

**Counsel Certification**  
**Closure Vote Notice**  
**National Science Board Meetings on May 5-6, 2016**

On Wednesday, April 27, 2016, the Executive Committee of the National Science Board voted to close portions of the May 2016 meetings of the National Science Board and its committees. Executive Committee members Drs. Córdova, Arvizu, Droegemeier, Peterson and Souvaine 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 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 proposed awards 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. NPP meeting to be held May 5, 2016. Task Force Chair's remarks and approval of the closed minutes of the February 2016 meeting – to be closed pursuant to 5 USC § 552b (c) (4); NSF Director's update – to be closed pursuant to 5 USC § 552b (c) (4).
  
2. CPP meeting to be held May 5, 2016. CPP Chair's remarks and approval of closed minutes for the February 2016 meeting and the joint closed CPP, CSB, and SCF minutes for February 2016 – to be closed pursuant to 5 USC § 552b (c) (3), and 42 USC § 1863 (k). Discussion of the following information items: Green Bank Observatory (GBO) and Very Long Baseline Array (VLBA), Laser Interferometer Gravity Wave Observatory (LIGO), and Cornell High Energy Synchrotron Source (CHESS) – to be closed pursuant to 5 USC § 552b (c) (4) and (9)(B). Discussion and action on the following items: Operation of the National Superconducting Cyclotron Laboratory (NSCL) as a National User Facility and Research Program, and XSEDE 2: Integrating, Enabling, and Enhancing National Cyberinfrastructure with Expanding Community Involvement – to be closed pursuant to 5 USC § 552b (c) (4).
  
3. CSB meeting to be held May 6, 2016. CSB chair's remarks and approval of closed minutes for the February 2016 meeting – to be closed pursuant to 5 USC § 552b (c) (3), and 42 USC § 1863 (k). Update on FY 2016 budget items under renegotiation – to be closed pursuant to 5 USC § 552b (c) (3), and 42 USC § 1863 (k). Discussion of FY 2018 budget development – to be closed pursuant to 5 USC § 552b (c) (3) and 42 USC § 1863 (k).
  
4. Plenary NSB meeting (closed session), to be held May 6, 2016. NSB Chair's remarks, NSF Director's Remarks, and approval of plenary closed minutes for the February 2016 meeting – to be closed pursuant to 5 USC § 552b (c) (3), (4), and 42 USC § 1863 (k). Discussion and action on the following proposed awards and agreements: XSEDE 2 and NSCL – to be closed pursuant to 5 USC § 552b (c) (4). Discussion of contract for financial statement audit – to be closed pursuant to 5 USC § 552b (c) (4). Discussion of pending legislation regarding MREFC facilities – to be closed pursuant to 5 USC § 552b (c) (3) and 42 USC § 1863 (k). Closed committee reports – to be closed pursuant to 5 USC § 552b (c) (3), (c) (4), and 42 USC § 1863 (k).
  
5. Plenary NSB meeting (executive closed), to be held May 6, 2016. NSB Chair's remarks and approval of February 2016 closed plenary executive minutes – to be closed pursuant to 5 USC § 552b (c) (4), (c) (6). Elections Committee report – to be closed pursuant to 5 USC § 552b (c) (6). Election of Board Chair, Vice Chair and two Executive Committee members – to be closed pursuant to 5 USC § 552b (c) (6).

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