

**Counsel Certification  
Closure Vote Notice  
National Science Board Meetings on August 9-10, 2016**

On Tuesday, August 2, 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, Zuber, Souvaine, Jackson, and Peterson 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 closed committee meetings, staff preparing a 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. CSB meeting to be held August 9, 2016. CSB Chair's remarks and approval of closed minutes for the May 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, and on FY 2018 budget development – to be closed pursuant to 5 USC § 552b (c) (3), and 42 USC § 1863 (k).
2. CPP meeting to be held August 10, 2016. CPP Chair's remarks and approval of closed minutes for the May 2016 meeting – to be closed pursuant to 5 USC § 552b (c) (4). Discussion of the following information items: mid-scale research infrastructure; and the divestment process and status for Arecibo and other observatories – to be closed pursuant to 5 USC § 552b (c) (4) and (9) (B).
3. Plenary NSB meeting (closed session), to be held August 10, 2016. NSB Chair's remarks, and approval of plenary closed minutes for the May 2016 meeting and the June 2016 teleconference – to be closed pursuant to 5 USC § 552b (c) (3), (4), and 42 USC § 1863 (k). NSF Director's remarks, and closed committee reports – to be closed pursuant to 5 USC § 552b (c) (3), (4), and 42 USC § 1863 (k).
4. Plenary NSB meeting (executive closed), to be held August 10, 2016. NSB Chair's remarks and approval of May 2016 closed plenary executive minutes – to be closed pursuant to 5 USC § 552b (c) (4), (c) (6). Report on NSF award involving a Board member – to be closed pursuant to 5 USC § 552 (c) (6).

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Lawrence Rudolph  
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National Science Foundation