

National Aeronautics and Space Administration  
Headquarters  
Washington, DC 20546-0001



Reply to Attn of:

April 11, 2007

TO: Distribution

FROM: Associate General Counsel (General)

SUBJECT: Determination Regarding Attendance at the 2007 Kennedy Center Spring Gala on April 29, 2007

The John F. Kennedy Center will hold its spring gala dinner and performance at the Kennedy Center for Performing Arts in Washington, DC, April 29, 2007.

This year's gala is the anniversary of Duke Ellington's birth and features a performance by three-time Grammy winner Harry Connick Jr. Approximately 1000 individuals representing various sectors of the Washington, DC space community from both Congress and the executive branch, as well as industry, advocacy groups and academia are expected to attend. The estimated cost of the dinner, which includes all food and beverages, is \$500 per person. While costs for the dinner will be supported by contributions from Boeing only the Kennedy Center selects those to be invited.

I find that this event meets the requirements of a "widely attended gathering" as defined in 5 C.F.R. § 2635.204(g). I further determine that there is an Agency interest in having NASA personnel attend the event, as it will provide an opportunity for NASA attendees to interact and discuss NASA's programs with key individuals involved in space and aeronautics policy from various sectors. Accordingly, NASA employees whose duties do not substantially affect the Kennedy Center may accept an invitation for free attendance to the dinner and performance for themselves and their spouses or guests.

Any NASA employees whose duties may substantially affect the Kennedy Center, such as by way of procurement duties or the negotiation of an agreement, should seek an individual determination pursuant to 5 C.F.R. 2635.204(g)(3)(i) regarding participation in this event from their local ethics counselor.

A handwritten signature in black ink, appearing to read "R. Andrew Falcon".

R. Andrew Falcon