

VOTE
TO CLOSE A PORTION OF THE MEETING OF THE BOARD OF DIRECTORS
ON SEPTEMBER 11, 2004

RESULTS

Matter Voted On:

Pursuant to 45 C.F.R. § 1622.6(B), you are hereby requested to approve (vote "YES") or disapprove (vote "NO") closure of the September 11, 2004 meeting of the Legal Services Corporation's Board of Directors. During the executive session meeting, the Board may be *briefed*^{1/} by the Corporation's Inspector General ("OIG") on activities of the OIG, **and by management on internal personnel matters**. In addition, the Office of Legal Affairs will report to the Board on pending and/or potential litigation involving the Corporation and the Board may act on such matters. The closing is authorized by 5 U.S.C. § 552b(c)(2) and LSC's corresponding regulation 45 C.F.R. § 1622.5(a)^{2/}; 5 U.S.C. § 552b(c)(6) and LSC's corresponding regulation 45 C.F.R. § 1622.5(e)^{3/}; 5 U.S.C. § 552b(c)(7) and LSC's implementing regulation 45 C.F.R. § 1622.5(f)(4)^{4/}, and 5 U.S.C. § 522b(c)(9)(B) and LSC's implementing regulation 45 C.F.R. § 1622.5(g)^{5/}; and 5 U.S.C. § 552b(c)(10) and LSC's corresponding regulation 45 C.F.R. § 1622.5(h)^{6/}.

/RECORD OF VOTES/

<u>MEMBER</u>	<u>VOTE</u>	
	<u>YES</u>	<u>NO</u>
Lillian BeVier	X	
Robert Dieter	X	
Thomas Fuentes	X	
Herbert Garten	X	
David Hall	X	
Michael McKay	X	
Thomas Meites	X	
Maria Luisa Mercado	X	
Frank Strickland	X	
Florentino Subia	X	
Ernestine Watlington	X	
Totals:	"Yes:" 11	"No:" 0

Unanimous Vote (Recorded 09/07/04)

¹ Any portion of the closed session consisting solely of staff briefings does not fall within the Sunshine Act's definition of the term "meeting" and, therefore, the requirements of the Sunshine Act do not apply to any such portion of the closed session. 5 U.S.C. § 552b(a)(2) and (b). See also 45 C.F.R. § 1622.3.

² 45 C.F.R. § 1622.5(a) - Relate solely to the internal personnel rules and practices of the Corporation;

³ 45 C.F.R. § 1622.5(e) - Disclose information of a personal nature where disclosure would constitute a clearly unwarranted invasion of personal privacy.

⁴ 45 C.F.R. § 1622.5(f)(4) - Disclose the identity of a confidential source.

⁵ 45 C.F.R. § 1622.5(g) - Disclose information the premature disclosure of which would be likely to frustrate significantly implementation of a proposed Corporation action, except that this paragraph shall not apply in any instance where the Corporation has already disclosed to the public the content or nature of its proposed action, or where the Corporation is required by law to make such disclosure on its own initiative prior to taking final action on such proposal.

⁶ 45 C.F.R. § 1622.5(e) - Specifically concern the Corporation's participation in a civil action or proceeding, an action in a foreign court or international tribunal, or an arbitration, or the initiation, conduct, or disposition by the Corporation of a particular case involving a determination on the record after opportunity for a hearing.