

**Counsel Certification
Closure Vote Notice
National Science Board Meetings on May 5-6, 2015**

On Monday, April 27, 2015, the Executive Committee of the National Science Board voted to close portions of the May 2015 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 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 its subdivisions, the NSF Deputy Director, Assistant Directors, senior O/D staff members, Office Heads including O/D Office Heads, Board Executive Officer, Board Counsel, the applicable Executive Secretary and NSBO staff may attend in addition to the Board members. For the CPP closed meeting (involving a proposed award) the applicable Deputy Assistant Director, Division Director, and Program Officer may also attend. For the A&O closed meeting, staff preparing the presentation or who are needed to answer questions 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 may attend. The Board Chair or Committee Chair 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 May 5, 2015. Chairman's remarks and approval of the closed minutes of the February 2015 meeting – to be closed pursuant to 5 USC § 552b (c) (4) and (9)(B); and discussion of the two month grant salary policy – to be closed pursuant to 5 USC § 552b (9)(B).
2. CSB meeting to be held May 5, 2015. Committee chairman's remarks and approval of closed minutes for the February 2015 meeting and the March 2015 teleconference – to be closed pursuant to 5 USC § 552b (c) (3), (9)(B), and 42 USC § 1863 (k). Discussion of FY 2017 budget development – to be closed pursuant to 5 USC § 552b (c) (3) and 42 USC § 1863 (k). Performance Improvement Officer update on FY 2017 strategic issues – to be closed pursuant to 5 USC § 552b (c) (3), (9) (B) and 42 USC § 1863 (k).
3. CPP meeting to be held May 5, 2015. Chairman's remarks and discussion, and approval of closed minutes for the February 2015 meeting and April 3, 2015 teleconference – to be closed pursuant to 5 USC § 552b (c) (4) and (9)(B). Discussion of the following item: MPS Advisory Committee, subcommittee on NSF response to strategic plan for particle physics outlined in the May 2014 Particle Physics Project Prioritization Panel (P5) Report – to be closed pursuant to 5 USC § 552b (c) (4) and (9)(B). Discussion and action on the following items: National High Magnetic Field Laboratory (NHMFL); Regional Class Research Vessel (RCRV) Project; National Optical Astronomy Observatory (NOAO); National Radio Astronomy Observatory (NRAO); and the Gemini Observatory – to be closed pursuant to 5 USC § 552b (c) (4) and (9)(B).
4. Plenary NSB meeting (executive closed), to be held May 6, 2015. Approval of February 2015 plenary executive closed minutes – to be closed pursuant to 5 USC § 552b (c) (4) and (9)(B); election of Executive Committee members – to be closed pursuant to 5 USC § 552b (c) (6); discussion of Board member proposal – to be closed pursuant to 5 USC § 552b (c) (6); and Chairman's remarks – to be closed pursuant to 5 USC § 552b (c) (4) and (9)(B).
5. Plenary NSB meeting (closed session), to be held May 6, 2015. Approval of plenary closed minutes for the February 2015 meeting – 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). Discussion and action on proposed awards and agreements – 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