

**Counsel Certification
Closure Vote Notice
National Science Board Meetings on February 21-22, 2017**

On Monday, February 13, 2017, the Executive Committee of the National Science Board voted to close portions of the February 2017 meetings of the National Science Board and its committees. Executive Committee members Drs. Córdova, Zuber, Souvaine, and Peterson 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 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. CoS meeting to be held February 22, 2017. Closed agenda items include: CoS Chair's remarks – to be closed pursuant to 5 USC § 552b (c) (3), and 42 USC § 1863 (k). Update on FY 2017 budget; and update on FY 2018 budget request development – both to be closed pursuant to 5 USC § 552b (c) (3), and 42 USC § 1863 (k).

2. A&F meeting to be held February 22, 2017. Closed agenda items include: A&F Chair's remarks – to be closed pursuant to 5 USC § 552b (c) (4); Antarctic Infrastructure Modernization for Science Update – to be closed pursuant to 5 USC § 552b (c) (3), and 42 USC § 1863 (k); Status of the Regional Class Research Vessel MREFC Project, and Stampede 2: Operations and Maintenance for the Next Generation of Petascale Computing – both to be closed pursuant to 5 USC § 552b (c) (4); National Ecological Observatory Network (NEON) operations and maintenance update – to be closed pursuant to 5 USC § 552b (c) (3), and 42 USC § 1863 (k); and Cornell High Energy Synchrotron Source (CHESS) Annual Update – to be closed pursuant to 5 USC § 552b (c) (4) and (9) (B).

3. Plenary NSB meeting (closed session), to be held February 22, 2017. Closed agenda items include: NSB Chair's remarks, and approval of prior closed plenary and committee minutes – to be closed pursuant to 5 USC § 552b (c) (3), (4), (9) (B), and 42 USC § 1863 (k); and closed committee reports – to be closed pursuant to 5 USC § 552b (c) (3), (4), and (9) (B), and 42 USC § 1863 (k).

4. Plenary NSB meeting (executive closed), to be held February 22, 2017. Closed agenda items include: NSB Chair's remarks and approval of prior closed plenary executive minutes – to be closed pursuant to 5 USC § 552b (c) (4), (c) (6); Discussion of 2017 Alan T Waterman Award Recommendation, and Discussion of Award Involving an NSB member – both to be closed pursuant to 5 USC § 552 (c) (6).

Lawrence Rudolph
General Counsel
National Science Foundation