

Counsel Certification
Closure Vote Notice
National Science Board Meetings on August 13-14, 2014

On August 4, 2014 the Executive Committee of the National Science Board voted to close portions of the August 2014 meetings of the National Science Board and its committees. Executive Committee members Drs. Córdova, Arvizu, Droegemeier, Lineberger and Sargent participated in the e-mail polling of the Executive Committee. All members participating 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 of SCF, CSB and CPP, the NSF Deputy Director, Assistant Directors, Inspector General, O/D Office Heads, Board Executive Officer, Board Counsel, senior O/D staff members, and the applicable Executive Secretaries and NSBO staff may attend in addition to the Board members. For the CPP closed meeting (involving a proposed award) the appropriate NSF Division Directors and Program Officers may also attend. For the CSB closed meeting (involving future budgets), the NSF CFO, the heads of the Budget Office and of OLPA and applicable senior staff from those offices may also attend. For the executive closed meeting of the Board, only the NSF Deputy Director, Board Executive Officer, Board Counsel, and Executive Secretary normally 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 subdivisions may properly be closed for the reasons given.

1. A&O meeting to be held August 13, 2014. Chairman's remarks – to be closed pursuant to 5 USC § 552b (c)(6) and (9)(B); Future NSF update – to be closed pursuant to 5 USC § 552b (c)(3) and (9)(B), and 42 USC § 1863 (k); OIG FY 2016 budget request – to be closed pursuant to 5 USC § 552b (c)(3) and 42 USC § 1863 (k).
2. CSB meeting to be held on August 13, 2014. Chairman's remarks and approval of closed minutes for the May 2014 meeting – to be closed pursuant to 5 USC § 552b (c)(3), (9)(b), and 42 USC § 1863 (k). Discussion of proposed FY 2016 NSB budget, and discussion of proposed FY 2016 NSF budget – to be closed pursuant to 5 USC § 552b (c)(3) and 42 USC § 1863 (k).
3. CPP meeting to be held on August 13, 2014. Chairman's remarks and approval of closed minutes for the May 2014 meeting to be closed pursuant to 5 USC § 552b (c)(2), (c)(4) and (9)(b). Discussion and action on the following item: Renewal of the cooperative agreement for Management and Operation of the National Solar Observatory (NSO) – to be closed pursuant to 5 USC § 552b (c)(4) and (9)(b). Discussion of the following information item: the iPlant Collaborative: Cyberinfrastructure for the Life Sciences – to be closed pursuant to 5 USC § 552b (c)(4) and (9)(b), and 42 USC § 1863(k).
4. Plenary NSB meeting (closed session), to be held August 14, 2014. Approval of Plenary closed minutes for the May 2014 meeting, and Chairman's report – to be closed pursuant to 5 USC § 552b (c)(3), (4), (9)(B) and 42 USC § 1863 (k). Discussion of Risks to NSF – to be closed pursuant to 5 USC § (c)(9)(B). Consideration of and action regarding the following: Renewal of the cooperative agreement for Management and Operation of the National Solar Observatory (NSO) – to be closed pursuant to 5 USC § 552b (c)(4) and (9)(B). Closed committee reports and Chairman's remarks -- to be closed pursuant to 5 USC § 552b (c)(3), (4), (9)(B) and 42 USC § 1863 (k).

/s/

Lawrence Rudolph
General Counsel
National Science Foundation