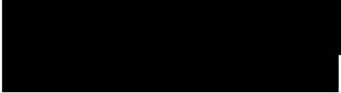


UNITED STATES OFFICE OF
GOVERNMENT ETHICS



August 31, 2026

VIA ELECTRONIC MAIL ONLY



Tracking No: OGE FOIA FY 26/102

Dear Requester:

The U.S. Office of Government Ethics (OGE) is denying your Freedom of Information Act (FOIA) request, which was received by the OGE FOIA Office on August 28, 2026, and assigned OGE FOIA tracking number OGE FOIA FY 26/102. In your request, you asked for a copy of the OGE Form 278e public financial disclosure report filed by Stephen Feinberg in connection with his appointment as Deputy Secretary of Defense, together with any ethics agreement, divestiture plan, or recusal statement filed with that appointment, dated from January 1, 2025, to the date this request is processed.

Financial disclosure reports are exempt from the FOIA pursuant to Exemption 3, 5 U.S.C. § 552(b)(3), as material specifically exempted from disclosure by another statute. The statute in question is the Ethics in Government Act, 5 U.S.C. § 13107, which sets forth a specific procedure for releasing public financial disclosure reports. Reports certified by OGE are available [here](#). Reports not certified by OGE must be requested from the filer's employing agency.

Please note there are special access provisions for the following types of records:

- Public financial disclosure reports are not available under the FOIA, pursuant to FOIA Exemption 3, 5 U.S.C. § 552(b)(3) as material specifically exempted from disclosure by another statute. Instead, the Ethics in Government Act (5 U.S.C. § 13107) and OGE regulations provide for a special access provision for public financial disclosure reports. You may use OGE's online system to access these reports. Most of the reports you seek (i.e. nominees who occupy positions for which the pay is set at Levels 1 and 2 of the Executive Schedule) are posted on our website [here](#). Any other reports certified by OGE are available [here](#). Ethics agreements are also available at this location.



- OGE regulations provide for a special access provision for Certificates of Divestiture (CDs). OGE has created an automated tool to request copies of the CDs, available on OGE's website [here](#).
- 18 U.S.C. § 208 provides for a special access provision for conflict-of-interest waivers. You may use the fill and print PDF version of the [OGE Form 201](#) to request copies of 18 U.S.C. § 208(b)(1) waivers from the employee's home agency.

Because of the special access provisions for obtaining financial disclosure reports, ethics agreements, CDs, and conflict of interest waivers, we are not processing these records under the FOIA.

If you have any questions or wish to discuss any aspect of your request, you may contact me by telephone at 202-482-9229. As OGE's FOIA Public Liaison, I am available for assisting in reducing delays, increasing transparency and understanding of the status of requests, and assisting in the resolution of disputes. Additionally, you may contact the Office of Government Information Services (OGIS) at the National Archives and Records Administration to inquire about the FOIA mediation services they offer. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, 8601 Adelphi Road-OGIS, College Park, Maryland 20740-6001, e-mail at ogis@nara.gov, telephone at 202-741-5770, toll free at 1-877-684-6448.

The OGE official responsible for this FOIA determination is the undersigned. In accordance with the FOIA, as codified at 5 U.S.C. § 552(a)(6)(A), and OGE's FOIA regulations at 5 C.F.R. § 2604.304, you may administratively appeal to the Program Counsel by email at usoge@oge.gov or by mail at U.S. Office of Government Ethics, 250 E Street SW, Suite 750, Washington DC, 20224. Any such appeal must be in writing and must be sent within 90 days of the date you receive this response letter. If you do appeal, you should include copies of your request and this response, together with a statement of why you believe this initial determination is in error. You should also clearly indicate on the envelope or in the subject line that it is a "Freedom of Information Act Appeal."

Sincerely,

**SARA
NEKOU**

Digitally signed by
SARA NEKOU
Date: 2026.08.31
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Sara Nekou
OGE FOIA Officer