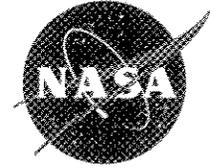


National Aeronautics and Space Administration
Headquarters
Washington, DC 20546-0001



May 20, 2009

General Law Practice Group

Reply to Attn of:

TO: Distribution

FROM: Alternate Designated Agency Ethics Official

SUBJECT: Determination Regarding Attendance by NASA Employees at the Charles A. Lindbergh Memorial Lecture, on May 21, 2009, at the National Air and Space Museum

On May 21, 2009, the National Air and Space Museum and Bombardier Aerospace will be co-sponsoring the Charles A. Lindbergh Memorial Lecture. This year's lecture will be given by Maj. Gen. Joe Engle. There will be a reception and dinner honoring Maj. Gen. Engle, followed by the lecture. The private reception begins at 6:00 p.m., and is followed by the public lecture at 8:00 p.m.

The purpose of the reception and dinner is to honor Maj. Gen. Engle. The reception will be widely attended by members of Congress, NASM board members, and representatives from the aeronautics and space industries. Approximately 157 people were invited to the dinner, and approximately 55 individuals will be attending. The estimated cost of the dinner, which includes all food and beverages, is \$125.00 per person.

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 because it will further Agency programs or operations. The dinner will allow NASA employees the opportunity to discuss space-related issues and NASA programs with other attendees. Accordingly, NASA employees whose duties do not substantially affect Bombardier Aerospace may accept an invitation for free attendance to the reception and dinner for themselves and their guests.

However, NASA employees whose duties may substantially affect Bombardier Aerospace, such as by way of procurement duties, 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. Moreover, NASA employees who are in non-career positions in which the President's Executive Order of January 21, 2009, requires signing an ethics pledge may only attend if they reimburse the sponsors the cost of the dinner for themselves and any accompanying guest.

Attendees are reminded of the \$20 gift exception at 5 C.F.R. § 2635.204(a) which provides that employees may accept gifts valued at no more than \$20 per occasion (and

no more than \$50 from one source in a calendar year). NASA invitees should not accept any gift items distributed at the reception which exceed the \$20 cap.

A handwritten signature in black ink, appearing to read 'Adam F. Greenstone', written in a cursive style.

Adam F. Greenstone