

**Basis for Closing a portion of the National Science Board's
June 29, 2010 Subcommittee on Facilities Meeting**

On June 15, 2010, the Executive Committee of the National Science Board voted to close a portion of the June 29, 2010 meeting of the Subcommittee on Facilities, Committee on Strategy and Budget. Board Members Drs. Marrett, Benbow, Bowen, and Gulari participated in the vote through an e-mail polling of the Executive Committee. All members voted "yes" to close a portion of the June 29, 2010 meeting of its Subcommittee on Facilities.

The Board Members, National Science Board Office staff, and selected NSF staff will participate. The justification for closing the teleconference is provided in the attached certification.

CERTIFICATE

It is my opinion that portions of the meeting of the Subcommittee on Facilities, National Science Board (NSB) scheduled for June 29, 2010 having to do with proposed budgets for a particular fiscal year may properly be closed to the public under 5 U.S.C. § 552b(c) (3) and 42 U.S.C. 1863(k); those portions having to do with proposals and awards for specific grants, contracts, or other arrangements may properly be closed to the public under 5 U.S.C. § 552b(c) (4), (6), and (9) (B); those portions disclosure of which would risk the circumvention of a statute or agency regulation under 5 U.S.C. § 552b(c) (2).

//s//

Lawrence Rudolph
General Counsel
National Science Foundation