

**Counsel Certification**  
**Closure Vote Notice**  
**National Science Board Meetings on November 28-29, 2018**

On Monday, November 19, 2018, the Executive Committee of the National Science Board voted to close portions of the November 2018 meetings of the National Science Board and its committees. Executive Committee members Drs. Córdova, 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 Chief Operating Officer, 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 Chief Operating Officer, 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. CS meeting to be held November 28, 2018. Closed agenda items include: Committee Chair's opening remarks; Approval of prior minutes of closed meetings; FY 2020 Budget Submission Discussion. All items to be closed pursuant to 5 USC § 552b (c) (3) and 42 USC § 1863 (k).
  
2. A&F meeting to be held on November 28, 2018. Committee Chair's remarks; Approval of prior minutes; Action Items – Sacramento Peak Observatory. This item to be closed pursuant to 5 USC § 552b (c) (4). Information Item – Astronomy Facility Transitions, item to be closed pursuant to 5 USC § 552b (c) (4) and (c) (9) (B). Information Items – International Ocean Discovery Program (IODP); Antarctic Infrastructure Modernization for Science (AIMS); Chief Officer for Research Facilities Report —items to be closed pursuant to 5 USC § 552b (c) (4), (c) (3) and 42 USC § 1863 (k).
  
3. Plenary NSB meeting (closed), to be held November 29, 2018. Closed agenda items include: NSB Chair's remarks, Director's remarks, approval of prior minutes of closed meetings, and closed committee reports. The preceding items to be closed pursuant to 5 USC § 552b (c) (3), (c) (4), (c) (6) and 42 USC § 1863 (k). Vote – Sacramento Peak Observatory Record of Decision. This items to be closed pursuant to 5 USC § 552b (c) (4), (c) (3), and 42 USC § 1863 (k).
  
4. Plenary NSB meeting (executive closed session), to be held November 29, 2018. Closed agenda items include: NSB Chair's remarks and approval of minutes for prior closed session – to be closed pursuant to 5 USC § 552b (c) (4); Director's remarks; Board Member award review; and Honorary Awards Recommendations – to be closed pursuant to 5 USC § 552b (c) (4) and (6).

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Peggy Hoyle  
Deputy General Counsel  
National Science Foundation