

This index (EFTA–FOIA Crosswalk) explains the Freedom of Information Act (FOIA) exemptions applied to information withheld from records reviewed and released pursuant to the Epstein Files Transparency Act (EFTA).<sup>1</sup> These records have been made available on the Department’s Epstein Library.<sup>2</sup> The EFTA–FOIA Crosswalk identifies each withholding category and the corresponding FOIA exemption(s) invoked.

### **EFTA–FOIA Crosswalk**

| <b>Withholding Category</b>                                                   | <b>EFTA Exemption(s)</b>                                                                                                                                                                                                                                                                                                 | <b>Corresponding FOIA Exemption(s)</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |
|-------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Category 1: Personal Privacy                                                  | EFTA Sec.(c)(1)(A): Records that “contain personally identifiable information of victims or victims’ personal and medical files and similar files the disclosure of which would constitute a clearly unwarranted invasion of personal privacy.”                                                                          | <p>5 U.S.C. § 552(b)(6): Information in personnel, medical, or similar files, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy; and</p> <p>5 U.S.C. § 552(b)(7)(C): Information in law enforcement records, the disclosure of which could reasonably be expected to constitute an unwarranted invasion of personal privacy.</p>                                                                                                                                                                                                                                                                                                                                                                |
| Category 2: Child Sexual Abuse Material and Statutorily Protected Information | <p>EFTA Sec.(c)(1)(B): Records that “depict or contain child sexual abuse materials (CSAM) as defined under 18 U.S.C. 2256 and prohibited under 18 U.S.C. 2252–2252A;”</p> <p>Information the withholding of which is allowed under other applicable law. See 5 U.S.C. § 552a (the Privacy Act of 1974).<sup>3</sup></p> | <p>5 U.S.C. § 552(b)(3): Matters specifically exempted from release by statute, including—</p> <ul style="list-style-type: none"> <li>• The Bank Secrecy Act, 31 U.S.C. § 5319; or</li> <li>• The Pen Register Act, 18 U.S.C. § 3123(d); or</li> <li>• Child Victims’ and Child Witnesses’ Rights Act, 18 U.S.C. § 3509(d); or</li> <li>• Section 6103 of the Internal Revenue Code; or</li> <li>• Federal Rule of Criminal Procedure 6(e).</li> </ul> <p>5 U.S.C. § 552(b)(6): Information in personnel, medical, or similar files, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy; and</p> <p>5 U.S.C. § 552(b)(7)(C): Information in law enforcement records, the disclosure of which</p> |

<sup>1</sup> Pub. L. No. 119-38, 139 Stat. 656 (2025).

<sup>2</sup> The EFTA library is available at <https://www.justice.gov/epstein>.

<sup>3</sup> Dep’t of Justice, Re: Epstein Files Transparency Act, (Dec. 19, 2025).

| Withholding Category                                | EFTA Exemption(s)                                                                                                                                                                                                                                            | Corresponding FOIA Exemption(s)                                                                                                                                                                                                                                                                                                                                     |
|-----------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                                                     |                                                                                                                                                                                                                                                              | could reasonably be expected to constitute an unwarranted invasion of personal privacy.                                                                                                                                                                                                                                                                             |
| Category 3: Ongoing Law Enforcement Proceedings     | EFTA Sec.(c)(1)(C): Records that “would jeopardize an active federal investigation or ongoing prosecution, provided that such withholding is narrowly tailored and temporary.”                                                                               | 5 U.S.C. § 552(b)(7)(A): Information in law enforcement records, the disclosure of which could reasonably be expected to interfere with enforcement proceedings.                                                                                                                                                                                                    |
| Category 4: Graphic or Sensitive Depictions of Harm | EFTA Sec.(c)(1)(D): Records that “depict or contain images of death, physical abuse, or injury of any person.”                                                                                                                                               | 5 U.S.C. § 552(b)(6): Information in personnel, medical, or similar files, the disclosure of which would constitute a clearly unwarranted invasion of personal privacy; and<br><br>5 U.S.C. § 552(b)(7)(C): Information in law enforcement records, the disclosure of which could reasonably be expected to constitute an unwarranted invasion of personal privacy. |
| Category 5: Privileged Information                  | Information privileged under the common law, <sup>4</sup> including— <ul style="list-style-type: none"> <li>• The deliberative process privilege; or</li> <li>• The attorney work-product privilege; or</li> <li>• The attorney-client privilege.</li> </ul> | 5 U.S.C. § 552(b)(5): Certain inter- and intra-agency records protected by civil discovery privileges.                                                                                                                                                                                                                                                              |

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<sup>4</sup> Dep’t of Justice, Epstein Files Transparency Act – Section 3 Report to Congress, (Feb. 14, 2026).