

FCBA News

MAY 2005

Newsletter of the Federal Communications Bar Association

Save the Date! FCBA Spring Reception with the FCC Commissioners and Legal Advisors June 9

The FCBA is pleased to announce its 2nd Annual Spring Reception to be held from 6:00-8:00 p.m. on **Thursday, June 9, 2005**, at the Washington Hilton & Towers, 1919 Connecticut Avenue, NW, Washington, D.C.

The FCBA is inviting all FCC Commissioners and Legal Advisors to attend as its guests. We expect a good

turnout of the Bar for this event, which will be held outside, weather permitting.

Sponsorships are \$250.00, and individual tickets are also available. See registration/sponsor form on page 11. If you have any questions, please contact **Stan Zenor** at the FCBA office: 202-293-4000.

Senator Stevens to Speak at June 6 Luncheon and Annual Meeting

Senator **Ted Stevens** will be the FCBA's guest speaker at the June 6 Luncheon at the Capital Hilton Hotel's Congressional Ballroom, 16th and K Streets, NW. The doors will open for registration and networking at 11:30 a.m. and guests will be seated for lunch at Noon. In addition to the luncheon, the association will conduct its Annual Meeting where the election results will be announced. Space is limited, so please RSVP early. See form on page 13.

A member of the Senate for 36 years, Ted Stevens is Alaska's senior Senator. Stevens' tenure in the Senate makes



Senator Stevens to Speak at FCBA Annual Meeting and Luncheon on June 6.

him the fourth most senior member among his colleagues, and first among Republicans. Stevens holds the position

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Gary Shapiro

Gary Shapiro to Speak at May 12 Breakfast

The FCBA will be hosting a breakfast with guest speaker, **Gary Shapiro**, President and CEO of the Consumer Electronics Association (CEA), the U.S. trade association representing some 2000 consumer electronics companies. **Thursday, May 12, 2005** - Registration opens at 7:30 a.m. - breakfast will begin at 8:00 a.m. J.W. Marriott Hotel, 1331 Pennsylvania Avenue, NW. RSVP's and/or cancellations to Ann Henson no later than 5:00 p.m. on Monday, May 9. See form on page 13 to register.

Shapiro is an active leader in the development, launch and marketing of HDTV. He has testified before Congress on HDTV and other technology and business issues more than 20 times. He co-founded and chaired the HDTV Model Station and has served as a leader of the Advanced Television Test Center (ATTC). He is a charter inductee to the Academy

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www.fcba.org

PRESIDENT'S MESSAGE

DEAR MEMBERS:

It's again time for our members to identify the next group of FCBA leaders. Ballots for this year's election have been mailed, and in May Michele Farquhar, our incoming president, will begin the process of selecting over 100 committee co-chairs for the upcoming Association year, which begins July 1. Nothing could be as important to the FCBA's future. We encourage all members to participate in the process.



Three categories of elected positions appear on our ballot: Executive Committee, Nominations Committee and Foundation Board of Trustees. Three candidates will be elected to the Executive Committee and the Nominations Committee from separate fields of six candidates. Four of eight nominees will be elected to the Foundation Board.

Of course, these elected positions are important in terms of charting the Association's course for the upcoming year. But more importantly they add new persons to our leadership track. In selecting officers for FCBA, the Nominations Committee looks primarily to members who have held elective positions. These members, because they are already involved in FCBA governance, often become identified as persons willing to take on the responsibilities that our officer positions require. The election process also adds to the diversity of our leadership pool in terms of age, gender and ethnicity. In these ways this year's election will help infuse the FCBA with new leadership and new ideas.

Equally important is the appointment of committee co-chairs. Just as our officers are chosen, for the most part, from a pool of members who have held elected positions, our nominees for elected positions often come from the ranks of our committee co-chairs. I can attest to the fact that most of the FCBA's substantive work is done by our 27 standing and ad hoc committees and our nine chapters. This year, for instance, our practice committees will have mounted 14 CLE programs here in Washington, and our chapters will have put on over 20 CLE and other programs. These programs and the government liaison functions the committees perform constitute our most important member services.

Participation in these activities, in turn, provides a forum for our members, particularly our younger lawyers, to gain access to higher leadership positions. For this reason, it is important that those who have been active in committee work and who want to participate at a higher level to identify yourselves to Michele Farquhar or Heidi Kurtz soon. Incumbent co-chairs also are encouraged to contact Michele or Heidi with the names of co-chair candidates for next year.

I want to thank Sandy Wilson and the other members of this year's Nominations Committee. The slate of candidates reflects the diversity of the Association while putting forward candidates who have shown not only ability but uncommon devotion to the FCBA. The Association is dependent on our members' participation in the leadership selection process. Please get behind the candidates of your choice and, most importantly, vote!

Harry C. Martin



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BAR ASSOCIATION

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Password as of May 10, 2005: 891

Save The Date! FCBA Seminar West 2005

The Brave New World of Communications: Technology Revolution - Regulatory Evolution?

**AUGUST 5-7 2005
CLAREMONT RESORT
AND SPA
BERKELEY, CALIFORNIA**

*Communications in 2005
New technologies
New players
New rules?*

New communications technologies and services are exploding onto the scene. Content providers, internet gateways, application makers and capacity companies all are grappling with the roles they might play in this chaotic, but immensely promising, picture.

Meanwhile, the FCC, state agencies and consumer groups are wrestling with the whole array of challenges posed by these new technologies. The frenetic pace of these technological changes has strained to the breaking point the regulatory structures that were designed for a different competitive environment.

This year's Seminar West will ask participants to focus on some of the questions that must be answered as the communications revolution careens ahead.

- How do these new technologies work and how are they disrupting the status quo?
- Who are the new players in communications and how are some of the "old" players morphing to meet the challenges of the new technologies?

- How do investors view this latest version of the communications technology revolution?
- What role should state and federal regulators play in the ever-changing communications industry?

The FCBA Seminar West invites you to join industry representatives, consumer advocates, legislators and state and federal regulators in a lively debate of the issues as we all try to understand what is—or should be—on the horizon in this new communications era.

Come to the award-winning Claremont Resort to meet up with your colleagues and relax with your families and friends in an informal setting. There are myriad recreational opportunities in the San Francisco Bay Area for people of all ages — plan to bring along your families for this great weekend!

Seminar West Agenda Friday, August 5, 2005

**1:00 – 1:15 p.m.
WELCOME**

**1:15 – 3:15 p.m.
REVOLUTIONARY
TECHNOLOGIES 101**
(2.0 MCLE*)

Heard of "broadband over power lines" but don't understand how it really works? Know that Wi-Fi will help shape the future of communications but can't tell 802.11b from 802.11g? This is the panel for you!

Nationally-recognized technologist Dale Hatfield will lead a panel of representatives from cutting-edge communications and Internet companies about tomorrow's technologies and the science behind them.

Moderator
Dale Hatfield, Chair, Department of Interdisciplinary Telecommunications, University of Colorado at Boulder

Panelists
TBD

**3:15 – 3:30 p.m.
BREAK**

**3:30 – 5:00 p.m.
BANKROLLING THE
REVOLUTION:
FORECASTING, FINANCING
& POLICY FALLOUT**
(1.5 MCLE*)

With the economy heating up, and venture capital financing on the rise, what can we expect for communications and Internet markets in the upcoming year?

This panel brings together communications and Internet market pundits and dealmakers to discuss investment, consolidation, technology adoption, and deal trends. The panel will also include a discussion of the key legal and regulatory issues we'll need to pay attention to as a result.

TBD

**5:30 – 6:30 p.m.
RECEPTION**

**6:30 – 8:30 p.m.
DINNER AND KEYNOTE
SPEAKER**
(1.5 MCLE*)

Keynote Speaker
Lisa Sutherland, Staff Director, Senate Commerce Committee

Saturday, August 6, 2005

**7:30 – 9:00 a.m.
BREAKFAST & KEYNOTE
SPEAKER**

Keynote Speaker
Karen Puckett, President & Chief Operating Officer, CenturyTel, Inc.

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SEMINAR WEST

SEMINAR AGENDA

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9:00 – 10:30 a.m. **FEDERAL REGULATION: MARCHING ON (IN) THE BELTWAY** (1.5 MCLE*)

As the Communications Act nears its 10th anniversary, the Federal Communications Commission faces a pivotal year for proceedings that will address how its regulations will apply to new technologies.

This panel will bring federal communications law leaders together for a discussion regarding key federal legislative and regulatory issues for 2005 and beyond.

Moderator
Bryan Tramont

Speakers
Dan Brenner, Senior Vice President of Law and Regulatory Policy, National Cable Television Association
Earl Comstock, Partner, Sher & Blackwell LLP
Andy Levin, General Counsel, Clear Channel Communications
Melissa Newman, Vice President-Regulatory Affairs, Qwest Communications International Inc.

10:30 – 10:45 a.m. **BREAK**

10:45 a.m. – 12:15 p.m. **STATE REGULATION: WHAT ARE THE STATES' ROLES FOR THE FUTURE?** (1.5 MCLE*)

With the front pages heralding new technologies, and federal regulatory responses, states' roles in shaping the regulatory landscape for future technologies is sometimes overshadowed. Yet, several important state decisions may ultimately have far more impact than that any others.

This panel will bring together leading state commissioners, practitioners, and industry representatives for a discussion about key regulatory issues being debated and implemented at the state level and how they will impact your communication and Internet businesses in the upcoming year.

Moderator
Bret Dublinske, Partner, Dickinson Mackaman Tyler & Hagen, PC

Speakers
David Conn, National Director State and Local Government Affairs, T-Mobile USA, Inc.
Commissioner Susan Kennedy, California Public Utilities Commission
Commissioner Diane Munns, President, National Association of Regulatory Utility Commissioners (NARUC)

C. Robert (Bob) Udell, Senior Vice President and President of Telephone Operations, Consolidated Communications Texas Holdings Inc.
Jeffrey Sinsheimer, Vice President, Law & Public Policy, California Cable Television Association

1:00 – 5:00 p.m. **LUNCH ON YOUR OWN** Free time

5:30 – 6:30 p.m. **WINE TASTING**

6:30 – 7:30 p.m. **DINNER & KEYNOTE SPEAKER** (1.5 MCLE*)

Keynote Speaker
Commissioner Jonathan Adelstein (invited), Federal Communications Commission

Sunday,
August 7, 2005

7:30 – 9:00 a.m. **BREAKFAST AND GOODBYE**

Thank You 2005 Annual Seminar Sponsors!

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TENNIS TOURNAMENT

Cingular Wireless
FOUNDATION CASINO NIGHT

Gray Television, Inc.
pulver.com

FRIDAY NIGHT BINGO

SBC Communications Inc.

Broadband Policy Summit 2005: A New Leadership Blueprint - June 1 & 2, 2005

Pike & Fischer is pleased to announce an exciting line-up of speakers for Broadband Policy Summit!

Don't miss this opportunity to hear from top public and private sector decision-makers and gain unparalleled insight into the most important developments driving the spectrum of voice, video and data services. Key industry leaders will spell out the trends, issues and problems shaping policy decisions and debate the best ways to lay new foundations for sound government and commercial strategies.

KEY SPEAKERS DISCUSSING THESE CRITICAL ISSUES INCLUDE:

Conference Chair:

Richard Wiley
Former FCC Chairman
Senior Partner
Wiley Rein & Fielding, LLP

Invited Keynote Speakers:

Kevin Martin
Chairman Designate
Federal Communications Commission

Fred Upton (R-MI)
Chairman, House Energy & Commerce Committee, Subcommittee on Telecommunications & the Internet

Robert Pepper
Chief, Policy Development Office of Strategic Planning and Policy Analysis
Federal Communications Commission

Featured Panelists:

Howard Waltzman
Senior Majority Counsel
House Energy & Commerce Committee
Charles Davidson
Commissioner
Florida Public Service Commission

Thomas Hazlett
Senior Fellow
Manhattan Institute for Policy Research

Jim Kirkland
General Counsel & Senior Vice President
Covad Communications Group, Inc.

John Kneuer
Deputy Assistant Secretary
National Telecommunications & Information Administration
Department of Commerce

Johanna Shelton Mikes
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David Fellows
Chief Technology Officer
Comcast Cable Communications, Inc.

Pam Arluk
Legal Counsel to the Bureau Chief
Wireline Competition Bureau
Federal Communications Commission

David Belanger
Chief Scientist and Vice President
AT&T Labs

TOPICS TO BE DISCUSSED INCLUDE:

- What's hot on the legislative and regulatory agendas; what's the Bush plan calling for?

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FCBA Committee Co-Chairs for 2005-2006

Please contact Michele Farquhar (mcfarquhar@hhlaw.com) or Heidi Kurtz (heidi@fcba.org) if you are interested in chairing or recommending ideas for one of the FCBA committees for 2005-2006. New committee appointments will be made in June 2005, and there will be two committee co-chair meetings during the coming year (in July 2005 and February 2006). A full list of committees can be found on the FCBA website at: http://www.fcba.org/about/standing_ad_hoc.shtml

2005 FCBA Election

Election materials have been mailed to voting members during the final week of April for the election of FCBA Officers, members of the Executive Committee, members of the Nominations Committee, and for Foundation Trustees. Student, retired, and non-attorney members are not eligible to vote as per the Association's Constitution and Bylaws. Ballots must be received no later than **Tuesday, May 31, 2005** to count in the election. The results of the election will be announced at the Association's Annual Meeting and Luncheon on June 6, 2005.

May CLE Seminars Postponed

The May 11 CLE on VOIP has been postponed until June. More info will appear on the website and in the June newsletter.

The May 24 Enforcement CLE has been postponed until further notice.

SPECIAL EVENTS

BROADBAND POLICY SUMMIT 2005

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- How will legislation affect broadband business practices?
- What will you need to do to position your organization for strategic success?
- How likely is the prospect of new telecommunications and broadband legislation - and when will it arrive?
- How do business leaders view these policy changes and what are their plans for this new environment?

Don't miss this chance to learn from the industry's leading policy-makers and insiders...

For more information call 1-800-255-8131 or 301-562-1530, ext 248; email customer-care@pf.com for a copy of the brochure or visit www.broadbandpolicysummit.com

Pike & Fischer, 1010 Wayne Ave, Suite 1400, Silver Spring, MD 20910

JUNE LUNCHEON

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of Senate President Pro Tempore. He also is the Chairman of the Senate Committee on Commerce, Science, and Transportation, which has oversight of the Departments of Commerce and Transportation. In addition, the Committee's broad jurisdiction covers issues including telecommunications, fisheries, our oceans, maritime, the Coast Guard, aviation (including the Transportation Security Administration), rail, highway safety, global climate change, interstate commerce, space, science, technology, economic development, trade, tourism, consumer issues, product safety, and sports.

Ted Stevens was born in Indianapolis, Indiana, on November 18, 1923. During World War II he was a pilot in the China Burma India theater, supporting the Flying Tigers of the 14th Air Force. He received two Distinguished Flying Crosses, two Air Medals, and the Yuan Hai medal awarded by the Republic of China. Following the war he graduated from UCLA and Harvard Law School, and practiced law in Washington, D.C. In the early 1950s he moved to Alaska, at the time a territory of the U.S. He practiced law in Fairbanks, and subsequently was appointed U.S. Attorney in Fairbanks in 1953, a position he held for three years.

He transferred to Washington, D.C. in 1956 to work as legislative counsel and then as an assistant to the Secretary of the Interior Fred Seaton. In 1960, he was appointed Solicitor (chief counsel) of the Department of the Interior by President Eisenhower. While in Washington, Stevens worked successfully for Alaska's and Hawaii's admissions to the Union.

Stevens returned to Alaska to practice law in Anchorage and in 1964 he was elected to the Alaska House of Representatives. In his second term in Alaska's legislature he became the House Majority Leader.

Following the death of Senator E.L. Bob Bartlett in December of 1968, then Governor Walter Hickel appointed Stevens to fill the vacancy. Under Alaska law, Stevens sought election in 1970. Stevens was subsequently elected for a full term in 1972, and re-elected in 1978, 1984, 1990, 1996 and 2002.

Senator Stevens is married to Catherine Ann Chandler of Anchorage, a fourth generation Alaskan. They have one child and eleven grandchildren. He also has five other children by his first wife Ann Cherrington of Denver, now deceased. Three of Stevens' six children and seven of his eleven grandchildren currently reside in Alaska.

COMMITTEE AND CHAPTER EVENTS

Engineering and Technical Practice Committee

Event: Brown Bag Lunch
Date/Time: Thursday May 12, 12:15 p.m.
Location: FCC, 445 12th Street, SW, South Conference Room
Topic: The role of NTIA in spectrum management, the IRAC process, and the FCC-NTIA interaction with respect to license applications, rulemaking proceedings, and spectrum management policy issues at the FCC.
Speakers: Fred Wentland, Associate Administrator and Karl Nebbia, Deputy Associate Administrator, NTIA's Office of Spectrum Management. Julius Knapp, Deputy Chief, FCC Office of Engineering & Technology, and other OET staff responsible for spectrum management issues, and liaison with NTIA and IRAC.
RSVP to: none required.

Mass Media Practice Committee

Event: Brown Bag Lunch
Date/Time: Tuesday, May 17, 12:15 p.m.
Location: Dow Lohnes & Albertson, PLLC, 1200 New Hampshire Avenue, NW, Suite 800
Topic: TBD
Speakers: TBD
RSVP to: Wendy Parish - wendy@fcba.org

State and Local Practice Committee

Event: Brown Bag Lunch
Date/Time: Wednesday, May 25, Noon
Location: Fleischman & Walsh, 1919 Pennsylvania Ave, N.W., 6th Floor
Topic: issues relating to the recent and/or anticipated mergers/consolidations in the telecommunications industry. The seminar will cover such important topics as federal and state regulatory issues, impact of consolidations on the competitive landscape, etc
Speakers: TBD
Other Info: If you have any questions, or would like to participate on a panel, please contact Enrico ("Erick") Soriano at esoriano@fw-law.com, J.G. Harrington at jharrinto@dlaw.com, or Brad Ramsay at jramsay@naruc.org.

Wireless Telecommunications Practice Committee

Event: Luncheon
Date/Time: Friday, May 20 at 12:15 p.m.
Location: Sidley Austin Brown & Wood, 1501 K Street, 6th Floor
Topic: Hot Topics in Wireless with the 8th Floor Legal Advisors
Speakers: Sam Feder, Office of Chairman Martin; John Branscome, Office of Commissioner Abernathy; Paul Margie, Office of Commissioner Copps; Barry Ohlson, Office of Commissioner Adelstein

Cost: \$15.00
RSVP to: See form on page 13.

Young Lawyers Committee

Event: Happy Hour
Date/Time: Thursday, May 12, 6:00-8:30 p.m.
Location: Poste, Modern Brasserie, 555 8th Street, NW, (Hotel Monaco) - 202-783-6060
For more info: Pam Slipakoff at 202-418-7705 or pamslip@yahoo.com
Join the YLC for happy hour at Poste. Light appetizers will be provided. Happy hour drink specials will be available. Poste, named for its historic landmark location in the 1841 General Post Office, has quickly become a local favorite. Ask for the FCBA Young Lawyers group. We will be on the patio if the weather is nice.

Event: Brown Bag Lunch
Date/Time: Wednesday, May 18, 12:15 p.m.
Location: Willkie Farr & Gallagher LLP, 1875 K Street, NW, 2nd Floor
Topic: Elections and Planning Lunch
Other Info: No proxy votes are allowed so be sure to attend! All are welcome but voting is limited to current YLC members. All nominations should be e-mailed to Jason Friedrich or Pam Slipakoff no later than May 11. For further information, please contact Jason Friedrich (jason.friedrich@dbr.com or 202-354-1340) or Pam Slipakoff (Pam.Slipakoff@fcc.gov or 202-418-7705).

Charity Auction Recipient Application is Now Available

The 16th Annual Charity Auction, sponsored by the FCBA Charity Auction Committee, will be held on November 17, 2005 at the Hamilton Crowne Plaza's Almas Temple at 14th and K Streets. The Auction Committee is accepting applications from local charities to be considered as the recipient of the auction proceeds. To view the application: http://www.fcba.org/foundation/charity_auction.shtml. Applications must be received by June 30, 2005.

MAY LUNCHEON

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of Digital Television Pioneers, and in 2003 received its highest award as the industry leader most influential in advancing HDTV.

As chairman of the Home Recording Rights Coalition (HRRRC), Shapiro has led the manufacturers' legal and legislative battle to preserve the legality of recording technology and the consumer battle to protect fair use rights. Shapiro has held many exhibition industry leadership posts, and in 2002, received the exhibition industry's highest honor, the IAEM Pinnacle Award. Shapiro also serves on the Board of Visitors of George Mason University, Virginia's largest university, and is a member of the board of directors of the Northern Virginia Technology Council. He also served as a

member of the Commonwealth of Virginia's Commission on Information Technology. Shapiro has also been recognized by the U.S. Environmental Protection Agency as a "mastermind" for his initiative in helping to create the Industry Cooperative for Ozone Layer Protection (ICOLP).

Prior to joining the association, Shapiro was an associate at the law firm of Squire, Sanders and Dempsey. He also has worked on Capitol Hill, as an assistant to a member of Congress. He received his law degree from Georgetown University Law Center and is a Phi Beta Kappa graduate with a double major in economics and psychology from the State University of New York, Binghamton. He is married to Dr. Susan Malinowski, a Detroit-based retina surgeon.

COMMITTEE AND CHAPTER NEWS

New England Chapter Update

FROM: DOUG DENNY-BROWN, CYNTHIA LAROSE, AND STACEY PARKER, NEW ENGLAND CHAPTER CO-CHAIRS.

The New England Chapter is holding a two-panel event in Boston, Massachusetts on **Wednesday, May 11th from 1:30 p.m. to 5 p.m. entitled "VOIP: From Emergence to Abundance."** The law firm of Nixon, Peabody LLP will host the event at its 100 Summer Street location. The first panel will address the business plans and products of various different VoIP providers, from cable providers Comcast and Time Warner, major wireless and wireline carriers like Sprint, to smaller CLEC/VoIP providers like RNK Telecom. A second panel will address current key regulatory and legal issues facing VoIP providers. This panel event is a follow up to the New England Chapter's "Emergence of VOIP" panel held in June 2003. Issues to be addressed will be different market implementation plans, state, federal, and international regulatory issues, and other relevant topics for this paradigm shifting technology. Confirmed speakers include Dave Kowolenko, V.P. Telephone, and

Stacey Parker, Director New England Reg. Affairs for Comcast, Julie Patterson, Senior Counsel for Time Warner, Jim Patterson, V.P. Carrier Access and Wholesale Markets for Sprint, Richard Koch, President of RNK Telecom, Cherie Kiser, Chair of the Communications Section at the law firm of Mintz, Levin, and Bob Atkinson, Director of Policy Research at the Columbia Institute for Tele-Information. Vonage, Verizon, IBasis, and other carriers and speakers may also join the final panels. As usual, there will be tasty snacks and non-alcoholic beverages for attendees. If you are interested in attending, please contact New England Co-chair Doug Denny-Brown via email, at dougdb@rnktel.com.

Also being finalized is a brown bag lunch with the New Hampshire PUC commissioners and key staff, to occur in late May, likely in or around Concord, New Hampshire. This should provide a valuable opportunity to meet the key members of the Commission in an informal setting and gain good practical advice and knowledge about practicing and coming before them. The Chapter plans to hold brown bag lunches with all of the New England Commissions on a rotating basis. If you are interested in attending the brown bag lunch, please contact Co-Chair Stacey Parker at Stacey_Parker@cable.comcast.com.

In keeping with the New England Chapter's attention to cutting edge technologies, a panel event on WiFi/WiMax/Ultra-Wideband will be held in mid-to-late June. This event, also likely to be held in the Boston area, will give a technical introduction to WiFi, WiMax, and Ultra-Wideband, and will then look at market implementation, interface with existing technologies, and state and federal regulatory issues, among other topics. Panel members for this event will also include major representatives from WiFi/WiMax/UWB companies, carriers, state and federal regulatory members, and others. More information will be made available as it is confirmed.

Florida Chapter Update

The Florida Chapter Co-Chairs are presently planning two meetings for the remainder of 2005, with one meeting focused on Florida legislative initiatives and the other focused on a current broadcast media and/or wireless issue. If you would like to get involved with the Florida Chapter, please contact one of the co-chairs, Will Cox (wcox@abelband.com), Ila Feld (ifeld@broadlaw.com), Marianne LePera (marianne.lepera@henlaw.com), or Pat Meehan (pmeehan@hklaw.com).



McKenna's Wagon Needs Volunteers for May 22nd

McKenna's Wagon is a mobile soup and sandwich wagon that goes "on location" to deliver food to the needy. For those who have volunteered, it has been a wonderful experience and a great way to help the needy in the D.C. community.

The Wagon is a white van that is loaded up with sandwiches, snacks and soup. We meet at Martha's Table at 4:45 pm in comfortable clothes and shoes. Martha's Table is located in a yellow building at 2114 Fourteenth Street, NW, in the District, near the intersection of 14th and U Streets. On-street parking is available.

Upon arrival we get assignments (some of us will distribute snacks and sandwiches, others will serve soup), and put on aprons before we depart in the van to 5th and New York Ave., NW (near the new Convention Center). We are driven by one of our experienced volunteers and the trip to distribution location takes about 10-15 minutes.

We serve about 30-75 people per visit including a few mothers who come for food for their families. The area is well patrolled by police. The food distribution is conducted in an efficient, calm and orderly fashion and many of the people we serve are quite appreciative of our efforts. Once we serve all of the food, we do a clean up of the immediate area. Total time for the distribution takes about one hour and we usually return to Martha's Table by or before 6:30 pm.

We would love to have you join us on one of our upcoming food runs: 5/22, 6/26, 7/24 or 8/28. If you are able to volunteer for one of these dates, please send an e-mail to cara.voth@fcc.gov or tvanwazer@sidley.com.

Volunteer Outreach for Martha's Table - May 29

Many of us are stretched for time these days, but why not consider spending a few hours on a Sunday to help the FCBA Foundation's partner charities? For several years now, the FCBA has been

providing volunteers to Martha's Table and McKenna's Wagon. These organizations rely on the good work of our members each month, so grab a friend, colleague or family member and join your fellow FCBA volunteers!

On April 24, members of the FCBA will help prepare meals for the homeless at Martha's Table in the District of Columbia. Martha's Table feeds hundreds of hungry, homeless adults and children on the streets of Washington daily, through its mobile soup kitchen. Children and friends are also welcome. We will begin at 10:00 am and work until 1:00 pm. Martha's Table is located in a yellow building at 2114 Fourteenth Street, NW, in the District, near the intersection of 14th and U Streets. On-street parking is available. Volunteers are asked to bring sandwich fixings (bread and sandwich meat) with them, as the center often runs out of donated food.

Future dates include June 26 and July 31, so mark your calendars now. For more information, contact Howard Weiss at 703-812-0471 — weiss@fhhlaw.com or Heidi Kurtz at 202-293-4000 heidi@fcba.org.

Volunteer for the Next Walk-In Legal Clinic on May 14

The FCBA organizes volunteers to spend three hours once a quarter helping lower income individuals through a clinic sponsored by the DC Bar. Our next FCBA volunteer date for the Walk In legal clinic is **Saturday May 14th**. We have moved to a **new location**. At the new location, we co-volunteer with the Federal Communications Commission and other members of the private bar. Attorneys receive a half-hour overview/orientation beginning at 9:30

am over bagels and juice. Volunteers are expected to assist clients only during the time they are at the clinic.

The new location is the Max Robinson Clinic, which is located at 2301 Martin Luther King, Jr. Avenue, S.E., Washington, DC 20020. The clinic has the same sponsor and in the same format, but we will be at a different location to help the DC Bar better allocate volunteers.

It is a great opportunity to spend a few hours and get so much more in return. Clients are appreciative and you can actually learn some practical advice and talk to clients who are every day

people. As always, encourage your colleagues to help out.

You must either be a member of the DC Bar, have an application pending to the DC bar, or be an employee of the federal government to provide advice. Those who are not DC bar members, paralegals and law students are needed, however, to provide intake and triage. Law students can have the opportunity to sit in on advice sessions. Dress is casual, but respectful. Bring a pen. Contact Cheryl Leanza at leanza@nlc.org for more information, to RSVP, and for directions to the new location.

FCBA FOUNDATION GOLF TOURNAMENT

9th Annual FCBA Foundation Golf Tournament Monday, June 20

It's time to mark your calendars for the 9th Annual FCBA Foundation Honorable Robert E. Lee Memorial Golf Tournament on **Monday, June 20, 2005**. The group will return to **Bull Run Country Club in Haymarket, Virginia**. The tournament shotgun start begins at 9:00 a.m., but the driving range opens at 7:00 a.m. and a continental breakfast is served at 7:45 a.m. Golfers will also receive lunch afterwards during the awards ceremony.

Even if you don't play, there are many other ways to support this tournament through prize donation and hole sponsorships. A company hole sponsor costs \$300 and individuals can sponsor for \$250. Team sponsorships are available for \$1,000 per foursome to compete for the Eagle Trophy. If interested in donating prizes please contact **Joy Ragsdale**, 202-727-3071. For sponsorships, please contact **Heidi Kurtz** - heidi@fcba.org.

The tournament is an enjoyable day for a good cause - raising substantial money for the FCBA Foundation's Scholarship Fund, which provides college funds for deserving District of Columbia high school graduates as well as stipends for unpaid Law School summer interns at government agencies.

The tournament is named in memory of former Federal Communications Commission (FCC) Chairman Robert E. Lee, who passed away in April 1993 after serving on the FCC for almost thirty years. Chairman Lee served as a Commissioner of the FCC for 28 years and was instrumental in the early development of color television, among other contributions to federal communications policy.

Prices and registration on page 12. If you are interested in helping out with the tournament planning, or on the day of the event, contact **Alan Campbell** - (202) 728-0400 or **Heidi Kurtz** in the FCBA office - (202) 293-4000.



PRACTICE COMMITTEE HIGHLIGHTS

Report on April 11th CLE: "Retransmission Consent & Must Carry in the Digital Age"

BY TO-QUYEN TRUONG

On April 11th, the Cable Practice Committee and the Mass Media Practice Committee co-sponsored a CLE seminar on the topic of Retransmission Consent & Must Carry in the Digital Age. Eloise Gore, Assistant Chief of the Policy Division of the FCC Media Bureau, first gave a brief overview of the statutory framework governing must carry and

retransmission consent. She also discussed recent hot issues, including the FCC's February 2005 ruling that cable operators are not required to provide dual carriage of broadcasters' analog and digital signals nor to carry all of the broadcasters' multicast streams.

A panel then discussed the nuts and bolts of must carry and retrans. Paul Feldman, Partner at Fletcher, Heald & Hildreth, discussed must carry criteria. Kevin Latek, Partner at Dow, Lohnes & Albertson, followed with issues arising in retrans negotiations. Issues specific to satellite were fleshed out by James Dunstan, Partner at Garvey Schubert Barer. Next, industry representatives engaged in a lively debate. Jane Mago, Senior Vice

President and General Counsel of the National Broadcasters Association (NAB), and Larry Walke, Associate General Counsel, voiced the NAB's must carry and retrans arguments. Michael Schooler, Deputy General Counsel of the National Cable & Telecommunications Association (NCTA), provided a spirited rejoinder regarding the limits on cable's must-carry obligations. Finally, Christopher Cinnamon, Partner at Cinnamon Mueller, highlighted the American Cable Association petition for FCC action to prevent broadcaster retrans abuses.

The event attracted nearly 80 broadcast, cable and other professionals, from young lawyers to industry veterans.

ANNUAL SPRING RECEPTION WITH FCC COMMISSIONERS AND LEGAL ADVISORS

Thursday, June 9, 2005

**THE WASHINGTON HILTON, 1919 CONNECTICUT AVE., NW, WASHINGTON, D.C.
6:00 TO 8:00 P.M. (ON THE TERRACE, WEATHER PERMITTING)**

PLEASE RESERVE THE FOLLOWING:

- _____ Sponsorship(s) at \$250.00 per sponsorship (includes two tickets to the event, recognition in the newsletter, and acknowledgement at the event)
 - _____ FCBA Private Sector Member ticket(s) at \$50.00 per ticket
 - _____ FCBA Government/Academic/Law Student Member ticket(s) at \$30.00 per ticket
 - _____ Non-Member ticket(s) at \$60.00 per ticket
-

Name _____

Organization _____

Address _____

Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____

PLEASE LIST NAMES OF ALL ATTENDEES

(all guests' names must be received by mail, fax, or e-mail no later than Friday, June 3):

PAYMENT INFORMATION

\$ _____ Total Enclosed Visa MasterCard American Express

Credit card no. _____ Exp. date _____

Signature _____

PLEASE SEND THIS FORM AND A CHECK MADE PAYABLE TO THE "FCBA" OR FAX TO (202) 293-4317 NO LATER THAN FRIDAY, JUNE 3 TO:

Federal Communications Bar Association
1020 19th Street, N.W., Suite 325
Washington, D.C. 20036
Phone: (202) 293-4000
Fax: (202) 293-4317
E-mail: fcba@fcba.org

NO TICKETS WILL BE MAILED. RESERVATIONS WILL BE CONFIRMED AT THE REGISTRATION DESK AT THE RECEPTION.

CANCELLATION POLICY: DUE TO THE NATURE OF THIS EVENT, NO REFUNDS WILL BE GIVEN FOR CANCELLATIONS.

JOB BANK

TO RESPOND TO JOB BANK LISTINGS

If the employer is listed, send the information requested directly to the employer. If you are responding to a **BLIND BOX** listing, send **ONE COPY** of the information requested to Heidi Kurtz, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101, or **EMAIL** it to heidi@fcba.org. Please clearly indicate the Blind Box number to which you are responding. If you are applying to a Blind Box, you may enclose a separate note to the FCBA specifying any organization to which you do not wish your application to be forwarded. Responses to Blind Box listings can be accepted only from FCBA members.

TO LIST A JOB

Complete a Job Bank Form and send or fax the Form and the appropriate payment to Heidi Kurtz, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101. In addition, please email the text of the ad to heidi@fcba.org. Listings and payment received by the 10th day of each month will appear in the next month's newsletter. If possible, ads should not exceed 75 words. Please call the FCBA, (202) 293-4000, for a Job Bank Form. (No headhunters please).

5.05.1

Nextel Communications, a Fortune 200 company based in Reston, VA, is seeking an Assistant Counsel to support business negotiators in spectrum transactions in the 800MHz, 900MHz, 1.9GHz (BAS) and 2.5GHz (MDS/ITFS) bands. Negotiate legal terms and draft agreements for acquisition, exchange and leasing transactions. Negotiate and draft miscellaneous transaction documents, including memoranda, correspondence and closing documents. Document terms and conditions of transactions in compliance with Nextel legal

standards. Advise business negotiations on all legal aspects of transactions, seeking advice from outside counsel or attorneys in other practice areas when necessary. Review contracts and respond to inquiries regarding contract elements. Perform due diligence, and maintain complete and accurate files for transactions. Able to work independently and to interact well with team members. Some travel required. Minimum Qualifications: Four Year College Degree and J.D. from accredited law school. Admission to and good standing in at least one U.S. state (or D.C.) bar. Minimum of 3-5 years of industry or transactional experience, with emphasis on negotiating and drafting transactions agreements, including purchase, exchange and lease agreements. Superior communication, project management and organizational skills. Strong interpersonal skills and self-starter in fast paced and demanding environment. Excellent writing and verbal communications skills. For immediate consideration, please submit your resume to www.nexteljobs.com, reference job code 73010 or 73152. New hires are eligible for benefits, including 401(k) and stock options, on their first day of employment. Nextel is committed to an all-inclusive workforce that is reflective of our community, our markets and our customers. AA EOE m/f/d/v

5.05.2

Counsel, Regulatory Affairs, Top East Coast Media Company — Counsel, Regulatory Affairs will have a primary focus on developing and implementing strategies on regulatory policy issues within the media industry and assist in providing legal advice on legislative and regulatory policy affecting all business operations. Experience in cable, telecom and/or government is preferred and FCC experience is a strong plus. Excellent written and oral communications skills are essential. The company offers a highly competitive salary, bonus and benefits package. Send resumes to: managementxl@yahoo.com.

5.05.3

Washington, D.C. office of Coudert Brothers LLP has (2) immediate openings for a junior and senior associate position. The candidates should have at least 3-4 years and 5-6 years of telecommunications experience, as well as excellent academic credentials and strong legal research and writing skills. FCC experience and bilingual ability desirable. Salary and benefits competitive and commensurate with experience. Qualified candidates should email a resume and transcript to: Coudert Brothers LLP, c/o Bill Coulter, 1627 I Street, N.W., Washington, DC 20006, zepkac@coudert.com.

5.05.4

Telecommunications Attorney: Mid-Sized, Tysons Corner law firm seeks telecommunications attorney with a minimum of 2 years experience. Familiarity with wireless issues, in particular Part 90 regulations, preferred. Successful candidate must possess excellent writing skills, the ability to work independently and good judgment. Great opportunity for a self-starter who is looking for client contact, increasing responsibility and a solid work environment. Part-time employment would be considered. Fax resume and writing sample to Jennifer on (703) 584-8695 or via email to jdav@fclaw.com.

5.05.5

Crown Castle International Corp., located in Canonsburg, Pennsylvania, has an immediate need to hire an attorney with 5+/- years experience providing commercial transaction, contract negotiation, real estate or litigation advice. Preference for experience in telecommunications, right-of-way, cable and real estate. Salary commensurate with experience. Please e-mail cover letter and resume to Mary Borgesi at mary.borgesi@crowncastle.com.

5.05.6

Lawler, Metzger, Milkman & Keeney, LLC, a small Washington, DC firm specializing in communications law, is seeking an associate with 1-2 years experience. Strong writing and analytic abilities required. Communications experience helpful but not essential. Please send resumes to Kathy Winters, kwinters@lmmk.com. For more information about the firm, see: www.lmmk.com.

5.05.7

Fletcher, Heald & Hildreth, PLC is seeking an associate with 2 or more years' experience for its growing mass media regulatory and transactional practice. Excellent academics and writing skills required. Competitive salary and benefits. Send resume to george@fhhlaw.com.

The Computer Law Association World Computer and Internet Law Congress and Annual Meeting May 5-6, 2005

"THE FOREFRONT OF IT LAW: A MASTER CLASS ON THE NEED-TO-KNOW ISSUES"

Park Hyatt Hotel, Washington D.C. Further information and conference agenda can be found on the Computer Law Association website at www.cla.org.

COMMITTEE AND CHAPTER EVENT FORM

Name _____ Organization _____

Address _____ Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____ E-mail _____

CHECK THE EVENT(S) FOR WHICH YOU ARE REGISTERING:

- Thursday, May 12 – Breakfast with Gary Shapiro, J.W.** Marriott Hotel, 1331 Pennsylvania Avenue, NW – bottom level, Registration opens at 7:30 a.m. - breakfast will begin at 8:00 a.m.
Cost: \$40.00 for Private Sector Members, \$30.00 for Government/Academic/Law Student Members, and \$55.00 for Non-members. Tables of eight are available for \$320.00.
Registrations and cancellations due by 5:00 p.m., Monday, May 9, 2005
- Monday, June 6 – Senator Stevens Luncheon**, Capital Hilton Hotel, Congressional Ballroom, 16th and K Streets, NW. The doors will open for registration and networking at 11:30 a.m. and guests will be seated for lunch at Noon.
Cost: \$45.00 for Private Sector Members; \$35.00 for Government and Academic Members, and \$65.00 for Non-Members. Tables of 10 available for \$450.00.
Registrations and cancellations due by 5:00 p.m., Wednesday, June 1, 2005
- Friday, May 20 – Wireless Luncheon**, Sidley Austin Brown & Wood, 1501 K Street, 6th Fl., 12:15 p.m.
Cost: \$15.00.
Registrations and cancellations due by 5:00 p.m., Tuesday, May 17, 2005.
-

\$ _____ Total Enclosed Visa MasterCard American Express

Credit card no. _____ Exp. date _____

Signature _____

PAYMENT MUST BE RECEIVED NO LATER THAN THE DAY OF THE EVENT. PHONE REGISTRATIONS WILL NOT BE ACCEPTED.

PLEASE FAX THIS FORM TO: Ann Henson, Federal Communications Bar Association, Fax: (202) 293-4317

CLE CREDIT: FCBA will be requesting accreditation from the State Bars of Virginia and California for continuing legal education credit. If approved, forms for Virginia and California will be available at the Seminar Registration Desk. Please note that FCBA does not obtain CLE credit for other states. The FCBA will, however, assist with applications to other states, but attorneys must apply individually for credit courses and submit any forms and payments necessary directly to the state bar. The number of credits corresponds with the number of hours of course time, i.e., a two-hour seminar equals 2.0 hours of credit.

Federal Communications Bar Association
1020 19th Street, N.W., Suite 325
Washington, D.C. 20036
Phone: (202) 293-4000
Fax: (202) 293-4317
E-mail: fcba@fcba.org

ROBERT E. LEE MEMORIAL FCBA FOUNDATION CHARITY GOLF TOURNAMENT REGISTRATION



Name _____
 Organization _____
 Address _____ Suite/Room/Apt. _____
 City/State/Zip _____
 Phone _____ Fax _____ E-mail _____

YES! I WOULD LIKE TO SUPPORT THE GOLF TOURNAMENT, TO BE HELD ON MONDAY, JUNE 20, 2005, AT BULL RUN GOLF CLUB, AS INDICATED BELOW:

- | | |
|---|------------------------|
| <input type="checkbox"/> Eagle Club | \$ 1,000 |
| <input type="checkbox"/> FCBA Private Sector Member | \$ 200 (for teams x 4) |
| <input type="checkbox"/> FCBA Government/Academic/Young Lawyer/Law Student Member | \$ 150 |
| <input type="checkbox"/> Non-Member | \$ 250 |

GOLFERS IN YOUR FOURSOME (IF KNOWN AT THIS TIME):

Name(s)	Organization	Handicap or average of last two rounds
_____	_____	_____
_____	_____	_____
_____	_____	_____

Eagle Club - \$1,000

- Golf foursome including admission to all event activities
- Continental breakfast and lunch
- Participation with other Eagle Club sponsors in exclusive "Tournament Within A Tournament" competition to win the coveted Eagle Club trophy
- Full page ad in event program
- Top-level recognition in all event advertising before and after the tournament

For more information about the tournament, go to www.fcba.org

Note: Players may choose their foursomes regardless of donation level.

Company Hole Sponsor — \$300

- Full page ad in event program
- Hole signage

Individual Hole Sponsor — \$250

- Half page ad in event program
- Hole signage

SCHEDULE

- 7:00 a.m. Registration and driving range open
- 7:30 a.m. Complimentary continental breakfast available
- 9:00 a.m. Shotgun start
- 2:00 p.m. Lunch and awards ceremony

CHAIRMAN LEE

The tournament is named in memory of former Federal Communications Commission (FCC) Chairman Robert E. Lee, who passed away in April 1993 after serving on the FCC for almost thirty years. Chairman Lee served as a Commissioner of the FCC for 28 years and was instrumental in the early development of color television, among other contributions to federal communications policy.

PLEASE SEND THIS FORM AND A CHECK MADE PAYABLE TO THE "FCBA FOUNDATION" TO:

Heidi Kurtz

1020 19th St., NW, Suite 325
 Washington, DC 20036
 Tel: 202 293-4000
 Fax: 202 293-4317
heidi@fcba.org

PLEASE RETURN FORM AND PAYMENT BY WEDNESDAY, JUNE 15, 2005

\$ _____ Total Enclosed Visa MasterCard American Express

Credit card no. _____ Exp. date _____

Signature _____

Calendar

May 5-6	Computer Law Association Conference, Park Hyatt Hotel, Washington, D.C.
May 11	New England Chapter VOIP Panel Event
May 12	Breakfast with CEA's Gary Shapiro, J.W. Marriott Hotel
May 12	Engineering and Technical Practice Committee Brown Bag Lunch
May 12	Young Lawyers Happy Hour at Poste
May 14	Volunteer for Walk-In Legal Clinic
May 17	Mass Media Practice Committee Brown Bag Lunch
May 17	FCBA Executive Committee Meeting
May 18	YLC Brown Bag and Election
May 18	FCBA Foundation Board of Trustees Meeting
May 20	Wireless Telecommunications Practice Committee Brown Bag Lunch
May 22	Volunteer for McKenna's Wagon
May 25	State and Local Practice Committee Brown Bag Lunch
May 29	Volunteer for Martha's Table
May 31	FCBA Election Ballots Due
June 1-2	Pike & Fischer Broadband Policy Summit, Willard Hotel, Washington, D.C.
June TBD	CLE Seminar on VOIP (postponed from May 11)
June 6	FCBA Annual Meeting and Luncheon with Senator Stevens
June 9	FCBA Spring Reception, Washington Hilton Hotel
June 20	9th Annual FCBA Foundation Golf Tournament, Bull Run Country Club
July 1	FCBA Membership and Fiscal Year begins
August 5-7	FCBA Seminar West, The Claremont Resort, Berkeley, CA
November 17	16th Annual Charity Auction
December 8	19th Annual FCC Chairman's Dinner



FEDERAL COMMUNICATIONS
BAR ASSOCIATION
1020 19th Street, N.W.
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Washington, D.C. 20036