

# FCBA News

NOVEMBER 2004

Newsletter of the Federal Communications Bar Association

## Join Us in Celebrating the 15th Anniversary of the FCBA Charity Auction

On **Thursday, November 18, 2004**, the Young Lawyers Committee and the FCBA Foundation will host the **15th Annual FCBA Charity Auction**. The auction will take place in the Hamilton Crowne Plaza's Sphinx Ballroom at the Almas Temple, 1315 K Street, NW, from 6:30-9:30 p.m.

This year's auction proceeds will benefit the Charitable Coalition for Children with Cancer. The Coalition consists of Teardrops to Rainbows, the John Quadrino Foundation, the Inova Fairfax Hospital for Children Pediatric Oncology Fund, and the Make-A-Wish

Foundation of the Mid-Atlantic, Inc. All four organizations have the shared goal of meeting the needs of children with cancer and their families in the Washington, D.C. area.

This year marks the 15th anniversary of the charity auction. Fifteen years ago, when the Young Lawyers Committee began working with Northstar's Homeless Children's Tutorial Project, it decided to turn its December happy hour into a charity benefit. The first auction in 1990 was organized by an

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## CLE Seminar on Use of Alternative Dispute Resolution to Enhance Communications Practices – November 9

An advanced CLE program will be held from 6:00 to 8:15 p.m. on **Tuesday, November 9, 2004** on the "Potential of Alternative Dispute Resolution for Enhancing Communications Practices and Clients' Business Objectives." It will be held at the offices of Wiley Rein & Fielding LLP, 1776 K Street, N.W.

The program will include two panels. The first will discuss the use of ADR in contract negotiations, enforcement proceedings, and consensus policy positions, as well as for dispute

resolution. The second panel will address effective ADR advocacy from the perspective of the people in the trenches.

Please RSVP no later than November 5, 2004. Course materials will be sent electronically in advance of the program to everyone registered by that date.

Registration information is on page 12 of this newsletter.

## Breakfast CLE Seminar on Spectrum Management 101 – December 9

The Wireless Practice Committee will hold a CLE seminar addressing the basics of spectrum management, "Spectrum Management 101: Nuts and Bolts of Spectrum Management – Engineering, Legal, and Economic Perspectives."

The seminar will be held from **8:30 to 10:30 a.m. on Thursday, December 9, 2004**, in the Conference Center at Wiley, Rein, & Fielding, 1776 K Street, NW, Washington, D.C. Registration will begin at 8:00 a.m. Breakfast – and strong coffee – will be served. Some FCBA members have indicated that evening CLE seminars are difficult to attend given other existing evening obligations – this is the first FCBA CLE seminar being offered during the morning hours – so, we'd like your feedback. The seminar will be worth two CLE credits.

The seminar will consist of two one-hour sessions. For the first session, **Julius Knapp**, Deputy Chief, Office of Engineering and Technology, FCC, will provide an overview of the fundamentals of spectrum management, as well as his insights on the spectrum management process from an engineering perspective. For the second session, **Evan Kwerel**, Senior Economic Advisor, Office of Strategic Planning and Policy Analysis, FCC, will address spectrum management from an economist's perspective, and **Christopher Wright**, Partner, Harris, Wiltshire & Grannis, and former FCC General Counsel, will provide an overview of the legal

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[www.fcba.org](http://www.fcba.org)

# PRESIDENT'S MESSAGE

## DEAR MEMBERS:

At a recent meeting of the Young Lawyers Committee, our President-Elect, Michele Farquhar, and I were asked to comment on job opportunities in communications law. This provided an opportunity for us to explain how networking, and participation in FCBA activities in particular, can help in career advancement for young attorneys, whether they work in law firms, government or industry. With the hope of reaching some of our younger lawyers who did not attend the meeting, here are a few of the matters we emphasized.



Spending time developing personal relationships with other lawyers should not be viewed as optional or as an extracurricular activity. Indeed, networking plays a critical role in career development. This is true for several reasons. Knowing the person with whom you are negotiating a contract or settlement, or against whom you are litigating, improves the quality of a lawyer's advocacy. If you know your counterpart personally, you will benefit from having created at least a threshold level of trust, thereby minimizing misunderstandings and otherwise facilitating the most efficient disposition of the matter.

Lawyers in private practice before the FCC benefit additionally by knowing who to call at the agency when the rules are unclear or when special attention to a client matter is needed. It is difficult to gain access to decision makers unless a network of contacts has been cultivated over the years. Similarly, government attorneys benefit if they know and can call on the lawyers whose applications or correspondence they are reviewing. In short, having a circle of professional acquaintances improves efficiency for everyone.

Further, having a good network provides valuable information on job availabilities in and out of government, some of which are published and some of which are not. Having a contact in a target organization or firm can be a key factor in getting an interview.

But most obviously, having a network affords lawyers in private practice the opportunity for client referrals from their peers. This is critical for career development among lawyers who practice exclusively in Washington, which is a great distance away from most potential clients.

This year the FCBA is doing its best to promote networking. We are planning to have four or five luncheons and three or four breakfasts. In September we held a well-attended kick-off luncheon featuring Mike Gallagher, Administrator of NTIA, and in October we had the first in this year's breakfast series, with MPAA President Dan Glickman as our guest speaker. Also in October, over 200 persons attended the FCBA's third annual Oktoberfest reception. We have tentative plans for two more receptions between now and June 30, one on Capitol Hill and another in the spring similar to the one held outdoors last June. The Charity Auction, which has drawn large crowds in recent years, is scheduled for November 18. Our committees continue to hold brown-bag luncheons, providing still other networking opportunities. And then there is the mother of all FCBA functions—the Chairman's Dinner, scheduled this year for Thursday, December 2. Networking clearly is valued by our members: we had 1600 guests at this function last year. Ticket sales and table reservations indicate that this year's crowd will be even larger.

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BAR ASSOCIATION

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# 3RD ANNUAL OKTOBERFEST



## Sponsors

The FCBA would like to thank the Sponsors of the Oktoberfest Reception

### GOLD

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Cingular Wireless  
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CTIA - The Wireless Association  
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Vinson & Elkins, LLP

# CHAIRMAN'S DINNER

## 18th Annual Chairman's Dinner on December 2

The 18th Annual FCBA Chairman's Dinner, where FCC Chairman **Michael K. Powell**, will give remarks, is being held on **Thursday, December 2**, at the Washington Hilton & Towers.

Individual tickets are priced at \$170.00 for members, \$250.00 for non-members, and \$100.00 for government/academic attorneys. Tables of 10 may be requested for \$1,700.00. In addition, the FCBA is offering an opportunity for our members to contribute to the FCBA Foundation as Sponsors of the Chairman's Dinner by purchasing tables of ten at \$2,050.00 per table, \$350.00 of which will be donated to the Foundation. Last year, the Sponsors contributed more than \$30,000.00 to the Foundation. This money was used to fund scholarships for college-bound students from area high schools, and for summer

internships for law students. Sponsors will receive recognition in the *FCBA News*, the dinner program, and a slide show at the event.

**The Chairman's Dinner sells out each year**, so be sure to order your tickets early. Ticket orders and payment

must be received no later than **Friday, November 12, 2004**. Seating is reserved and tickets to the dinner will be mailed on Monday, November 22nd. Table assignments will not be made until payment is received. Please use the registration form on page 13 to order tickets to the dinner.

## Auction Sponsors

The Auction Committee would like to thank the following Auction sponsor companies as of October 26:

CTIA - The Wireless Association  
Drinker Biddle & Reath LLP  
Intelsat  
Hogan & Hartson, LLP  
Lockheed Martin Corporation  
NeuStar, Inc.  
Sidley Austin Brown & Wood, LLP  
Willkie Farr & Gallagher LLP

# IN MEMORIAM

## Richard Marten Schmidt, Jr. (1924-2004)

Dick Schmidt, a longtime FCBA member whose career in broadcasting and media law spanned seven decades, died of congestive heart failure on October 17 at age 80. He recently retired after 35 years with Cohn and Marks LLP.

Dick first became involved with the broadcast industry as a student at the University of Denver and later at the University of Denver College of Law, where he spun records, read news, and hosted a jazz music program at radio stations KOA and KMYR. After entering private practice in 1950, Dick won a major victory on behalf of the televised press in the "Canon 35" case before the Colorado Supreme Court, which allowed television cameras into courtrooms for the first time ever.

Dick came to Washington in 1959 to serve as Chief Counsel for Senator Stuart Symington's investigative subcommittee. From 1965 to 1968 he served as General Counsel and Congressional Liaison for the United States Information Agency during the time that Leonard Marks, a founder of Cohn and Marks, was Director. When Dick left the agency, he joined Cohn and Marks as a partner.

During virtually all of his 35 years with Cohn and Marks, Dick served as counsel to the American Society of Newspaper Editors. He also represented both newspaper and broadcast companies. He was a tireless advocate for media First Amendment rights. He co-founded the ABA Forum on Communications Law and its National Conference of Lawyers and Representatives of the Media and was a founding member of the Advisory Board of the Media Law Reporter.

Dick received the Society of Professional Journalists/Sigma Delta Chi First Amendment Award. The National Press Foundation recognized him in 1992 with its Distinguished Contribution to Journalism Award, making him the first non-journalist to receive that award. In 1997, the Media Institute presented him with its "Free Speech Award."

Dick's survivors include his wife of 56 years, Ann Downing Schmidt, a daughter and two sons (including FCBA member Greg Schmidt, Vice President - New Development and General Counsel for LIN Television Corporation), and six grandchildren. A "Celebration of Life" ceremony will be held in Dick's honor on November 20 at the National Press Club.

*The FCBA thanks Roy Russo and Kevin Goldberg and their colleagues at Cohn and Marks for the information in this obituary.*

## December 2-3, 2004: Annual Telecommunications Conference

This is the final notice for the 22nd annual Federal Communications Bar Association/Practising Law Institute on "Telecommunications Policy and Regulation". A registration form for this conference is on page 11.

The program will be keynoted by FCC Chairman **Michael Powell** and Commissioner **Michael Copps**, with **Richard Notebaert**, Chairman and CEO of Qwest, as a featured luncheon speaker. Other highlights include four panel discussions dealing with wireline telephone, wireless telecommunications, the Internet and the telecommunications future. Additionally, the Institute will feature tutorials by key FCC staff officials: **Jeffrey Carlisle**, Chief of the Wireline Competition Bureau; **John Muleta**, Chief, Wireless Telecommunications Bureau; **David Solomon**, Chief, Enforcement Bureau; and General Counsel **John Rogovin**. **Donald Abelson**, Chief of the FCC's International Bureau, and **David Gross**, Deputy Assistant Secretary of State, also will engage in a discussion on international issues.

Once again, the conference agenda will include a debate - this year, on "1996 Act: Time For A Change", with **Margaret Greene**, Vice President, Regulatory & External Affairs, BellSouth facing off against **Heather Gold**, Senior Vice President, Government Relations, XO Communications, and with **Michele Farquhar**, FCBA President-Elect, serving as moderator. FCBA President **Harry Martin** will open the Institute, and **Henry Rivera**, **Clark Wadlow** and **Dick Wiley**, of the FCBA's Conferences Committee, will serve as Institute Co-chairs. In addition, a number of Association members will moderate various program segments.

## 22nd Annual FCBA/PLI Telecommunications Policy and Regulation Institute

**WATERGATE HOTEL,  
WASHINGTON, D.C.  
DECEMBER 2 AND 3, 2004**

### Thursday, December 2, 2004

**9:00 a.m.**

#### **WELCOME**

**Harry C. Martin**, President, Federal Communications Bar Association, Fletcher, Heald & Hildreth, PLC  
**Howard G. Maurer**, Program Attorney, Practising Law Institute

**9:10 a.m.**

#### **OVERVIEW**

**Henry M. Rivera**, Vinson & Elkins  
**R. Clark Wadlow**, Sidley Austin Brown & Wood  
**Richard E. Wiley**, Wiley Rein & Fielding LLP  
FCBA Conference Committee Co-Chairs

**9:15 a.m.**

#### **DIALOGUE**

With Federal Communications Commission Chairman Michael K. Powell  
*Moderator: Richard E. Wiley*, Wiley Rein & Fielding LLP

**9:50 a.m.**

#### **CONGRESSIONAL PANEL:**

1. **Lisa Sutherland**, Assistant Staff Director, Committee on Appropriations, U.S. Senate
2. **Gregg Rothschild**, Minority Counsel, House Committee on Energy & Commerce

**10:25 a.m.**

#### **BREAK**

**10:40 a.m.**

#### **WIRELINE TELEPHONE TUTORIAL**

**William F. Maher, Jr.**, Chief, Wireline Competition Bureau, Federal Communications Commission

**11:10 a.m.**

#### **PANEL #1: DEVELOPMENTS IN WIRELINE TELEPHONY**

*FCBA Co-Moderators:*

1. **Lynn R. Charyton**, Wilmer Cutler & Pickering
2. **Henry M. Rivera**, Vinson & Elkins

*Panelists:*

1. **Matthew A. Brill**, Senior Legal Advisor to Commissioner Kathleen Abernathy, Federal Communications Commission
2. **Dorothy T. Attwood**, Senior Vice President, Regulatory Planning and Policy, SCB Telecommunications
3. **James W. Cicconi**, General Counsel and Executive Vice President for Law and Government Affairs, AT&T
4. **H. Russell Frisby**, President, Competitive Telecommunications Association
5. **Scott C. Cleland**, Chief Executive Officer, The Precursor Group
6. **Anne C. Boyle**, Commissioner, Nebraska Public Service Commission

**12:15 p.m.**

#### **NETWORKING LUNCHEON**

**Richard C. Notebaert**, Chairman and Chief Executive Officer, Qwest Communications International, Inc.

**1:45 p.m.**

#### **WIRELESS TUTORIAL**

**John Muleta**, Chief, Wireless Telecommunications Bureau, Federal Communications Commission

**2:15 p.m.**

#### **PANEL #2: DEVELOPMENTS IN WIRELESS TELECOMMUNICATIONS**

*FCBA Co-Moderators:*

1. **Catherine Wang**, Swidler Berlin Shereff Friedman, LLP
2. **R. Clark Wadlow**, Sidley Austin Brown & Wood

*Panelists:*

1. **Diane J. Cornell**, Vice President for Regulatory Policy, Cellular Telecommunications and Internet Association
2. **Thomas J. Sugrue**, Vice President, Government Affairs, T-Mobile

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# SPECIAL EVENTS

## TELECOM CONFERENCE

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3. **Leonard J. Kennedy**, Senior Vice President & General Counsel, Nextel Communications
4. **Blair Levin**, Managing Director, Legg Mason
5. **Sam Feder**, Legal Advisor to Commissioner Kevin Martin, Federal Communications Commission
6. **Richard W. Stimson**, Vice President, Legal Services, Nokia Inc.

**3:15 p.m.**  
**BREAK**

**3:30 p.m.**  
**TUTORIAL ON FCC ENFORCEMENT**

**David H. Solomon**, Chief, Enforcement Bureau, Federal Communications Commission

**4:00 p.m.**  
**PANEL #3: INTERNET PROTOCOL DEVELOPMENTS**

*FCBA Co-Moderators:*

1. **Riley K. Temple**, Halprin Temple Goodman & Maher
2. **James L. Casserly**, Willkie Farr & Gallagher LLP

*Panelists:*

1. **Peter K. Pitsch**, Communications Policy Director, Intel Corporation
2. **Mindy J. Ginsburg**, Director, Government Relations and Public Policy, NeuStar, Inc.
3. **Paula H. Boyd**, Regulatory Counsel, Microsoft

4. **Jerry J. Berman**, Executive Director, Center for Democracy Technology
5. **K. Dane Snowden**, Chief, Consumer & Government Affairs, Federal Communications Commission
6. **John S. Rego**, Chief Financial Officer, Vonage

**5:00 p.m.**  
**ADJOURNMENT**

## Friday, December 3, 2004

**9:00 a.m.**  
**OPENING REMARKS**  
**Honorable Michael J. Copps**, Commissioner, Federal Communications Commission

**9:20 a.m.**  
**DISCUSSION ON INTERNATIONAL ISSUES**  
**Donald Abelson**, Chief, International Bureau, Federal Communications Commission  
**Amb. David A. Gross**, Deputy Assistant Secretary for International Communications and Information Policy, U.S. Department of State  
*Moderator:*  
**Nancy J. Victory**, Chair, WRC-07 Advisory Committee, Wiley Rein & Fielding LLP

**10:00 a.m.**  
**TUTORIAL ON FCC LEGAL ISSUES**  
**John A. Rogovin**, General Counsel, Federal Communications Commission

**10:30 a.m.**  
**BREAK**

**10:45 a.m.**  
**DEBATE**  
"1996 Act: Time For A Change?"  
**Margaret H. Greene**, President, Regulatory & External Affairs, BellSouth vs.  
**Heather B. Gold**, Senior Vice President, Government Relations, XO Communications  
*Moderator:*  
**Michele C. Farquhar**, Hogan & Hartson, LLP

**11:30 a.m.**  
**PANEL #4: TELECOMMUNICATIONS FUTURE**

*FCBA Co-Moderators:*

1. **Richard E. Wiley**, Wiley Rein & Fielding LLP
2. **Cheryl A. Tritt**, Morrison & Forester, LLP

*Panelists:*

1. **Edmond J. Thomas**, Chief, Office of Engineering Technology, Federal Communications Commission
2. **Dale N. Hatfield**, Director, Interdisciplinary Telecommunications Program, University of Colorado
3. **Kathy D. Smith**, Chief Counsel, National Telecommunications & Information Administration, U.S. Department of Commerce
4. **William E. Kennard**, Managing Director/Telecommunications & Media Group, The Carlyle Group
5. **Dr. Robert M. Pepper**, Chief, Office of Strategic Planning & Policy Analysis, Federal Communications Commission
6. **Richard J. Lynch**, Executive Vice President and Chief Technical Officer, Verizon Wireless

**12:30 p.m.**  
**ADJOURNMENT**

## National Telecommunications Moot Court Competition

The FCBA Moot Court Competition Committee is looking for volunteers to assist in preparing what promises to be an interesting and juicy moot court problem concerning the FCC's enforcement of the prohibition on indecent programming. Interested individuals should contact Ben Golant at [ben.golant@fcc.gov](mailto:ben.golant@fcc.gov). The competition is being held February 18-19, 2005 at The Catholic University of America.

## **FCBA Works With FCC to Improve Implementation of the New Red Light Rule**

On November 1, 2004, the FCC's new "red light rule" will go into effect. This new rule is one aspect of implementation of the Debt Collection Improvement Act of 1996. Under it, the FCC will use a "red light" to stop the processing of applications submitted by parties who are shown in the FCC's database as having delinquent non-tax debts with the FCC. If a bona fide delinquency is not paid or other satisfactory arrangements are not made within 30 days, the related application is subject to dismissal. The FCC has created a new Red Light Display System, accessible on the FCC's web site, by which parties can check their red light status.

The red light rule had been scheduled to go into effect on October 1, 2004. Prior to that date, however, the FCC began to notify parties that they had red light

status, even in the absence of a pending application. That early notification process revealed errors in the FCC database as to who the delinquent debtors are, and it revealed difficulties in alleged debtors' gaining access to the facts underlying their alleged delinquencies. In addition, the FCC was finding it difficult to timely respond to the large number of inquiries that it was receiving on this subject.

On September 27, 2004, an ad hoc FCBA group (FCBA President Harry Martin, Executive Committee member Diane Cornell, Access to Records Co-chair Dennis Corbett, Mass Media Practice Co-Chair Ann Bobeck, and Kathleen Victory of Fletcher, Heald & Hildreth) met with Renee Licht and Patty Cappello of the Office of Managing Director and FCC CFO Mark Reger to address these issues. The FCC Staff listened proactively, with the following positive results from the FCBA's perspective:

The FCC postponed the implementation date to November 1, 2004.

The FCC decided to devote additional Staff to the process of resolving the many inquiries about a particular party's or debtor's status.

The FCC undertook to revamp its electronic database in this area to allow alleged delinquent debtors to more effectively link to the underlying unpaid bill in question, and to "populate" that bill with more meaningful identifying information. That effort is not yet complete, but ongoing.

The Staff clarified that it would not penalize an alleged delinquent debtor so long as a good faith dispute over the applicability of the red light in a particular case existed.

The Staff committed to continue to work with the FCBA to achieve a smoother implementation of this important new rule.

The FCBA is grateful for the opportunity to work with the FCC Staff on this issue and pleased that positive results have already ensued.

**Dennis P. Corbett**

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## **PRESIDENT'S MESSAGE**

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The FCBA encourages its members to attend and sponsor these and other events throughout the year. Providing social and networking opportunities is a core function of the Association. Moreover, such events contribute to the collegiality that is essential in maintaining the FCBA's identity as a cohesive organization deserving of its members' loyalty and support.

**Harry C. Martin**

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## **COMMITTEE AND CHAPTER NEWS**

### **Denver Chapter Announces Fall Programs with the Silicon Flatirons**

The FCBA Denver Chapter in cooperation with the Silicon Flatirons Telecommunications Program will be holding a series of programs, followed by receptions this year at the University of

Colorado School of Law in Boulder, CO. The next program is Wednesday, November 17, 4:00-6:20 p.m., "**The Creation of the Media.**" Complete information on these events can be located at the **Silicon Flatirons' website: <http://198.11.21.93/>**

The chapter is also planning a luncheon with **Greg Sopkin**, Chairman of the Colorado PUC, on December 9th.

# COMMITTEE AND CHAPTER EVENTS

## Access to Records and Mass Media Practice Committees

**Event:** Brown Bag Lunch  
**Date/Time:** Wednesday, November 10, 12:15 p.m.  
**Location:** NAB, 1771 N Street, NW  
**Speakers:** Renee Licht, FCC Office of Managing Director; Mark Reger, FCC CFO; other key staff  
**Topic:** Implementation of the Debt Collection Improvement Act of 1996 and the related "red light rule."  
**RSVP to:** Rebecca Cunningham at rcunningham@lsl-law.com

## Cable Practice Committee

**Event:** Brown Bag Lunch (cookies and beverages provided)  
**Date/Time:** Wednesday, November 17, 12:15 p.m.  
**Location:** Mintz Levin Cohn Ferris Glovsky & Popeo, PC, 701 Pennsylvania Avenue, N.W.  
**Speaker:** Jon Cody, Legal Advisor to Chairman Michael Powell for media and broadband issues  
**For More Info:** Catherine.Bohigian@fcc.gov  
**RSVP to:** none required

## Common Carrier Practice Committee

**Event:** Brown Bag Lunch  
**Date/Time:** Wednesday, November 3, 12:15 p.m.  
**Location:** Hogan & Hartson, 555 13th Street, N.W., Litigation Center Conference Room  
**Topic:** Intercarrier Compensation Reform – Where Is It Headed?  
**Speakers:** Steve Morris, Deputy Division Chief, Pricing Policy Division, Wireline Competition Bureau, FCC; Ken Pfister, Vice President, Strategic Policy, Great Plains Communications (representing ARIC); Rich Rindler, Partner, Swidler Berlin, et al., (representing CBICC); Glenn Brown, Partner, McLean & Brown (representing the EPG)  
**RSVP to:** Cecilia Burnet (cmburnett@hhlaw.com or (202) 637-8312) by October 29th

## Denver Chapter

**Event:** Luncheon – Rescheduled from October  
**Date/Time:** Thursday, December 9, Noon  
**Location:** Colorado PUC, 1580 Logan, OL 2, Denver, CO (Hearing Room A)

**Speaker:** Greg Sopkin, Chair, Colorado Public Utilities Commission  
**RSVP to:** see form on page 12.

## Law Journal Committee

**Event:** Luncheon (provided by Wilmer)  
**Date/Time:** Monday, November 8, 12:15 p.m.  
**Location:** Wilmer Cutler Pickering Hale and Dorr LLP, 1801 Pennsylvania Avenue, NW, corner of 18th & H, Conference Room 1317 E (13th Fl.)  
**Topic:** Committee members, as well as FCBA members who are interested in the work of the Federal Communications Law Journal and the Committee's efforts to assist student editors in the publication of a timely and quality journal, are encouraged to attend.  
**Speaker:** Fred Cate, faculty advisor to the Journal and Indiana University - Bloomington  
**RSVP to:** In order to know how much food to order and to make sure your name is on the security guard's list, please RSVP if you plan to attend by e-mail to jamison.prime@fcc.gov no later than Wed., Nov. 3.

## Legislation Committee

**Event:** Morning Chat with Gregg Rothschild  
**Date/Time:** Thursday, November 18, 11:00 a.m.  
**Location:** Wiley Rein & Fielding Conference Center, 1776 K Street, N.W. Ground Fl.  
**Topic:** Mr. Rothschild will be providing his insight on upcoming Congressional issues.  
**RSVP to:** Helene Marshall, hmarshall@wrf.com

## Mass Media Practice Committee

**Event:** Brown Bag Lunch  
**Date/Time:** Wednesday, December 1, 12:15 p.m.  
**Location:** NAB, 1771 N Street, NW  
**Topic:** Meet the Trade Press  
**RSVP to:** none required

## Professional Responsibility Committee

**Event:** Brown Bag Lunch  
**Date/Time:** Monday, November 15, 12:15 – 1:30 p.m.  
**Location:** Paul Hastings, 1299 Pennsylvania Avenue, NW, 10th Floor  
**Topic:** Organizational Meeting  
**RSVP to:** none required

## Transactional Practice Committee

**Event:** Brown Bag Lunch  
**Date/Time:** Monday, November 8, 12:15 p.m.  
**Location:** Drinker Biddle & Reath, 1500 K Street, NW, 11th Floor  
**Topic:** plan for future, substantive, brown bag lunches and CLE sessions. All who are interested in working with the committee on future sessions, or who have ideas for content, are encouraged to attend.  
**For More Info:** please contact any of the Co-Chairs: Susan O'Connell, Anne Swanson or Howard Liberman.  
**RSVP to:** Howard Liberman, hliberman@db.com

## Wireless Telecommunications Practice Committee

**Event:** Luncheon  
**Date/Time:** Friday, November 5, 12:15 p.m.  
**Location:** Wiley Rein & Fielding LLP, Main Conference Center, 1776 K Street, NW  
**Topic:** Wireless Services and Homeland Security: CALEA, Network Outage Reporting, and Wireless Priority Service  
**Speakers:** Jeffery Goldthorp, Chief, Network Technology Division, Office of Engineering and Technology, FCC and Designated Federal Officer for NRIC; Geraldine Matise, Deputy Chief, Policy & Rules Division, OET, FCC; Christopher Guttman-McCabe, Assistant VP, Regulatory Policy & Homeland Security, CTIA  
**Cost:** \$15.00  
**RSVP to:** See registration form on page 12

## Young Lawyers Committee

**Event:** Election Night Happy Hour  
**Date/Time:** Tuesday, November 2, 6:30 - 8:30 p.m.  
**Location:** Chef Geoff's Downtown, 1301 Pennsylvania Ave., NW (www.chefgeoff.com)  
**Other info:** Watch the election results come in with the YLC and enjoy election night drink specials.  
**For more info contact:** Jennifer Phurrough at 202-887-6230 (phurrough@l-law.com) or Chris Fedeli at 202-986-2131 (cfedeli@covad.net)





## Make Time for Volunteering this Fall

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 this Fall? 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!

FCBA volunteers will meet to assist McKenna's Wagon on Sunday,

**November 28.** Volunteers will meet on Sunday afternoon at Martha's Table before they depart with the van of food to selected locations. Other upcoming volunteer days are December 26 and January 23. To volunteer, or for more information about McKenna's Wagon, please contact: Cara Voth - [cara.voth@fcc.gov](mailto:cara.voth@fcc.gov) or Tom Van Wazer - [tvanzaze@sidley.com](mailto:tvanzaze@sidley.com).

On **Sunday, November 28**, 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 December 26 and January 30, so mark your calendars now. For more information, contact Howard Weiss at 703-812-0471 - [weiss@fhhlaw.com](mailto:weiss@fhhlaw.com) or Chris Wood at 202-939-7903 - [cwood@fw-law.com](mailto:cwood@fw-law.com).

## Put Your Skills to Work at the Bread for the City Clinic on November 13

Mark your calendars now - next month is the FCBA volunteer date at the Bread for the City legal clinic, **Saturday, November 13**. 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.

The FCBA's Young Lawyers Committee organizes volunteers to spend three hours once a quarter helping lower income individuals through a clinic sponsored by the DC Bar. We co-volunteer with the DOJ Antitrust Division. Attorneys receive a half-hour overview/orientation beginning at 9:30 a.m. over bagels and juice. Volunteers are expected to assist clients only during the time they are at the clinic.

No special legal knowledge is needed - attorneys generally need to keep an eye out for potential legal issues while using their common sense to solve a myriad of questions and make referrals to other

organizations. Experienced attorneys on-site will assist FCBA attorneys and other volunteers with any questions. Previous attendees have described this as "the most satisfying volunteer experience I've had as an attorney."

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.

The clinic is located at Bread for the City, 1525 7th St., NW Washington, D.C. Metro accessible on the Green line, Howard University Metro station, exit at 8th & R Streets. If you would like more information about the clinic, their web site is: <http://www.breadforthecity.org/>

When you arrive at the clinic, tell the clerk at the desk (if there is one), that you are a volunteer attorney. You should head upstairs. The attorneys' room is up the stairs, on the second floor. Take a left and walk down the hall past the room with the copiers, the room is on the left. Finally, we have never had any problems,

but you may want to consider leaving valuables at home or in the car rather than bringing them inside. The room where volunteers sit is not locked and we cannot guarantee it will be continuously supervised.

## Chairman's Dinner - Ethics Regulation

*Pursuant to the Office of Government Ethics regulation on widely attended gatherings (5 C.F.R. §2635.204(g)(2)), non-sponsors of an event may issue invitations directly to Federal employees provided that at least 100 persons are expected to attend the event and the non-sponsor's offer does not exceed \$285.00 in value. The Chairman's Dinner meets both of these requirements. Therefore, please note that organizations and individuals may issue invitations to the Chairman's Dinner directly to Federal employees without the involvement of the FCBA.*

*While this event has been cleared by the Office of General Counsel in previous years, each FCC employee is required to obtain individual ethics clearance based on the matters you are working on within the Commission.*

# 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](mailto: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](mailto: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).

## CORPORATE/LAW FIRM

### 11.05.1

The Communications & Media Practice of Sonnenschein Nath & Rosenthal, LLP is

seeking an attorney with at least 2-4 years of federal telecommunications regulatory experience to join the firm's Communications & Media Practice in its Washington, D.C. office. Relevant FCC employment experience helpful but not required. At least 2-4 years of actual regulatory experience before the FCC and state regulatory commissions, or relevant FCC employment experience, is required for this position. Principals only, please. Please submit cover letter and resume to Kara Marcoux at [kmarcoux@sonnenschein.com](mailto:kmarcoux@sonnenschein.com).

### 11.05.2

Telecommunications Attorney: Mid-Sized, Tysons Corner law firm seeks telecommunications attorney with a minimum of 3 years experience. Wireless, universal service and interconnection issues 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. Fax resume and writing sample to Jennifer on (703) 584-8695 or via email to [jday@fclaw.com](mailto:jday@fclaw.com).

### 11.05.3

Exceptional opportunity. A well-established, medium-size Washington, D.C. communications law firm engaged in providing representation (before the FCC and other federal agencies) and business guidance primarily to TV and radio licensees, seeks a sole practitioner or a small group of experienced attorneys (2-4) with exceptional talents and abilities to join their practices with the firm. Optimally, but not necessarily, the entering partners' practice would be in other

areas of practice before the FCC. Integrity, exceptional academic background, intellect, experience, and communications skills are considered essential, as are superior "client skills" - evidenced by significant portable business. We invite any attorneys who would be interested in being considered for this exceptional opportunity to send us an introductory letter with resumes. Please note this is a Blind Box ad.

## GOVERNMENT/NON-PROFIT

### 10.05.6

**PUBLIC INTEREST COMMUNICATIONS LAW.** The Institute for Public Representation, a public interest law firm and clinic at Georgetown University Law Center, is accepting applications for a two-year fellowship/staff attorney position. The Institute represents consumer, civil rights, and other advocacy groups before the FCC and the courts with the goal of making communications media accessible, diverse, and responsive to community needs. The staff attorney supervises law students working on communications projects while earning an LL.M. The position pays an annual stipend of at least \$42,265. To find out more, visit [www.law.georgetown.edu/clinics/ipr](http://www.law.georgetown.edu/clinics/ipr). To apply, send a resume, law school transcript, two letters of recommendation, a statement of interest and a writing sample to Angela Campbell, Institute for Public Representation, Georgetown University Law Center, 600 New Jersey Ave. N.W., Washington, D.C. 20001. Applications must be postmarked by December 1, 2004 and the position starts in August 2005.

## CHARITY AUCTION

CONTINUED FROM PAGE 1

impressive team of young lawyers including **Rudy Baca, Peter Shields, Brent Weingardt, Eric Malinen, Pam Cooper** and **Larry Roberts**. **Audrey Allison** and **Michelle Plotkin** were the Young Lawyers Committee co-chairs at the time. By selling drinks, raffling off products from area businesses and using celebrity auctioneers to auction off "unique items such as lunch with esteemed members of the FCBA, government and industry," the Young Lawyers Committee raised \$4,075 for Project Northstar from that first auction.

Building on the creativity and leadership offered by the Young Lawyers Committee fifteen years ago, the charity auction has grown to the point where last year's auction raised over \$60,000 for Spanish Education Development Center. This year's auction will have live and silent auctions, raffles, light hors d'oeuvres and a cash bar. The various prizes include fabulous vacation, sports, electronics, and restaurant packages. The raffle's grand prize will be a spectacular 32" Sony WEGA FD Trinitron HD-Ready Flat TV. Please join us on November 18, 2004, to celebrate the 15th anniversary of the auction, raise money for a great cause, and have a great time!

## BREAKFAST CLE SEMINAR

CONTINUED FROM PAGE 1

framework for spectrum management and offer his insights on these issues from a legal perspective. There will be ample time for questions from the audience during both sessions of the seminar - so, feel free to come prepared with your questions on this topic. Please call Lauren Van Wazer at (202) 418-0030 if you have any questions about the seminar.

Registration information is on page 12 of this newsletter.

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# 22ND ANNUAL TELECOMMUNICATIONS POLICY AND REGULATION CONFERENCE REGISTRATION

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CO-SPONSORED BY THE FCBA AND THE PRACTISING LAW INSTITUTE

**Thursday, December 2 and Friday, December 3, 2004**

**THE WATERGATE HOTEL, 2650 VIRGINIA AVENUE, N.W., WASHINGTON, D.C.**

Name \_\_\_\_\_

Organization \_\_\_\_\_

Address \_\_\_\_\_

Suite/Room/Apt. \_\_\_\_\_

City/State/Zip \_\_\_\_\_

Phone \_\_\_\_\_ Fax \_\_\_\_\_ E-mail \_\_\_\_\_

---

\_\_\_\_\_ I am a member of the FCBA and/or PLI (Registration Fee is \$1,165.50)

\_\_\_\_\_ I am not a member of the FCBA or PLI (Registration Fee is \$1,295.00)

\_\_\_\_\_ I wish to obtain state bar CLE credit for this program from \_\_\_\_\_ (name of state)

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## Four ways to register:

### MAIL THIS FORM AND A CHECK MADE PAYABLE TO THE "PRACTISING LAW INSTITUTE" TO:

Practising Law Institute  
810 7th Avenue  
New York, NY 10019

**PHONE:**  
(800) 260-4PLI

**FAX:**  
(800) 321-0093

**WEB SITE:**  
<http://www.pli.edu>

**HOTEL:**  
(800) 289-1555

**FCC STAFF:** receive a full scholarship to the Telecommunications program. Each attendee must enclose a \$15 application fee, payable to PLI, to receive the scholarship (e.g., 3 attendees: \$45). The requests for scholarships should be sent to Leonard McKenzie, Scholarships Coordinator, PLI, 810 Seventh Avenue, New York, NY 10019 (fax: 212-824-5871)

**PLI'S SCHOLARSHIP/FINANCIAL HARDSHIP POLICY:** Full and partial scholarships to attend programs are available to judges, judicial law clerks, law professors, attorneys 65 and older, law students, pro bono attorneys, librarians and paralegals who work for non profit organizations, legal services organizations or government agencies, unemployed attorneys and others with financial hardships. To apply, send your request on your employer's letterhead, stating the reason for your interest, along with the completed registration form on this brochure, to the PLI Scholarship Committee. All applications must be accompanied by a \$15 non-refundable application fee (applicants may pay by check or credit card) and must be submitted four weeks before the date of the program. Students must submit a copy of their student ID card.

# 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:

- Friday, November 5, 2004 Wireless Luncheon**, Wiley, Rein & Fielding Conference Center, 1776 K Street, NW, Ground Floor, 12:15 p.m.  
Cost: \$15.00  
*Registrations and cancellations due by 5:00 p.m., Tuesday, November 2, 2004*
- Thursday, November 9 CLE Seminar on Use of Dispute Resolution**, Wiley Rein & Fielding, 1776 K Street, Washington D.C., 6:00- 8:15 p.m.  
Cost: \$75.00 for Private Sector Members; \$50.00 for Government and Academic Members, and \$125.00 for Non-Members  
*Registrations and cancellations due by 5:00 p.m., Monday, November 8, 2004*
- Thursday, December 9 Breakfast CLE Seminar on Spectrum 101**, Wiley Rein & Fielding, 1776 K Street, Washington D.C., 8:30 a.m. to 10:30 a.m.  
Cost: \$75.00 for Private Sector Members; \$50.00 for Government and Academic Members, and \$125.00 for Non-Members  
*Registrations and cancellations due by 5:00 p.m., Tuesday, December 7, 2004*
- Thursday, December 9, Denver Chapter Luncheon with Greg Sopkin**, Colorado PUC, 1580 Logan, OL 2, Hearing Room A, Denver, CO. Noon  
Cost: \$15.00 for Members, \$25.00 for Non-members  
*Registrations and cancellations due by 5:00 p.m., Monday, December 6, 2004*

\$ \_\_\_\_\_ 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

# 18TH ANNUAL FCC CHAIRMAN'S DINNER REGISTRATION

Thursday, December 2, 2004

HILTON WASHINGTON & TOWERS  
INTERNATIONAL BALLROOM  
1919 CONNECTICUT AVENUE, NW

RECEPTION - 6:00 P.M.  
DINNER - 7:30 P.M.

## FCBA FOUNDATION SPONSOR:\*

\_\_\_ table(s) (ten guests per table) at \$2,050.00 per table or

## PURCHASE OF TABLE:

\_\_\_ table(s) (ten guests per table) at \$1,700.00 per table

\*The FCBA Foundation is a charitable organization qualified under §501(c)(3) of the Internal Revenue Code. Contributions to the FCBA Foundation are tax deductible in the amount of \$350 for each Sponsor Table. Tax ID # 51-0334407

## INDIVIDUAL TICKETS:

\_\_\_ FCBA Private Sector Member ticket(s) at \$170.00 each

\_\_\_ FCBA Government/Academic/Law Student Member ticket(s) at \$100.00 each

\_\_\_ Non-Member ticket(s) at \$250.00 each

Name \_\_\_\_\_

Organization \_\_\_\_\_

Address \_\_\_\_\_

Suite/Room/Apt. \_\_\_\_\_

City/State/Zip \_\_\_\_\_

Phone \_\_\_\_\_ Fax \_\_\_\_\_

E-mail \_\_\_\_\_

\$ \_\_\_\_\_ Total Enclosed  Visa  MasterCard  American Express

Credit card no. \_\_\_\_\_ Exp. date \_\_\_\_\_

Signature \_\_\_\_\_

## PLEASE SEND THIS FORM AND A CHECK MADE PAYABLE TO THE "FCBA" NO LATER THAN FRIDAY, NOVEMBER 12 TO:

Federal Communications Bar Association  
Chairman's Dinner  
1020 19th Street, N.W.  
Suite 325  
Washington, D.C. 20036-6101  
Phone: (202) 293-4000  
Fax: (202) 293-4317  
E-mail: fcba@fcba.org

## PLEASE NOTE THAT SEATING IS RESERVED AND TICKETS WILL BE MAILED TO THE PERSON INDICATED ABOVE AT THE BEGINNING OF DECEMBER. SEAT ASSIGNMENTS WILL NOT BE MADE UNTIL PAYMENT IS RECEIVED.

*Cancellation Policy: Cancellations will be accepted and fees refunded if notice is received in writing no later than Monday, November 15, 2004. No refunds will be granted after this time.*

## BUSINESS ATTIRE

*Pursuant to the Office of Government Ethics regulation on widely-attended gatherings (5 C.F.R. §2635.204(g)(2)), non-sponsors of an event may issue invitations directly to Federal employees provided that at least 100 persons are expected to attend the event and the non-sponsor's offer does not exceed \$285.00 in value. The Chairman's Dinner meets both of these requirements. Therefore, please note that organizations and individuals may issue invitations to the Chairman's Dinner directly to Federal employees without the involvement of the FCBA.*

*While this event has been cleared by the Office of General Counsel in previous years, each FCC employee is required to obtain individual ethics clearance based on the matters you are working on within the Commission.*

## Calendar

<b>November 2</b>	Young Lawyers Committee "Election Night" Happy Hour at Chef Geoff's
<b>November 3</b>	Common Carrier Practice Committee Brown Bag Lunch
<b>November 5</b>	Wireless Telecommunications Practice Committee Luncheon
<b>November 8</b>	Law Journal Committee Luncheon
<b>November 8</b>	Transactional Practice Committee Brown Bag Lunch
<b>November 9</b>	CLE Seminar on Use of Alternative Dispute Resolution
<b>November 9</b>	Chapter Co-Chair Teleconference
<b>November 10</b>	Foundation Board of Trustees Meeting
<b>November 10</b>	Access to Records and Mass Media Practice Committee Brown Bag Lunch
<b>November 13</b>	Volunteer for Bread for the City Legal Clinic
<b>November 15</b>	Professional Responsibility Committee Brown Bag Lunch
<b>November 16</b>	Executive Committee Meeting
<b>November 17</b>	Cable Practice Committee Brown Bag Lunch
<b>November 18</b>	15th Annual Charity Auction, Almas Temple, Washington, D.C.
<b>November 18</b>	Legislation Committee's "Morning Chat with Gregg Rothschild"
<b>November 28</b>	Volunteer for Martha's Table and McKenna's Wagon
<b>December 1</b>	Mass Media Practice Committee Brown Bag Luncheon
<b>December 2</b>	18th Annual Chairman's Dinner, Washington Hilton Hotel
<b>December 2-3</b>	22nd Annual PLI and FCBA Telecommunications Policy and Regulation Seminar, Watergate Hotel, Washington, D.C.
<b>December 9</b>	Breakfast CLE Seminar - Spectrum 101
<b>December 9</b>	Denver Chapter Luncheon with Greg Sopkin, CO PUC Chair
<b>February 18-19, 2005</b>	National Telecommunications Moot Court Competition, Washington, D.C.
<b>April 29 - May 2, 2005</b>	FCBA Annual Seminar, Kingsmill Resort



FEDERAL COMMUNICATIONS  
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Suite 325  
Washington, D.C. 20036