

**General Counsel Certification**  
**Closure Vote Notice**  
**National Science Board Meetings**  
**November 21, 2013**

On November 13, 2013, the Executive Committee of the National Science Board voted to close portions of the November 2013 meetings of the National Science Board and the Committee on Programs and Plans (CPP). Executive Committee members Drs. Arvizu, Droegemeier, and Lineberger participated in the e-mail polling of the Executive Committee. All participating members voted “yes” to close the meetings. The justification for closing the meetings is provided in the attached certificate.

For the closed meetings of the Board and Committees, the NSF Deputy Director, Assistant Directors, senior O/D staff, heads of Offices, applicable Executive Secretaries, and the Board Executive Officer, Counsel and policy staff may attend. For the sessions involving proposed awards and agreements, the above-listed staff, and appropriate NSF Division Directors and Program Officers may attend. For the closed sessions involving future budgets, the initially-listed staff, and the Director and senior staff of the BFA Budget Division and of OLPA may attend. For the executive closed session, only the Board Executive Officer, Board Counsel and Executive Secretary are expected to attend. The Board Chair or Committee Chair (or vice-Chair in their absence) may allow other necessary or appropriate attendees or restrict attendance further.

## C E R T I F I C A T E

It is my opinion that the discussions in the following meetings of the National Science Board and its Committee on Programs and Plans (CPP) on November 21, 2013 may properly be closed for the reasons given.

1. CPP meeting. Committee Chairman's remarks and approval of closed CPP minutes for August 2013 – to be closed pursuant to 5 USC § 552b (c) (2) and (9) (b). Discussion and action on the following two items: Operations and Maintenance of the *JOIDES Resolution*; and Operations of the High Energy Synchrotron Source. This discussion is to be closed pursuant to 5 USC § 552b (c) (4) and (9) (b).
2. Plenary NSB meeting (executive closed session) to be held at 7:00 a.m. and a second portion at 12:45 p.m. Discussion of legislative matters – to be closed pursuant to 5 USC 552b (c) (9) (B). Chairman's remarks and approval of Plenary Executive closed minutes for August 2013 meeting – to be closed pursuant to 5 USC § 552b (c)(6) and (9)(B). Discussion of Board member proposals and Board member nominations – to be closed pursuant to 5 USC § 552b (c) (6). Discussion of candidate site for 2014 Board retreat and meeting – to be closed pursuant to 5 USC 552b (c) (9) (B). Discussion of risks to NSF – to be closed pursuant to 5 USC 552b (c) (9) (B).
3. Plenary NSB meeting (closed session). Approval of Plenary closed minutes for August 2013 meeting – to be closed pursuant to 5 USC § 552b (c) (4), (6) and (9) (B). Consideration of and action regarding the following proposed awards and agreements: Operations and Maintenance of the *JOIDES Resolution*; and Operations of the High Energy Synchrotron Source – to be closed pursuant to 5 USC § 552b (c) (4) and (9) (B). Director's report and Chairman's remarks – to be closed pursuant to 5 USC §§ (c) (6), (c) (9) (B) and 42 USC 1863 (k).

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Lawrence Rudolph  
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National Science Foundation