

FOIA Exemptions

NATIONAL GOVERNMENT ETHICS SUMMIT

- **Exemption 3:** Protects information that has been specifically exempted from disclosure by a statute that either 1) requires withholding or 2) establishes particular criteria for withholding
- **Exemption 4:** Protects trade secrets and commercial or financial information obtained from a person that is privileged or confidential*
- **Exemption 5:** Protects inter-agency or intra-agency “deliberative” and “predecisional” materials written as part of the decisionmaking process in federal agencies*
- **Exemption 6:** Protects information about individuals when the disclosure would constitute a clearly unwarranted invasion of personal privacy*

* **Foreseeable harm test**