road in Rio Grande City in which Texas DPS officials or officers were on scene of a shooting involving a Border Patrol agent.

The Department of Public Safety (DPS) has made a good faith determination the information you requested:

- deals with the detection, investigation, or prosecution of crime and the release of the records would interfere with the detection, investigation, or prosecution of an open or pending criminal matter.

This information is subject to section 552.108(a)(1) of the Government Code. The department has also determined you have not previously requested this information. Therefore, pursuant to the previous determination granted by the Office of the Attorney General in Open Records Letter No. 2017-17508, the department is releasing some information to you, and is withholding the remaining responsive information subject to section 552.108(a)(1) of the Government Code.

Please note, we are withholding the following specified types of information:

• Incident report (except basic information) • Photos • Video footage • Witness Statements •
Other:

If you request this information a second time, the Department must request a ruling from the Office of the Attorney General (OAG) in order to withhold the information. See Open Records Letter No. 2017-17508.

Please find enclosed the information DPS located in response to your request. These records are provided to you at no cost.

Cordially,

Michele Freeland OGC