

National Aeronautics and
Space Administration



Mary W. Jackson Building NASA Headquarters
Washington, DC 20546-0001

October 30, 2024

Reply to Attention of: General Law Practice Group

TO: Distribution

FROM: Agency Counsel for Ethics

SUBJECT: Determination Regarding Attendance by NASA Employees at the Japan-America Society of Washington, DC Gala on October 30, 2024

The Japan-America Society, Washington DC (JASWDC), a not-for-profit organization under Section 501(c)(3) of the Internal Revenue Service Code, will hold a reception followed by a dinner on October 30, 2024, at the Omni Shoreham Hotel, Washington, DC, from 5:30 p.m. – 9:00 p.m. This is a celebration of the US-Japan relationship for the National Capital Region government affairs community. The JASWDC is in control of the planning, organizing, and issuing invitations for this event.

Approximately 300 people are expected to attend the event. Attendees will have a diversity of views or interests and will include personnel from other federal agencies, representatives of the legislative branch, and representatives from academia and industry. The estimated cost of the event, including all food, beverages and items listed above, is approximately \$120 per person. Attendance at this event will allow NASA attendees to exchange information regarding various NASA programs. I find that the event meets the requirements of a "widely attended gathering" as defined in 5 C.F.R. § 2635.204(g)(2).

I further determine that there is an Agency interest in having NASA personnel attend the event because it will provide an opportunity for the invited persons to exchange ideas and views pertaining to NASA's policies, programs and operations. NASA employees - including NASA employees in non-career positions who are required to sign an ethics pledge under Executive Order 13989 - who do not have a significant role in a matter affecting the interests of The JASWDC may accept an invitation for free attendance for themselves and a guest to the event. In those circumstances, I find that the Agency's interest in attendance outweighs any concern that the individual may be, or may appear to be, improperly influenced in the performance of their duties.

However, NASA employees who have a significant role in any pending matter affecting the interests of the sponsor, such as procurement duties, program management, or negotiating or administering a Space Act Agreement, should seek a separate determination from their local NASA ethics counselor as to whether they may accept the invitation.

You are reminded of the \$20 gift exception at 5 C.F.R. § 2635.204(a), which provides that you may accept gifts valued at no more than \$20 per occasion (and no more than \$50 from one source in a calendar year). We understand that JASWDC will be handing out a ceramic tea bowl valued at \$120 which NASA attendees may only accept if they

reimburse the sponsor.

Adam F. Greenstone