2008 FCBA Annual Seminar: Transitions – Technology, Policy and Politics
May 2 – 4, 2008

Join your colleagues and friends at the 2008 FCBA Annual Seminar, May 2-4 at the Hyatt Regency Chesapeake Bay Golf Resort, Spa and Marina, only a few hours away in Cambridge, Maryland. This year’s Annual Seminar, “Transitions – Technology, Policy and Politics,” will explore the intersection of the upcoming election and the communications and media industries. Unlike many recent presidential election years, regardless of who wins, this next year will be one of transition for the country and our industries. The Annual Seminar, featuring government officials, industry leaders and observers, will explore these potential transitions and offer

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Newseum Breakfast and Tour to be Held March 25

The FCBA will host a breakfast and tour of the Newseum on Tuesday, March 25, 2008 from 8:00 – 10:00 a.m., conveniently located at 555 Pennsylvania Avenue, N.W. The registration fee is $32.00 for FCBA members and $50.00 for Non-Members and includes continental breakfast, admission and a tour. Please use the form on page 25 to register.

Don’t miss your chance to get a sneak preview of the Newseum before it opens to the public in April 2008! The Newseum – a 250,000-square-foot museum of news – will offer visitors an experience that blends five centuries of news history with up-to-the-second technology and hands-on exhibits.

The Newseum is located at the intersection of Pennsylvania Avenue and Sixth Street, N.W., on America’s Main Street between the White House and the U.S. Capitol and adjacent to the Smithsonian museums on the National Mall. Entrance for this special

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This Month’s Key Events

Privacy and Data Security CLE Seminar
Date/Time: Thursday, March 6, 2:00 – 6:00 p.m.
Location: Hogan & Hartson LLP, Fulbright Conference Center, 555 13th Street, NW
Topic: Privacy & Data Security for Communications and Media Companies
SEE PAGE 4

Cable Practice Committee Brown Bag Lunch
Date/Time: Friday March 7, 12:15 – 1:30 p.m.
Location: Arnold and Porter LLP, 555 12th Street, NW, Room 213
Topic: The FCC’s Program Bundling NPRM
SEE PAGE 10

State and Local Practice Committee CLE Seminar
Date/Time: Tuesday, March 11, 6:00 – 8:15 p.m.
Location: Bingham McCutchen LLP, 2020 K Street, NW
Topic: State Implementation of Merger Conditions
SEE PAGE 5

Wireless Practice Committee Luncheon
Date/Time: Tuesday, March 18, 12:15 p.m.
Location: Sidley Austin LLP, 1501 K Street NW
Topic: Reflections on Spectrum Policy: The Licensed vs. Unlicensed Debates
SEE PAGE 11

Newseum Breakfast and Tour
Date/Time: Tuesday, March 25, 8:00 – 10:00 a.m.
Location: 555 Pennsylvania Avenue, N.W.
SEE PAGE 1

Online Registration Now Available!! Visit the FCBA website.
DEAR MEMBERS:

I'm pleased to announce that in February the FCBA Executive Committee approved the last step in the year-long IT upgrade—electronic voting. Our research into electronic voting revealed that the process is not only reliable, secure, and less expensive than paper ballots, but has also been demonstrated to significantly increase participation in elections. It will be interesting to see if this proves true for this year’s election, which features the excellent slate of candidates announced on page 21 of this newsletter, thanks to the efficient work of the Nominations Committee, chaired by Jennifer Warren. Instructions on the new voting system will be sent out when the elections take place, which will be in the normal timeframe later this spring. It seems fitting that the FCBA will cut over to electronic voting in this Presidential election year—hopefully we will provide a positive example of the virtues of electronic voting to the electorate at large!

Implementation of this new enhancement will complete the FCBA's IT upgrade measures, which have been time-consuming to implement for the staff, but have already been saving time and resources on an ongoing basis. You can help the FCBA take advantage of the resource savings if you—and your assistant—register online for our events, instead of faxing in your registrations the “old-fashioned” way.

This year’s National Telecommunications Moot Court Competition on February 1-2 attracted 11 teams from all over the country. The students found the problem this year especially timely as it focused on the scope of CALEA’s requirements as applied to telecom carriers—an issue that sounded all too familiar to the judges! My thanks to the Moot Court Competition Co-Chairs, Michael Cogan, Paul Werner and especially Russ Hanser, who took the lead in developing the problem, as well as to the many FCBA members who served as judges, and to The Catholic University of America, Columbus School of Law, for hosting the event.

The next FCBA-wide breakfast on March 25th will feature a tour of the newly-constructed Newsseum that is just being completed on Pennsylvania Ave. This will be a great chance to get a sneak preview of this amazing new museum, and a personal tour of its news exhibits. The FCBA calendar in March will also offer a packed schedule of CLEs and brown bags, including a half-day CLE on Privacy and Data Security for Communications and Media companies presented by the Privacy and Data Security Committee on March 6th and a CLE on State Implementation of Merger Conditions presented by the State and Local Practice Committee March 11th. Keep an eye out for the announcement of the date for the Congressional Reception, and it’s not too early to think about registering for the Annual Seminar in Cambridge, Maryland, May 2-4th, which is described in detail in this newsletter.

Diane J. Cornell

What’s the Password?

Many of you have noticed that while trying to log into the FCBA's Online Membership Directory: http://www.fcba.org/directory_login.shtml, that a password is required. The password can be located every month on page two of the FCBA News, and will appear at the bottom of the masthead. The masthead is the box containing the list of the FCBA's Executive Committee members. The password changes on the 10th of every month.
alternative views of the political and communications future. A complete schedule of the Annual Seminar activities and events will appear in next month’s FCBA newsletter. In the meantime, here is a preview of what the Annual Seminar Committee is working on.

Technology and the Election Process: Is the technology of the early 21st century changing the nature of the political process the way that the first televised presidential debates did in the mid 20th century? Are blogs, texting and social networking forever altering the business of elections? The FCBA has invited representatives of campaigns, past and present, to opine on how technology is changing modern elections.

Conversation with FCC Commissioners: The FCBA has invited the FCC Commissioners to participate in this very popular panel. You will have an opportunity to hear the Commissioners discuss their views on the evolving communications landscape, with a particular emphasis on what lies ahead in the run up to the election.

Bureau and Office Chiefs: In what has become an Annual Seminar tradition, the FCBA has invited the Chiefs of the various FCC Bureaus and Offices to discuss recent developments relating to their organizations.

Senior Legal Advisors, Hill Staff, and Industry Observers: The FCBA has invited the Commissioner’s Senior Legal Advisors and Capitol Hill staff and a few industry observers to offer their view of the future, with a chance to predict the impact of the election on the communications and media industries and the transitions ahead.

No Annual Seminar is complete without the host of activities, both organized and informal, available to Seminar attendees and their family and guests.

To take advantage of being at Maryland’s Eastern Shore, two special Saturday afternoon activities have been planned for your enjoyment.

Kayaking in the Blackwater Wildlife Preserve – Saturday afternoon from 1:00-5:00 p.m. kayak in the Blackwater Wildlife Preserve with experienced guides and naturalists who will help even the novice kayaker make the 1.5 mile trip through the preserve while pointing out the abundant wildlife on the trip. The registration fee includes all equipment needed. This activity is not recommended for children under 10 years old unless they ride in a tandem kayak with a parent or other adult. Kayakers are responsible for their own transportation to and from the put-in point, only a few miles from the resort. Be sure to include the Kayaking Outing when you register.

Cruise the Choptank River aboard the Empress Royale with Captains Kelley and Jerry Cox. Departing from the pier at the resort, the 50 foot Empress Royale will take up to 40 people on a 2 hour narrated tour of the Choptank River. Both Kelley and Jerry are biologists and naturalists and will discuss the eco system of the Chesapeake Bay, point out the many water fowl found on the river, discuss the history of the area, and answer your questions along the way. Don’t forget your camera! Register to cruise the Choptank on the registration form.

OTHER ORGANIZED ACTIVITIES:
- Friday night Family Dinner
- Friday night BINGO, sponsored by AT&T
- Golf Tournament, sponsored by Verizon
- Tennis Tournament
- Saturday night Kids Banquet
- Saturday Night semi-formal Dinner, Dessert, Dancing and a Raffle of a 50” High-Definition 1080p flat panel television, courtesy of Pioneer -USA
- More to come

OTHER RESORT ACTIVITIES:
- The Stillwater Spa – make your reservations for spa treatments now since spa appointments fill-up quickly
- The River Marsh Golf Club
- Camp Hyatt at the Pirate’s Cove, offering a fun-filled activities program for kids
- The Blue Heron Rookery, the resort’s 18 acre wildlife preserve
- Water sports including sailing, kayaking and paddleboats
- Indoor and outdoor pools, including the activities pool with waterslide, a children’s pool and the Infinity pool
- Poolside movies and s’mores at the Grand Fireplace

Or a short drive from the hotel:
- Explore the 27,000 acres of Blackwater National Wildlife Refuge.
- Go antiquing in nearby Cambridge, Easton or St. Michael’s.
- Explore museums and landmarks, such as the Brannock Maritime Museum, James B. Richardson Maritime Museum, Neild Museum and Herb Garden, Harriet Tubman Museum, the Dorchester Arts Center or the Dorchester County Historical Society, all within easy reach of the resort.

Additional information about the resort and its surroundings can be found at www.chesapeakebay.hyatt.com. The FCBA has negotiated a room rate of $250.00 for the Annual Seminar. Use the form on page 27 of this newsletter to fax your reservation today. Contact Stan Zenor, stan@fcba.org, for information on special room rates for government employees.

The special FCBA room rates are only guaranteed until March 31, 2008. After March 31, 2008, rooms and rate will be subject to availability.

Please see page 7 for information on the government and academic scholarships we are offering.

Thanks to our current sponsors listed on page 24.
Thursday, March 6, 2008, 2:00 – 6:00 p.m.
The 3rd Annual ABA/FCBA Privacy & Data Security for Communications and Media Companies CLE

Presented by the FCBA Privacy and Data Security Committee and the ABA Forum on Communications Law

LOCATION:
Hogan & Hartson LLP, Fulbright Conference Center, 555 13th Street, NW, Washington, DC

COST:
$175.00 for ABA Communications Law Forum or FCBA Members
$100.00 for Government & Student Members of Either Organization
$300.00 for Non-Members

Overview: The New Year has ushered in a host of new and/or amended state and federal laws, regulations and agency guidelines that govern privacy and data security practices to protect consumers and employees. Businesses that wish to reach customers using wireless technology (e.g., text messaging and Bluecasting) or social network marketing tools (i.e., “MySpace” and “Facebook”) have to consider the specific technology and applicable state and federal obligations. Online marketing efforts that involve the tracking of website usage and viewing habits have raised the scrutiny of federal and state regulators as well as a host of complex legal issues, plus various new FTC principles for behavioral marketing. Are you at risk? Any business that conducts e-commerce or processes credit or debit card payments have more than federal and state law requirements to worry about – but also compliance with the Payment Card Industry Data Security Standards. What is the cost of non-compliance with PCI-DSS? Is it worth it? And all businesses have a duty to protect employee social security numbers and medical information from unauthorized use, access, disclosure, and disposal, whether the data is in an online or offline format. Are you at risk of a security breach, a negligence lawsuit or a government enforcement action?

Attorneys, business management, and operational, human resources, marketing and sales personnel of broadcast, cable, wireless, wireline, satellite, newspaper, internet and other media or communications companies can benefit from this seminar, which will cover the practical implementation of numerous domestic state and federal laws, regulations and guidelines that control many aspects of your business. This seminar will also provide an overview of international requirements for foreign operations of U.S. companies, or U.S. companies that wish to reach foreign citizens or employees, including the transfer and processing of personal information from foreign employees and citizens to the U.S.

For information, please contact S. Jenell Trigg, Co-Chair, FCBA Privacy & Data Security Committee, at 202-416-1090 or strigg@lsl-law.com.

To register, go to the FCBA website Calendar of Events or use the form on page 25.

Agenda

SESSION I - PRIVACY & DATA SECURITY 101
(30 minutes)
Overview of the basics of privacy law; OECD information principles, pros and cons of a privacy policy; elements of a privacy policy and legal requirements; what not to say in a privacy policy; how a privacy policy interfaces with a terms of use agreement; enforcement of privacy and security practices under state and FTC deceptive and unfair trade practice laws; and comparison between domestic and international privacy laws and principles.

Speakers:
Mary Ellen Callahan, Partner, Hogan & Hartson LLP
Betsy Broder, Assistant Director, Division of Privacy & Identity Protection, Bureau of Consumer Protection, FTC

SESSION II - PRIVACY & DATA SECURITY ISSUES RELATED TO ADVERTISING, MARKETING & SALES
(1 hour, 30 minutes)
Overview of various laws plus state and federal enforcement actions that impact advertising, marketing and sales efforts, and the legal issues surrounding social networking services and behavioral marketing, including the sharing of consumer/customer personal information with vendors, advertisers, sponsors, promotional partners, and affiliated companies. This session will cover the FTC’s newly proposal principles for Behavioral Marketing, the CAN-SPAM Act (FCC & FTC regulations), state anti-email laws such as the Michigan & Utah Child Protection Email Registries; federal and state Do-Not-Call laws, the FCC’s Telephone Consumer Protection Act, and the FTCs Telemarketing Sales Rule, which impact telephone solicitations and commercial text messages; California “Shine the Light” Act (SB 27); the Junk Fax Prevention Act and state Do-Not-Fax laws; Customer Proprietary Network Information and Cable Privacy provisions in the Communications Act of 1934, as amended, and the Children’s Online Privacy Protection Act.

Speakers:
William Baker, Partner, Wiley Rein LLP
Yaron Dori, Partner, Hogan & Hartson LLP
Mamie Kresses, Senior Staff Attorney, Division of Advertising Practices, FTC
Kurt Schroeder, Deputy Chief, Telecommunications Consumer Division, Enforcement Bureau, FCC
S. Jenell Trigg, Partner, Leventhal Senter & Lerman PLLC
SESSION III - PRIVACY & DATA SECURITY ISSUES RELATED TO OPERATIONS AND EMPLOYEES
(1 hour, 30 minutes)

Overview of various laws and regulations that impact employee personal information and business operations, such as the Graham Leach Bliley Act, Health Insurance Portability and Accountability Act; California’s newly amended security breach notification law plus 38 other State security breach notification laws; various state social security number protection and privacy policy laws, and the Federal Credit Reporting Act, as amended by the FACT Act. This session will also cover sensitive personal information categories and ID theft issues; affirmative security program obligations under state and federal laws and best practices, such as California AB-1950; credit card transaction guidelines and Payment Card Industry Data Security Standards; and international operations, including an overview of the transfer and processing of employee data from foreign companies, including corporate affiliates.

Speakers:
Jonathan Avila, VP - Counsel, Chief Privacy Officer, The Walt Disney Company
David N. Fagan, Covington & Burling LLP
David Medine, Partner, WilmerHale LLP
Edward R. McNicholas, Partner, Sidley Austin LLP
Marcy Wilder, Hogan & Hartson LLP

Tuesday, March 11, 2008, 6:00 – 8:15 p.m.
State Implementation of Merger Conditions

Presented by the FCBA State and Local Practice Committee

The State and Local Practice Committee will hold a CLE seminar entitled “State Implementation of Merger Conditions”, on Tuesday, March 11, 2008, from 6:00 – 8:15 p.m. at Bingham McCutchen LLP, 2020 K Street, NW. This CLE will explore State-level oversight of voluntary and involuntary merger conditions, imposed both by the FCC and State Commissions. The panels, from the Commission, Consumer and Industry perspectives, will address the merger review process, the conditioning of mergers, and post-merger enforcement.

To register, go to the FCBA website Calendar of Events or use the form on page 25.

NEWSEUM
CONTINUED FROM PAGE 1

breakfast and tour is located on 6th Street, between Pennsylvania Avenue and C Street. The exterior’s unique architectural features include a 74-foot-high marble engraving of the First Amendment and an immense front wall of glass through which passers-by will be able to watch the museum fulfilling its mission of providing a forum where the media and the public can gain a better understanding of each other.

The Newseum will feature seven levels of galleries, theaters, retail spaces and visitor services. It will offer a unique environment that takes museum-goers behind the scenes to experience how and why news is made.

“The visitor will come away with a better understanding of news and the important role it plays in all of our lives,” said Newseum Executive Director and Senior Vice President Joe Urschel. “The new Newseum will be educational, inspirational and a whole lot of fun.” The Newseum features 14 main exhibition galleries exploring news history, electronic news, photojournalism, world news and how the media have covered major historical events such as the fall of the Berlin Wall and the Sept. 11, 2001, terrorist attacks.

Please join us March 25 for this exclusive event!
March 13, 2008, 8:30 a.m. – 4:00 p.m.
The 2008 ‘YouTube’ Election?: The Role and Influence of 21st Century Media

Sponsored by: The Institute for Communications Law Studies and CommLaw Conspectus: Journal of Communications Law & Policy at The Catholic University of America Columbus School of Law in association with the FCBA

The role of 21st century media during a national election campaign has never been greater. Today, an accidental comment or misstep by a candidate can be replayed “virally” on YouTube and other “social networks,” adversely affecting or benefiting a campaign. Through the Internet, a candidate can raise millions of dollars, communicate with voters and advocate policy positions, all dramatically changing the dynamic of election outcome. As candidates and voters adapt to the unique role new and traditional communications play in the 2008 election, it is important to analyze and contemplate the impact of 21st century media landscape. How are state-of-the art communications shaping the 2008 election and how will it do so into the future?

This symposium brings together leaders in industry, scholarship and government to deliberate the many challenges and opportunities presented by today’s emerging media landscape. Our first panel considers the roles of new and old media, including upstarts such as YouTube, Facebook and campaign-related blogs, as 2008 candidates vie for voter attention and support. The second panel provides insight into the perspective of telecommunications and media businesses as they adapt to new media, including issues of ownership, vertical and horizontal media concentration and advertising. Finally, our third panel looks at what the future may hold in the context of media and the electoral process after the 2008 election. In what ways will the continued and rapid change of telecommunications technology influence public policy, legal decisions and regulation; how will the White House and Congress impact the industry in 2008 and beyond?

This symposium offers its audience a unique opportunity to assess the vital issues of how communications media and technology will shape the 2008 election, and just as importantly, how these factors will influence the future of the electoral process.

Please use form on page 30 to register.

Schedule of Events

8:30 – 9:00 a.m.
REGISTRATION/CONTINENTAL BREAKFAST

9:00 – 9:05 a.m.
WELCOME BY DEAN VERYL MILES

9:05 – 9:30 a.m.
A FUTURIST’S VIEW
Dr. Jay Hellman, “Public Policy and the Technological Reality: Truths, Errors and Opportunities in the Contemporary Media-Driven Electoral Debate.”

9:30 – 10:45 a.m.
PANEL I: THE CHANGING MEDIA LANDSCAPE
The media/instrumentalities of mass electronic communication have changed by leaps and bounds since the 2004 presidential election. Candidates in 2008 must now be savvy of and able to effectively deal with the blurring of new and old media and the societal impacts of upstarts such as YouTube, Facebook, MySpace and campaign blogs. This panel will address the relevant roles of new and old media as candidates seek to effectively reach voters and constituencies.

Panelists:
Gigi Sohn, President and Co-Founder, Public Knowledge
Tom Rosenstiel, Director, Project for Excellence in Journalism
Lawrence Norton, Partner, Womble, Carlyle, Sandridge & Rice, PLLC (Former, General Counsel of the Federal Elections Commission)
Sally Buckman, Partner, Leventhal, Senter and Lerman, PLLC

Moderator:
Gerard Waldron, Staff Director, House Energy Independence and Global Warming Committee

10:45 a.m. – 12:00 p.m.
PANEL II: MEDIA BUSINESS: CHALLENGES AND OPPORTUNITY
This panel examines the multitude of known and unknown factors telecommunication and media businesses face as they adapt to new media, including issues of ownership, cross-ownership and advertising. How do media businesses position themselves to take advantage of new opportunities, or will the challenges prove too much for some?

Panelists:
Linda Vilardo, Chief Administrative Officer, Radio One, Inc. (Invited)
Jessica Zufolo, Senior Policy Director for Telecommunications and Technology, Medley Global Advisors, Joseph Waz, Vice President, External Affairs and Public Policy Counsel Comcast Corporation (Invited)
Kurt Wimmer, Senior Vice President and General Counsel, Gannett Co., Inc.

Moderator:
Bryan Tramont, Partner, Wilkinson, Barker & Knauer, LLP

12:00 – 1:45 p.m.
LUNCHEON KEYNOTE ADDRESS
N. J. Slabbert, Telecommunications Scholar and Author: “Orwell’s Ghost: How Teletechnology is Reshaping Civil Society.”
SPECIAL Events

1:45–3:15 p.m.
PANEL III: IMPACTS OF 21ST CENTURY MEDIA ON THE FUTURE OF TELECOMMUNICATIONS ELECTION POLICY

The 2008 election has ushered in many novel policy issues. How will technology influence future telecommunications law and regulation; what new strategies must future candidates adapt to ensure success with the electorate?

Panelists:
Paul Gallant, Senior Vice President, Cable & Media Analyst, Stanford Group Company
Andy Schwartzman, President and Chief Executive Officer, Media Access Project
Jared Weaver, Deputy Chief of Staff, Congressperson Anna Eshoo
Paul Nagle, Minority Staff Counsel, Senate Commerce Committee

Moderator:
Mike Feazel, Executive Editor, Warren Communication News, Publisher of Communications Daily

3:15 – 4:00 p.m.
CLOSING REMARKS AND NETWORKING RECEPTION

Sunday,
April 13, 2008
FCBA/ABA/NAB Cosponsor Las Vegas Seminar

Representing Your Local Broadcaster
A Wrinkle in Time

Over the past several years, the annual Las Vegas seminar on Representing Your Local Broadcaster has become one of the preeminent broadcast law programs in the country. The reason is a renewed focus on the practical, daily issues facing stations and their lawyers.

Annual Seminar Scholarships Available for Government Employees and Academics

To promote the goal of broad attendance and boost participation from public sector employees and academics, the FCBA is again offering Annual Seminar scholarships. Last year, the scholarship program was fully subscribed. An increase in attendance by the public sector and academics provides a unique networking opportunity and benefits all Annual Seminar attendees. The scholarship covers the registration fee (approximately $200), which includes meals, entertainment, and attendance at the seminar. Scholarship recipients will be responsible for the other costs of attending the Seminar, including travel and lodging expenses. A limited number of scholarships will be available on a first-come, first-served basis. We urge applicants to apply early. The scholarship application can be found on page 28 of this month's newsletter.

FCBA ANNUAL SEMINAR SCHOLARSHIPS

Information and Application Instructions:

1. Scholarships are available to all federal government employees and full-time professors.

2. To apply, please fax or email a completed registration form along with a copy of your ID card from your federal government agency or academic institution.

3. Applications will be processed on a first-come, first-served basis. The cut-off date for applications is Monday, March 31, 2008.

4. Scholarships may be applied only toward the registration fee for the 2008 FCBA Annual Seminar. (Individuals receiving scholarships are responsible for the other costs of attending a seminar, including travel and lodging expenses).

Please fax or email the application found on page 28 to:
FCBA Annual Seminar Scholarship Committee
Fax: (202) 293-4317
Email: fcba@fcba.org

For our 27th year, we will look at the major issues facing our industry from a unique perspective suggested by the book, a Wrinkle In Time, in which three children travel or “tesseract” through time and space with the help of three unusual beings they know as Mrs. Who, Mrs. Which and Mrs. Whatsit. They must go to the planet of Camazotz to rescue their father who is being held by “IT” who seeks to impose sameness on all.

The day promises to be spirited, practical, penetrating and relevant — the makings of an excellent seminar program!

Sponsored by:
Dow Lohnes PLLC • Sheppard Mullin Richter & Hampton, LLP • Wiley Rein LLP • Wilkinson Barker Knauer, LLP
FCBA/ABA/NAB
Program Schedule

7:30 – 8:45 am
REGISTRATION AND CONTINENTAL BREAKFAST

8:45 – 9:00 am
INTRODUCTORY REMARKS
Richard Gochler, Chair, ABA Forum on Communications Law, Marsha MacBride, Executive Vice President, National Association of Broadcasters, and Mark Schneider, President-Elect, Federal Communications Bar Association

9:00 – 10:00 am
YEAR IN REVIEW (RETURN OF REGULATION) LIFE IN CAMAZOTZ?
Online public file requirements. Quarterly programming forms. Community advisory boards. As broadcasters grapple with regulatory compliance in this new era, panelists will provide updates on the major developments in regulations that affect stations’ day-to-day operations.
Moderator:
Jane Mago, National Association of Broadcasters, Washington, DC
Speakers:
Rick Chessen, Federal Communications Commission, Washington, DC (invited)
Susan Fox, The Walt Disney Company, Washington, DC
Margaret Tobey, NBC Universal, Inc., Washington, DC
Melodie Virtue, Garvey Schubert Barer, Washington, DC

10:00 – 11:00 am
CONTENT REGULATION WHERE IS THE HAPPY MEDIUM?
A glimpse of a bare breast or buttock, a notorious four-letter word and other “offensive” images and speech have triggered some of the strongest regulatory reactions and litigation in recent media history. Add to that the Commission’s proposal to require local programming and you’ve got a wealth of content regulation. Listen to today’s top experts discuss where the FCC and the courts are headed.
Moderator:
David Solomon, Wilkinson Barker Knauer, LLP, Washington, DC
Speakers:
Michael Berg, Law Office of Michael D. Berg, Washington, DC
Robert Corn Revere, Davis Wright Tremaine, LLP, Washington, DC
M. Anne Swanson, Dow Lohnes PLLC, Washington, DC
Dick Zaragoza, Pillsbury Winthrop Shaw Pittman LLP, Washington, DC

11:00 – 11:15 am
BREAK

11:15 am – 12:15 pm
TRANSACTIONS IN THE NEW ERA - TESSERACTING FOR FUN AND PROFIT
There are a myriad of state and federal laws, regulations and guidelines that impact broadcasters’ transactions every day, how they market to consumers, sell and interact with advertisers, transfer, buy and sell licenses? Learn from the pros the ins-and-outs of transacting your station’s business.
Moderator:
Joe Di Scipio, Fletcher Heald & Hildreth, P.L.C., Arlington, VA
Speakers:
Patricia Chuh, Wilkinson Barker Knauer, LLP, Washington, DC
Elizabeth Hammond, First Broadcasting Operating Inc., Dallas, TX
Lee Shubert, Sciarro & Shubert, PLLC, Centreville, VA
S. Jenell Trigg, Leventhal Senter & Lerman PLLC, Washington, DC

12:15 – 1:45 pm
LUNCHEON PUBLIC INTEREST – WHAT IS “IT”?
Two localism hearings. Six media ownership hearings. Hundreds of thousands of pages in the FCC record. But are we any closer to knowing what the public interest is? Is it quantity or quality? Join this all-star lineup for a lively discussion of how broadcasters serve their local communities in the modern era.
Featuring:
Commissioner Deborah Taylor Tate, Federal Communications Commission, Washington, DC
W. Kenneth Ferrer, The Progress & Freedom Foundation, Washington, DC
Cheryl Leanza, United Church of Christ, Office of Communication, Inc., Washington, DC
Jerry Fritz, Allbritton Communications Company, Arlington, VA
Richard Wiley, Wiley Rein LLP, Washington, DC

1:45 – 2:00 pm
BREAK

2:00 – 3:00 pm
FIRST AMENDMENT/NEWSGATHERING - WHO, WHICH AND WHAT’S IT
We will address the arrival of citizen journalists, the pitfalls with user generated content from around the world, the reach of the other countries’ laws, what is a fair use, and more. Our in-the-know panelists will explore the major wrinkles in news gathering and dissemination in the 21st century.
Moderator:
Guylyn Cummings, Sheppard Mullin Richter & Hampton LLP, San Diego, CA
Speakers:
Jonathan Anschell, CBS Broadcasting, Inc., Los Angeles, CA
Theodore Boutrous, Gibson, Dunn & Crutcher, Los Angeles, CA
Jane Kirtley, University of Minnesota School of Journalism and Mass Communications, Minneapolis, MN
Nicole Wong, Google, Inc., Mountain View, CA

3:00 – 4:00 pm
MAKING THE TRANSITION TO DIGITAL AND BEYOND (DTV, HD RADIO AND ONLINE/MOBILE) - LIKE AND EQUAL ARE NOT THE SAME THING
With just 10 months to go in the digital transition, over 1,000 radio stations broadcasting in HD and broadcasters...
expanding their platform to the online and mobile world, what does the future hold and where are the challenges in today’s competitive media landscape? Find out what’s the state of play and how broadcasters can focus on the future to keep their bottom lines in top form.

**Moderator:**
**John Burgett**, Wiley Rein LLP, Washington, DC

**Speakers:**
- **Mark Denbo**, Fleischman and Harding LLP, Washington, DC
- **Judith Endejan**, Graham & Dunn PC, Seattle, WA
- **Scott Patrick**, Dow Lohnes PLLC, Washington, DC
- **Lauren Van Wazer**, Cox Enterprises, Inc., Washington, DC

**4:00 – 5:30 pm**

**RECEPTION**

**Conference Information**

**Advance Registration:** Discounted seminar registration is available to all FCBA and ABA members. Registration can be completed online at: http://www.abanet.org/forums/communicationslaw or by submitting the form on page 29 to: ABA Forum on Communications Law, MS 18.2, 321 North Clark St., Chicago, IL 60610. Credit card users may fax registration forms to 312-988-5677. **The deadline for receipt of advance registrations is March 31, 2008.** After that date, it will be necessary to register on-site. If you plan to register on-site, you must call 312-988-5580 at least 72 hours before the conference to confirm that space is still available. Failure to call in advance may result in not being admitted to a sold-out program.

**Hotel Housing** fills quickly for this event, which again will be held at the Bellagio Hotel, Sunday, April 13. NAB has arranged for a special ABA hotel rate for single/double at the Bellagio Hotel, 3600 S. Las Vegas Blvd., Las Vegas, NV 89109, telephone 702-693-7111, fax 702-693-8585. A limited number of rooms are reserved for ABA Forum program attendees and **AVAILABILITY OF SATURDAY ARRIVAL RESERVATIONS IS EXTREMELY LIMITED, and reservations must be made by March 11, 2008**. For reservations phone NAB’s housing agent, Expovision’s telephone number is 1-888-622-8830 or 703-205-9114. This website is http://event.expobook.com/index.aspx?EventId=122. Please be sure to identify yourself as attending the ABA Forum program.

**Air Travel:** Airfare discounts are available through ABA Online Travel, the ABA travel agency, Travelocity Business or directly from the airlines. To access ABA Online Travel, go to www.abanet.org, and click on the link at the bottom of the ABA Calendar box. At ABA Online Travel you will have automatic access to meeting airfare discounts, web fares and web book only airlines. The ABA's toll-free number for Travelocity Business is 1-866-321-8403.

**Cancellation Policy:** Registrants who are unable to attend the program will receive a refund less a $100.00 administrative fee if a written cancellation is received by April 4, 2008. **After April 4, no refunds will be granted.** Substitutions are acceptable. Cancellations may be faxed to 312-988-5677. The ABA reserves the right to cancel any programs and assumes no responsibility for personal expenses.

**Registration Fee:** Your registration fee includes admission to the program, continental breakfast, coffee breaks, luncheon, reception, and one set of conference materials.

**CLE Credit:** Accreditation has been requested for this program from every state with mandatory continuing legal education requirements (MCLE) for lawyers. Please be aware that each state has its own rules and regulations, including its definition of CLE. Check with your state agency for confirmation of this program's approval. Attorneys seeking to obtain MCLE credit in Louisiana and Pennsylvania are required to pay state accreditation fees directly to their state accrediting agency. Certificates of attendance will be distributed after the program. You may contact the program coordinator, Teresa Ucok, at 312-988-5658 for confirmation of the number of CLE credit hours requested by the ABA or credit approved by any particular state two to three weeks prior to the conference date.

**Young Lawyers Committee Fundraiser: FCBA Shirts for Sale!**

The Young Lawyers Committee is selling FCBA polo shirts to benefit the FCBA Foundation. Perfect for business casual! The shirts are navy blue and embroidered with the FCBA logo in white and amber. Available in women's sizes S, M, and XL and men's sizes M, L, and XL for $30 per shirt; available in men's XXL for $32 per shirt. $16 of the purchase price is deductible as a donation to the FCBA Foundation. To place an order, visit www.fcba.org and submit the form to the FCBA by fax (202-293-4317) or mail (1020 19th Street, NW, Suite 325, Washington, DC 20036). For additional information, please contact **Kerry Loughney** (202-293-4000; kerry@fcba.org) or **Tarah Grant** (703-610-6155; tsgrant@hhlaw.com).
Cable Practice Committee

Event: Brown Bag Lunch
Date/Time: Friday, March 7, 12:15 – 1:30 p.m.
Location: Arnold and Porter LLP, 555 12th Street, NW, Room 213
Topic: The FCC’s Program Bundling NPRM
Details: The FCC has initiated a Notice of Proposed Rulemaking in which it is reviewing the wholesale market for video programming. This panel will explore the legal and policy issues that are raised by potential regulation of arrangements between programmers and multichannel video programming distributors.
Speakers: Bradley Gillen, EchoStar; Jeffrey Eisenach, Chairman, Criterion Economics; Bill LeBeau, NBC Universal; Additional speakers to be determined
RSVP to: FCBA website – Calendar of Events

Diversity Committee

Event: Brown Bag Lunch co-presented by the Mass Media Practice Committee
Date/Time: Thursday, March 13, 12:00 – 2:00 p.m.
Location: Georgetown University Law Center, 600 New Jersey Avenue, NW, Hotung International Building, Room 2000
Topic: Modification of the newspaper/broadcast cross-ownership rule
Speakers: Anne Swanson, Dow Lohnes PLLC; John Sturm, Newspaper Association of America; Frank Montero, National Association of Minority Media Executives and Fletcher, Heald & Hildreth, PLLC.; Angela Campbell, Institute of Public Representation; Jane Mago, National Association of Broadcasters; and Joe Torres, Free Press and formerly with National Association of Hispanic Journalists
RSVP to: Parul Desai, pdesai@mediaaccess.org

Engineering and Technical Practice Committee

Event: Brown Bag Lunch co-hosted by the Cable Practice and Mass Media Committees
Date/Time: Wednesday, March 12, 12:15 – 1:30 p.m.
Location: Willkie Farr & Gallagher LLP, 1875 K Street, Suite 200
Topic: Understanding Technical Issues Involved in the DTV Transition. The Engineering and Technology Practice Committee, along with the Cable Practice and Mass Media Practice Committees present this brown bag forum for those interested in learning about technical issues faced by industry in the year ahead as the deadline for the DTV transition approaches.
Speakers: Bill Check, Senior VP for Science and Technology, NCTA; Rich Klein, Chief Engineer of WNYT-TV, Albany, New York; Stacy Fuller, VP, Regulatory Affairs, DIRECTV Group
RSVP to: FCBA Website – Calendar of Events

Cyberspace Practice Committee

Event: Brown Bag Lunch
Date/Time: Wednesday, April 2, 12:00 – 1:30 p.m.
Location: Pillsbury Winthrop Shaw Pittman LLP, 2300 N Street, NW
Topic: The Future of Voice and Video and Communications in an Internet-Enabled World
More Info: This lunch will bring together technology, business and policy thought-leaders to consider the future of Internet-delivered voice and video… and whatever other services and applications await us on the horizon.
Moderator: Jonathan Askin, Professor, Brooklyn Law School
Panelists: Shelly Palmer (Managing Partner, Advanced Media Ventures Group; President, The Emmy Awards — National Academy of Television Arts & Sciences, NY); Lowell Feldman (CEO, Feature Group IP; Adjunct Professor at UT School of Law); John Hane (Pillsbury Winthrop); Craig Walker (Sr. Product Manager, Voice Products at Google)
RSVP to: FCBA website – Calendar of Events

Committee and Chapter Events

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**MARCH 2008**

**COMMITTEE AND CHAPTER Events**

**Topic:** Intellectual Property Issues on Capitol Hill  
**Speakers:** Ryan Triplette, Jennifer Schneider, and Aaron Cooper  
**RSVP to:** FCBA website – Calendar of Events

**International Telecommunications Practice Committee**

**Event:** Brown Bag Lunch co-hosted by the FCC Enforcement Committee  
**Date/Time:** Tuesday, March 25, 12:00 – 2:00 p.m.  
**Location:** Verizon, 1300 1 Street, NW, Suite 400 West, 5th Floor Large Conference Rooms (East and West)  
**Topic:** Birds, Back-up Power and RF Safety: New Challenges in Antenna and Cell Site Compliance and Enforcement  
**Speakers:** Jeff Steinberg, FCC Wireless Bureau; Bob Curtis, Chief Scientist, RF Check, and Former Head of RF Safety for OSHA; and Christopher Gutman-McCabe, Vice President, Regulatory Affairs, CTIA  
**RSVP to:** Julia Pontecorvo at jponetcorvo@harriswiltshire.com

**Judicial Practice Committee**

**Event:** Brown Bag Lunch  
**Date/Time:** Friday, March 28, 12:00 – 2:00 p.m.  
**Location:** Wiley Rein LLP, 1776 K Street, Main Conference Center  
**Topic:** Meet the New FCC General Counsel  
**Speakers:** Matthew Berry, General Counsel, Federal Communications Commission  
**RSVP to:** FCBA website – Calendar of Events

**Mass Media Practice Committee**

**Event:** Brown Bag Lunch  
**Date/Time:** Tuesday, March 11, 12:15 – 1:30 p.m.  
**Location:** Holland & Knight, 2099 Pennsylvania Ave., NW, Lower Level  
**Topic:** Localism Requirements and Proposals: Déjà vu all over again?  
**Speakers:** Bill Freedman and Holly Saurer, FCC Media Bureau  
**RSVP to:** FCBA website – Calendar of Events

**wireless Practice Committee**

**Event:** Wireless Committee Lunch  
**Date/Time:** Tuesday, March 18, 12:15 p.m.  
**Location:** Sidney Austin LLP, 1501 K Street NW  
**Topic:** Reflections on Spectrum Policy: The Licensed vs. Unlicensed Debates  
**Speakers:** David Donovan, President, Association for Maximum Service Television, Inc.; Paul Kolodzy, Kolodzy Consulting, LLC; Jonathan E. Nuechterlein, partner, WilmerHale; and Ben Scott, Policy Director, Free Press  
**To register:** FCBA website – Calendar of Events or use the form on page 25.

**Wireline Committee**

**Event:** Brown Bag Lunch  
**Date/Time:** Monday, March 10, 12:00 – 2:00 p.m.  
**Location:** Wilkinson Barker Knauer, LLP, 2300 N Street, NW, Suite 700  
**Topic:** Wireless Technologies: An Overview and Policy Discussion on What's Current and What's Next. This timely CLE will include two panel discussions. The first will feature senior experts from leading technology companies offering updates on exciting new and emerging wireless technologies, services, applications, and devices. The second panel of legal and policy veterans will then reflect on the regulatory and policy issues that may be presented by these technologies  
**To register:** FCBA website – Calendar of Events or use the form on page 25.

**Policy and Data Security Committee**

**Event:** The 3rd Annual ABA/FCBA Privacy & Data Security for Communications and Media Companies  
**Date/Time:** Thursday, March 6, 2:00 – 6:00 p.m.  
**Location:** Hogan & Hartson LLP Fullbright Conference Center, 355 13th Street, NW  
**For more information:** Contact S. Jenell Trigg, 202-416-1090 or strigg@sdlaw.com  
**To register:** Use the form on page 25.

**State and Local Practice Committee**

**Event:** CLE Seminar co-presented by the HLS/Emergency Communications Committee  
**Date/Time:** Wednesday, April 23, 6:00 – 8:15 p.m.  
**Location:** Wilmer Cutler Pickering Hale & Dorr LLP, 1875 Pennsylvania Ave. NW  
**Topick:** “Issues Arising When Privacy and National Security Concerns Collide”  
**Speakers:** TBD  
**To register:** FCBA website – Calendar of Events or use the form on page 25.

**State and Local Practice Committee**

**Event:** CLE Seminar  
**Date/Time:** Tuesday, March 11, 6:00 – 8:15 p.m.  
**Location:** Bingham McCutchen LLP, 2020 K Street, NW  
**Topick:** State Implementations of Merger Conditions  
**To register:** FCBA website – Calendar of Events or use the form on page 25.

**Young Lawyers Committee**

**Event:** Happy Hour  
**Date/Time:** Wednesday, March 26, 6:30 – 8:00 p.m.  
**Location:** Bar Louie, 701 7th Street NW (Metro: Gallery Place)  
**More Info:** Join YLC members at the latest new restaurant/bar in Chinatown. Come early...
the free appetizers are sure to go quickly!

Contacts: Stefanie Zalewski (sazalewski@mintz.com); Chris Bjornson (crbjornson@mintz.com); Angela Collins (afcollins@mintz.com) or YLC Co-Chair Tarah Grant (tsgrant@hhlaw.com).

Event: Brown Bag Lunch
Date/Time: Monday, March 31, 12:15 – 1:30 p.m.
Location: Davis Wright Tremaine, 1919 Pennsylvania Avenue, NW, Second Floor

Topic: The Role of In-House Counsel. Join the YLC for a discussion with attorneys working “in-house” at some of the nation’s preeminent media and telecommunications companies. Our featured speakers will discuss their roles as in-house counsel, including the type of work they do, the structure of their legal departments, their interactions with colleagues working on business matters, the regulatory issues that are high on their companies’ agendas, and advice they would give to attorneys interested in moving in-house.

Speakers: Anna Gomez, Vice President for Government Affairs, Sprint Nextel; Byron Marchant, Executive Vice President, General Counsel and Chief Administrative Officer, BET Networks; Tom Nathan, Senior Vice President and Deputy General Counsel, Comcast Cable Communications; and Mike Plantamura, Vice President and General Counsel of Radio One, Inc.

RSVP to: Micah Caldwell, mcaldwell@fh-law.com - Space is limited, so sign up early!

For more information: Micah Caldwell (mcaldwell@fh-law.com) or YLC Co-Chairs Chris Fedeli (chrisfedeli@dwt.com) and Tarah Grant (tsgrant@hhlaw.com).

Atlanta Chapter

Event: A Reception to Meet and Greet The Honorable Deborah Taylor Tate
Date/Time: Thursday, March 6, 2008, 5:00 - 7:00 p.m.
Location: Arnall Golden Gregory LLP, 171 17th Street NW, Suite 2100, Atlanta, Georgia 30363

Sponsors: Arnall Golden Gregory LLP; CBeyond; Friend, Hudak & Harris, LLP; Strickland Brockington Lewis LLP

*There is no fee to attend.

RSVP to: fcbatlantachapter@fh2.com

Midwest Chapter

Event: Muni WiFi
Date/Time: Tuesday, March 4, 12:00 Noon
Location: Qwest’s Downtown Chicago Offices

Topic: Review and discussion of Muni WiFi on a national basis

For further details: Contact Rob Neumann, 312-334-3216

RSVP to: neumann@global-com.com

Texas Chapter

Event: Brown Bag Lunch
Date/Time: Friday, March 21, 12:00 Noon
Location: Public Utility Commission of Texas, Hearing Room Gee

Topic: Office of Public Utility Counsel: Goals, Organization, and Regulatory Issues

Speaker: Don Ballard, Public Counsel; Office of Public Utility Counsel

Don Ballard was appointed Public Counsel by Governor Rick Perry on January 3, 2008. The Office of Public Utility Counsel represents Texas’ residential and small business consumers in electric and telecommunications utility proceedings before state and federal regulatory agencies and courts.

DTV Transition Lunch held on February 19

On February 19, the FCBA presented a luncheon panel on the DTV transition one year before the national transition date. The panel featured Meredith Attwell Baker, Acting Assistant Secretary for Communications and Information, National Telecommunications and Information Administration, Monica Desai, Chief of the Media Bureau, Federal Communications Commission, Kyle McSlarrow, President and CEO, National Cable & Telecommunications Association, David Rehr, President and CEO, National Association of Broadcasters; Andrew Jay Schwartzman, President and CEO, Media Access Project, and Gary Shapiro, President and CEO, Consumer Electronics Association.

The event was moderated by FCBA President Diane Cornell. The luncheon was very well attended and full of great information.
The 2008 National Telecommunications Moot Court competition sponsored by the FCBA and Catholic University took place on February 1 and 2, 2008. This year’s competition involved the appeal of a mock FCC order applying the Communications Assistance for Law Enforcement Act (“CALEA”) to SMS “text messaging” services. The competition featured 11 teams, representing law schools from California, Colorado, Indiana, New York, and Wisconsin, as well as D.C. law schools George Mason, Georgetown, and Catholic.

A highlight of this year's competition was the stellar final-round three-judge panel consisting of former FCC legal advisor and current Wilkinson Barker Knauer, LLP, partner Russ Hanser; recent FCBA President Jennifer Warren, Senior Director of Regulatory Affairs at Lockheed Martin Corporation; and current FCBA President Diane Cornell, Vice President of Government Affairs at Inmarsat Inc.

The winner of this year's competition was Southwestern University (Celia Beckwith, Andy Owen, and Lee Previent). Second place went to Catholic University of America (Tyler Van Voorhees and Patrick Halley). Andy Owen of Southwestern University won the award for Best Oral Advocate and Best Brief honors went to the team from Georgetown University (Anthony Biagioli and Zathrina Perez). The FCBA Moot Court Committee is co-chaired by Russ Hanser of Wilkinson Barker Knauer LLP, Michael Cogan of Sprint Nextel, and Paul Werner of Hogan & Hartson LLP. Susan Toth of Catholic University served as the Student Chancellor and Jennifer Hanley of Catholic University served as the Vice Student Chancellor for the competition.

The FCBA congratulates and thanks all of the competitors, Catholic University, the faculty members and administrators who made the competition possible and assisted individual teams, and the many FCBA members who volunteered time to serve as judges and to grade competitors’ briefs.
2008 MOOT COURT Competition

Andy Owen, Southwestern University School of Law, Best Oralist award winner during final round argument.

Final round argument; Tyler Van Voorhees of the Catholic University of America Columbus School of Law argues before final round judges Jennifer Warren, Russell P. Hanser and Diane Cornell (l to r) as the Southwestern University School of Law Team (Andy Owen and Lee Previant, l to r) look on.

Semi-final round argument, Lillian Cheesman of the University of Wisconsin Law School argues before judges Greg Vogt, Ted Frank and Mark Del Bianco (l to r), as teammate Victor Yanz and opponents Tyler Van Voorhees and Patrick Halley of Catholic University of America Columbus School of Law look on. (Unidentified in the photo is the student bailiff/time-keeper to the left of the judges.)
2008 MOOT COURT Competition

Sam Castor, Catholic University of America Columbus School of Law during preliminary round argument.

Lillian Cheesman, University of Wisconsin Law School during semi-final round argument.

Winning team and competition organizers, from l to r: Mark Del Bianco, Michael Cogan, Russell P. Hanser (FCBA); Professor Michael Epstein (coach), Andy Owen, Celia Beckwith and Lee Previant (Southwestern University School of Law); and Dean Veryl Miles, Susan Toth, Jennifer Hanley and David Irwin (Catholic University of America Columbus School of Law).
Enforcement Practice Committee

The Enforcement Practice Committee is co-chaired by Lynn Charytan of WilmerHale, Dennis Corbett of Leventhal Senter & Lerman PLLC, and William Davenport of the Federal Communications Commission.

During the 2007-2008 term, the Committee has already sponsored several successful events. We started the year off with a September 25, 2007 brown bag lunch, in which we solicited (and received) ideas for future events from the members of the Committee, and talked generally about issues of concern or interest relating to FCC enforcement.

On October 23, 2007, the Committee sponsored a brown bag with the senior management team of the FCC’s Enforcement Bureau. This session included introductions to senior Enforcement Bureau staff, a description of the responsibilities of each part of the Bureau, and tips for practitioners before EB.

The Committee has also sponsored a February 27, 2008 CLE seminar affording attendees a “nuts and bolts” review of FCC hearings and investigations, featuring presentations by attorneys from the FCC’s Enforcement Bureau, in-house counsel from a regulated company, and attorneys from private practice.

On March 25, 2008, the Committee will co-host with the International Practice Committee a brown bag lunch focusing on wireless site compliance and related enforcement issues. The panel will focus on enforcement-related and other issues concerning the new back-up power rules for cell sites, RF safety rules for workers and the general public, environmental rules, and siting concerns. Among other things, the panel will explore differences among how these issues are addressed in the US and other countries. Speakers will include Jeff Steinberg from the Wireless Telecommunications Bureau; Bob Curtis, Chief Scientist of RF Check and former head of RF safety for OSHA; and Chris Guttmann-McCabe of CTIA.

The Committee plans to hold a spring brown bag lunch reviewing developments in indecency regulation and other matters of topical interest. The Committee is always interested in hearing other ideas for topics and panelists. Please feel free to contact any of the Committee co-chairs with suggestions or questions.

Professional Responsibility Committee

The FCBA’s Professional Responsibility Committee is co-chaired by Frank Jazzo of Fletcher, Heald & Hildreth, P.L.C., Larry Walke of the National Association of Broadcasters, and Colin Sandy of the National Exchange Carrier Association.

The Committee is not the “ethics police” for the FCBA. However, it can be a useful resource for members to stay abreast of ethics regulations that have a special impact on communications law practitioners. As in the past, the Committee expects to accomplish at least the following activities: (1) discussing with the Committee and, as appropriate, alerting the FCBA members to new developments in ethics rules and relevant court cases that are likely to have a general impact on FCBA members; (2) hosting at least one continuing legal education seminar on ethics; and (3) if necessary, evaluating and responding to ethics-related complaints submitted to the FCBA by clients or others involved in particular matters.

On October 30, 2007, the Professional Responsibility Committee collaborated with the Access to Records Committee and the Legislative Committee in presenting a CLE seminar entitled “Lobbying Rules and Law at the FCC and Congress.” The seminar was taught by a distinguished panel of expert practitioners and government officials. The seminar was well attended and well received.

With respect to ethics complaints, the Committee co-chairs are happy to report that none is currently before them. The Committee has no power to conduct lengthy investigations of, or sanction, members, but it will respond to complaints or inquiries by providing information about the relevant ethical obligations of the Association’s members – attempting, in appropriate circumstances, to mediate complaints – and, where warranted, referring complaining parties to other Bar authorities.

The Committee co-chairs welcome questions, comments, and expressions of interest from current and potential new members. Please contact Frank Jazzo at 703-812-0470 or jazzo@fhh-law.com; Larry Walke at 202-429-5430 or lwalke@nab.org; or Colin Sandy at 202-682-2496 or csandy@ncea.org.
Access to Records

As we have reported in previous newsletters, the FCC has changed the bank that provides the FCC and its clients with lockbox services from the Mellon Bank in Pittsburgh, Pennsylvania to U.S. Bank in St. Louis, Missouri.

The FCC released an Order announcing the new lockbox numbers and addresses and updating rules referring to the lockbox bank (see Order, DA 08-122, released January 25, 2008 http://hraunfoss.fcc.gov/edocs_public/attachmatch/DA-08-122A1.pdf). The FCC also established a 45-day transition period that began on February 19, 2008 to mitigate the transition's impact and to provide time to resolve any reconciliation and change-over discrepancies. This transition period will end on Friday, April 4, 2008.

Filings inadvertently mailed to Mellon Bank during the transition period will be date-stamped and recorded as received by Mellon Bank, and then forwarded to U.S. Bank in St. Louis for processing. After the transition period, however, any filings or wires received at Mellon Bank will be returned to sender. In order to avoid delays, the FCC strongly encourages the use of its electronic filing and payment options. Electronic payments can be submitted through its secure website at http://www.fcc.gov/fees/feefiler.html. Electronic payments allow for faster processing of applications and eliminate concerns that payments are being sent to the wrong location. New instructions for making wire payment have been posted at http://www.fcc.gov/fees/ wiretran.html. All wire payments will be processed by the Federal Reserve Bank in New York City.

Law Journal Committee

With the arrival of Volume 60, Issue 1 of the Federal Communications Law Journal, the FCLJ staff encourages FCBA members to participate in the new Online Forum. We’ve already published Responses by Clay Calvert and Robert M. O’Neil on the Web site in conjunction with the electronic edition of the current issue (Vol. 60, #1), and continue to solicit additional submissions.

Volume 60, Issue 2, which is currently in production, will contain the following Notes and Articles:

- The Two-Step Evidentiary and Causation Quandary for Medium-Specific Laws Targeting Sexual and Violent Content: First Proving Harm and Injury to Silence Speech, Then Proving Redress and Rehabilitation Through Censorship, by Clay Calvert
- The Colonel’s Finest Campaign: Robert R. McCormick and Near v. Minnesota, by Eric B. Easton
- Skating Toward Deregulation: Canadian Developments, Timothy J. Brennan
- Reassessing Turner and Litigating the Must-Carry Law beyond a Facial Challenge, by R. Matthew Warner

We welcome Responses to any of these pieces. To see current Responses, or for more information about the submissions process, please visit the FCLJ website at http://www.law.indiana.edu/fclj/. If you are interested in responding to Issue 2, or have additional questions, you may also email fclj@indiana.edu.

New England Program a Huge Success

On Thursday, January 31st, the New England Chapter of the FCBA delivered a two-part program in Boston at the office of Nixon Peabody. This event had been rescheduled from December 13th due to a significant snowstorm in New England. In spite of the program being rescheduled, a record attendance for this event was recorded with over 50 people, including individuals from our co-sponsors of the event, the Massachusetts Bar Association and the Boston Bar Association. The three-hour program began with an overview of the new FCC privacy rules, including the amended Customer Proprietary Network Information (CPNI) rules and Commission enforcement of same. Bill Dever, Deputy Division Chief of the FCC Wireline Competition Bureau, provided a comprehensive overview via a PowerPoint presentation including helpful insight into the intricacies of the new rules, responded to thoughtful
COMMITTEE AND CHAPTER News

questions from the attendees, and had an opportunity to enjoy subsequent interaction with the members. The second portion of the program was a dynamic moderated roundtable discussion among members of various segments of the telecommunications industry on the current status of issues in the New England states. Doug Denny-Brown, of RNK Communications, and FCBA Co-chair, moderated an expert panel consisting of Greg Keenan of One Communications, Karlen Reed of National Telecommunications Cooperatives Associations, Rob Munnely, outside counsel for the New England Cable Television Association, Garnet Goins of Sprint Nextel, and Jay Gruber of AT&T, who answered questions, deliberated, and provided company policy positions on issues including recent FCC forbearance decisions, the Fairpoint Verizon deal, Universal Service reform, and more.

At the end of the two-part program, Nixon Peabody hosted a fabulous networking event for the attendees. The wonderful atmosphere provided a great opportunity for attendees to converse with the panelists, our hosts, and members.

The New England Chapter has plans for additional programs this year. The next planned event is a brown bag lunch during March (time and date TBA) with the senior staff of the newly organized Department of Telecommunications and Cable. In addition, the New England chapter is close to finalizing plans to collaborate with the New England Conference of Public Utilities Commissioners (NECPUC) on one or more panel discussions at their annual symposium in May in Vermont. Stay tuned for further details.

Rocky Mountain Chapter

Tuesday, March 4, 2008 Innovation, Intellectual Property, and Entrepreneurship in The Information Industries

To be held at Wolf Law Building, University of Colorado at Boulder

The pace of innovation in the information industries continues to keep businesses on their toes. The rise of Google, for example, underscores the opportunities for upstart firms to capitalize on new opportunities. Well before Google, other firms like Qualcomm saw and capitalized on the potential of innovative technologies that incumbent firms either missed or wrote off. Indeed, the pace of innovation in the information industries has led some commentators to suggest that today’s Internet-enabled economy reflects Schumpeter’s vision of creative destruction where the important battles are not for customers of today’s products, but developing new technologies that can create a new market.
The importance of technological change to our economy raises a series of important questions for policymakers. One important set of questions revolves around government investment in basic research and the nature of the technological landscape. In a number of technology markets today, including wireless communications, the Internet, and biotechnology, government support for basic research as well as basic research by dominant firms laid the foundation for later innovations. Today, however, there is an increasing level of concern that such basic research is not adequately being supported.

A second set of questions revolves around whether and how start-up firms contribute to the pace of innovation. On one view, these firms are able to conduct risky experiments and basic research with the promise of being bought out by more established firms. In other cases, upstart firms worry about the ability of established firms to undermine their success once the upstarts establish the popularity of a new product-particularly where the upstart must rely on the platform of an established firm. In some cases, upstarts call for regulation, such as the call for open access to wireless phones, to prevent such conduct and to foster innovation.

A final set of important questions related to innovation revolves around the role of intellectual property protection. On one view, including that of “neo-Schumpeterians,” strong patent rights enable firms to develop a firm position in today’s market and provides those firms with powerful incentives to invest in innovations. Others, however, are concerned that today’s incumbents—or even others who strategically invest in patents and not innovation per se—are able to abuse the patent system for their advantage.

To evaluate the appropriate role for government policy in facilitating entrepreneurship and innovation, this conference will bring together a group of industry leaders to examine these questions.


2:00 – 2:15 p.m.  
INTRODUCTION AND OVERVIEW  
Phil Weiser, Professor of Law, Interdisciplinary Telecommunications Program, University of Colorado and Executive Director, Silicon Flatirons Communications Program

2:15 – 3:00 p.m.  
KEYNOTE ADDRESS  
Paul Jacobs, CEO, Qualcomm

WELCOME  
Don Ellman, Executive Director, Office of Economic Development and International Trade

3:00 – 4:00 p.m.  
THE DYNAMIC NATURE OF THE INFORMATION INDUSTRIES  
David Goodfriend, Vice President, Echostar  
Richard Green, CEO, Cablelabs  
Jennifer Manner, Vice President, Mobile Satellite Ventures (MSV)  
Jennifer L. Richter, Chair, Technology and Communications Group, Patton Boggs, LLP

4:00 – 4:15 p.m.  
BREAK

4:15 – 5:15 p.m.  
The Uses and Abuses of Intellectual Property  
Tom Franklin, Partner, Townsend, Townsend & Crew  
Geoffrey Manne, Academic Relations Manager for Law and Economics, Microsoft  
Jason Mendelson, Managing Director, Foundry Group  
John Posthumous, Partner, Greenberg Traurig

5:15 – 6:15 p.m.  
The Opportunities and Strategies for Successful Start-Ups  
Don Gips, Group Vice President, Level 3 Communications  
Jason Haivalma, Partner, Holme, Roberts & Owen  
Peter Mannetti, Managing Director, iSherpa Capital  
Bill Mooz, Director, Sun Microsystems

6:15 – 7:15 p.m.  
Reception  
Sponsored by Greenberg Traurig

Save the Date!  
FCBA Foundation 12th Annual Golf Tournament to be held June 6, 2008

Something to look forward to as we endure the cold weather – the FCBA Robert E. Lee Annual Charity Golf Tourney supporting the FCBA Scholarship Fund will be held this year on Friday, June 6, 2008. The 2008 tournament will be held at Worthington Manor Golf Club in Urbana, Maryland. Worthington Manor is one of the top courses in the area and a 2006 U.S. Open qualifying site. So mark your calendars now for this great day of golf in support of a great cause. Any members interested in joining the Golf Committee to help pull together next June’s event should contact Committee Chair Glenn Reynolds at greynolds@ustelecom.org.
FCBA Foundation
Now Accepting
Applications for
Funding of Unpaid
Legal Internships at
Government
Agencies

For the fifteenth consecutive year, the Federal Communications Bar Association (FCBA) Foundation will award stipends to law students from its Chairman Robert E. Lee Scholarship and Internship Fund. In 2008, the Foundation will award at least five $5,000 stipends to law students employed as unpaid summer interns in positions with the FCC and other government agencies or entities with a connection to the communications industry (i.e., broadcasting, cable television, telephony, satellite, wireless, and information technology).

In addition, the Foundation will select one outstanding intern among those chosen to receive an additional stipend of $600 for the summer—the “Max Paglin Award.” Mr. Paglin was the former General Counsel and Executive Director of the FCC, and the founder of the Golden Jubilee Commission on Telecommunications, which compiled a definitive legislative history of the Communications Act.

Applications will be selected on the basis of: (1) a demonstrated interest in the communications field, (2) having secured or having pending, an unpaid summer position (internship) for at least 8 weeks in communications with a government agency; (3) dependence on financial assistance in order to accept the unpaid internship in a government agency or entity involved in communications; and, (4) community activities. To the extent a recipient receives unanticipated funding for the unpaid internship, the FCBA Foundation’s general policy is to reduce its scholarship awards by any amount that a recipient’s total funding (including all sources) for the internship would otherwise exceed $7,000.

Applications for a Lee Fund scholarship should be submitted to Kerry Loughney, FCBA Foundation, 1020 19th Street, N.W., Suite 325, Washington, D.C. 20036, by Friday, March 7, 2008. Applicants may be asked to interview with members of the Foundation Board; interviews may be conducted by telephone. Winners will be notified by Friday, April 18, 2008.

Please encourage eligible applicants to apply. The application for a Lee Fund scholarship is posted in the Foundation section of the FCBA Website - http://www.fcba.org/foundation/internship_stipends.shtml.

Volunteer Outreach for Martha’s Table – March 30

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!

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 food if possible, (e.g., cold cuts, bread, peanut butter, jelly, vegetables and potatoes) because the center often runs out of donated food.

The FCBA volunteers on the last Sunday of every month, so mark your calendars now. For more information, contact Howard Weiss at 703-812-0471 — weiss@fhhlaw.com.

McKenna’s Wagon
Seeking Volunteers for March 23

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. This is an especially good experience for the teens and pre-teens among us who do not have a full appreciation of the many privileges they enjoy. Community service credits are also available.

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

FCBA News

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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 which are always on the 4th Sunday of the month. If you are able to volunteer on March 23rd or for a future date, please contact Marlo Go at MGo@ctia.org or Tom VanWazer at tvanwazer@sidley.com.

Nominations Committee Presents Slate of Candidates

Pursuant to Article V, Section 19 of the Association’s By-Laws, the FCBA’s Nominations Committee has nominated the persons set forth below as candidates for the positions shown for terms beginning July 1, 2008.

OFFICERS

President-Elect
Robert L. Pettit
Wiley Rein LLP

Secretary
Lauren M. Van Wazer
Cox Enterprises, Inc.

Assistant Secretary
Yaron Dori
Hogan & Hartson LLP

Assistant Treasurer
Ryan G. Wallach
Willkie Farr & Gallagher, LLP

CHAPTER REPRESENTATIVE

Mary E. Wand
Morrison & Foerster, LLP

EXECUTIVE COMMITTEE

(Three to be elected for three-year terms)

Monica S. Desai
Federal Communications Commission
Lee G. Petro
Fletcher Heald & Hildreth, PLC
Glenn T. Reynolds
USTelecom

Mary Beth Richards
Federal Trade Commission
Colin Sandy
National Exchange Carrier Association
Amy R. Wolverton
T-Mobile USA, Inc.

NOMINATIONS COMMITTEE

(Three to be elected for two-year terms)

Carolyn W. Brandon
CTIA - The Wireless Association
James M. Burger
Dow Lohnes PLLC
Scott D. Delacourt
Wiley Rein LLP
Parul Desai
Media Access Project
David A. O’Connor
Holland & Knight LLP
Jamison S. Prime
Federal Communications Commission

FCBA FOUNDATION BOARD OF TRUSTEES

(Four to be elected for three-year terms)

James W. Hedlund
Yahoo! Inc.
Julie M. Kearney
Consumer Electronics Association
Sara F. Leibman
T-Mobile USA, Inc.
Megan Anne Stull
Willkie Farr & Gallagher LLP
Charla M. Rath
Verizon Wireless
Henry M. Rivera
Wiley Rein LLP
Natalie Roisman
Akin Gump Strauss Hauer & Feld LLP
Richard S. Whitt
Google Inc.

Pursuant to the FCBA’s By-Laws, current President-Elect, Mark D. Schneider, Sidley Austin LLP, will become President and current Assistant Treasurer, Bryan N. Tramont, Wilkinson Barker Knauer, LLP, will become Treasurer on July 1, 2005. In addition, Robert R. Neumann, Globalcom, Inc., will serve a second year as a Chapter Representative.

Pursuant to Article V, Section 19(c) of the FCBA By-Laws, additional nominations of candidates for the positions listed above may be made by Petition. The signatures of at least twenty-five (25) members of the FCBA must support each candidate nominated by Petition. Nominating Petitions must be submitted no later than Friday, April 4, 2008 to Stanley D. Zenor, FCBA Executive Director, 1020 19th Street, NW, Suite 325, Washington, DC 20036.

Election materials and instructions for voting will be sent to all members eligible to vote around May 1, 2008. The election results will be announced during the Annual Meeting at the June Luncheon.

Special thanks to members of the Nominations Committee this year: Jennifer A. Warren, (Chair); Ann Bobeck; James L. Casserly; Ari Q. Fitzgerald; Jordan B. Goldstein; Kathleen Ham; Frank R. Jazzo; Kris A. Monteith; John T. Nakahata; Maureen A. O’Connell; Gigi B. Sohn; Cheryl A. Tritt; and Sheryl J. Wilkerson.
Many thanks from our beneficiary Kid Power-DC!

Kid Power-DC is a civics-based organization that provides academic, artistic, and service-learning opportunities for youth in under-served neighborhoods in the District of Columbia. Kid Power-DC empowers youth to become informed and engaged advocates for change in their own lives and in their communities. Currently, Kid Power serves nearly 200 DCPS elementary and middle school students in the District through partnerships with three independent high schools, one charter school, and a network of professionals and volunteers. Its major projects include:

The Citizenship Project: Using a literacy-building and civic engagement curriculum, elementary school students and their high school mentors investigate the fundamental building blocks of citizenship, produce visual and performing art works, and implement youth-led community action projects.

CookieTime!: With the assistance of the CakeLove bakery, middle school students operate a small baking business, use the proceeds to fund local service projects, and travel outside the District to replicate this social entrepreneurship model.

Kid Power-DC is so honored and grateful to benefit from this year’s auction and to have worked with such an impressive and hard-working group of volunteers. After our experience with the auction, we feel energized about Kid Power-DC’s future and the strength of our youth programs. The auction proceeds will support the expansion of our middle school program “CookieTime!” by helping to fund our service trip to New Orleans in August 2008. Twenty of our middle school students will travel to New Orleans to work with a group of local students in order to create their own version of “CookieTime!”, and to design service projects that will benefit neighborhoods damaged by Hurricane Katrina.

Thank you again to the FCBA and the FCBA Foundation for your generosity and wonderful work on behalf of youth in the District and beyond!
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 Kerry Loughney, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101, or EMAIL it to kerry@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 Kerry Loughney, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101. In addition, please email the text of the ad to kerry@fcba.org. Listings and payment received by the 15th 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).

LAW FIRM / CORPORATE

3.08.1
Associate – Small firm (two attorneys) focused on international telecommunication in the developing nation sector is seeking a self-starting associate with 0-2 years of experience. Spanish a plus. Work assignments to include transactional and regulatory, as well as other legal matters. Interested parties may submit resumes to the Blind Box. See above.

3.08.2
Staff Attorney, Regulatory Affairs – Intelsat is searching for a staff attorney to provide legal and research assistance, as well as administrative and operational support, to the Office of the Vice President and Deputy General Counsel. Primary responsibility includes support of foreign licensing / regulatory work, market access and regulatory engineering functions.

Responsibilities:
1. Provide legal and research assistance to the Office of the Vice President and Deputy General Counsel concerning foreign licensing / regulatory matters affecting the company throughout the world.
2. Provide legal and research assistance in the preparation and submission of filings and other required documentation related to satellite services and / or spectrum management regulatory proceedings affecting the company throughout the world.
3. Provide general legal and research assistance to members of the Office of the Vice President and Deputy General Counsel concerning domestic and regulatory engineering proceedings.
4. Review and keep current on status of foreign regulations affecting satellite services, spectrum management, and market access issues throughout the world.
5. Organize, update and maintain foreign licensing / regulatory files for the Office of the Vice President and Deputy General Counsel.
6. Coordinate and implement foreign regulatory actions and policy with other Departments within the company and with external advisors.

Minimum Requirements:
NOTE: *This position requires ITAR Access - Applicant must be a U.S. Citizen or U.S. Permanent Resident*
- Advanced degree and at least one year of relevant experience
- Ability to communicate effectively and to interact with others in different Departments within the company
- Excellent organizational skills

Preferred Qualifications:
Knowledge of a foreign language is a plus.

If you are interested in applying for this position, please apply online directly to www.intelsat.com/careers to Job posting ID# 1257.

3.08.3
State Regulatory Attorney – A major telecommunications company is looking for a State Regulatory Attorney who will be responsible for developing and maintaining contact with the Maine and New Hampshire Public Utilities Commissions and the Vermont Public Service Board as well as related agencies' staff and decision makers to ensure proper and open communications with state regulators.

The State Regulatory Attorney will also be responsible for drafting and /or reviewing contracts, including interconnection agreements, traffic exchange agreements, resale agreements, and other similar agreements with interconnecting and wholesale providers, other agreements; and policies with respect to state or customer regulatory issues.

Knowledge, Skills and Abilities:
- Broad knowledge of state and federal regulations and issues, including policy and future trends.
- Ability to manage several projects simultaneously and coordinate with large number of contacts.
- Ability to travel as needed.
- Competence as a lawyer; ability to manage heavy workload in a high-pressure environment; willingness to accept responsibility for assignments; good communication (oral and written) and interpersonal skills; good judgment; ability to cross think and determine who should be kept informed; self-starter with good business sense and a sense of urgency, honesty and fairness; good team player, cool under pressure; self-confident and inspires confidence from clients.

Education/Experience:
In order to accomplish the essential duties of this position, the applicant must have a JD degree from an accredited law school and 3+ years legal experience in the telecommunications or utilities industries, particularly in any of the States of Maine, Vermont or New Hampshire. Maine law license will be needed.

To apply send resumes to Erin Gavin, egavin@worldbridgepartners.com.

3.08.4
Telecommunications, Media and Technology Associate – Bingham McCutchen LLP's dynamic and innovative Telecommunications, Media and Technology practice is seeking a highly motivated associate with 1-3 years of relevant experience for our Washington Office. The position in this premier practice involves working closely with partners and other senior attorneys in counseling and advocating for clients in a diverse practice representing wireline, wireless, Internet and media interests. Strong writing, analytical and interpersonal skills required. Our associates work in a collegial environment on cutting-edge regulatory, transactional, litigation and technology issues. Significant opportunity for interaction with clients and regulators. We offer an excellent training program. Please forward cover letter, resume and transcript to mieko.rechka@bingham.com.

NON-PROFIT/GOVERNMENT/ACADEMIC

3.08.5
FCC Attorney – The FCC Enforcement Bureau, Investigations and Hearings Division, seeks to fill a Supervisory Attorney-Advisor (Assistant Division Chief) position (at the GS 15 grade level) and several Attorney Advisor positions (at the GS 14/15 and GS 11/12/13/14 grade levels). The Investigations and Hearings Division is responsible for resolution of complaints against broadcast stations and other Title III licensees on non-technical matters such as indecency, enhanced underwriting, unauthorized transfer of control and misrepresentation. In addition, with regard to wireless licensees, the Division is responsible for enforcement of rules regarding auction collusion and misrepresentation. The Division also investigates industry allegations of
violations of Title II of the Communications Act, as amended, and FCC rules and policies pertaining to common carriers. In addition, the Division conducts, or assists in, various other investigations being conducted by the Bureau and serves as trial staff in formal Commission hearings.

Interested candidates must respond to Vacancy Announcement ATTY-EB-2008-0005 (Supervisory Attorney-Advisor, GS-905-15), ATTY-EB-2008-0006 (Attorney Advisor, GS-905-11/12/13/14), and ATTY-EB-2008-0004 (Attorney Advisor, GS-905-14/15). These vacancies are expected to open on or about March 3, 2008. Additional information about the positions and instructions for applying are on the FCC's website at http://www.fcc.gov/jobs/ (therein, click “FCC Jobs” and then click “Enter FCC Job Systems”). Applications must be submitted by the deadline indicated in the vacancy announcements on the website. Applicants may also contact Susan Beckham at (202) 418-2837 or by e-mail at Susan.Beacham@fcc.gov for further information.

3.08.6
FCC Attorney – The FCC Enforcement Bureau, Telecommunications Consumers Division, seeks to fill several Attorney Advisor positions (at the GS 11/12/13/14 grade level). The Telecommunications Consumers Division investigates the practices of companies engaged in various telecommunications-related activities, including common carriers; manufacturers of telecommunications equipment; telemarketers; and companies utilizing telecommunications equipment for the sending of unsolicited fax advertisements or prerecorded messages. Based on these investigations, the Division recommends and initiates enforcement actions to address consumer-oriented problems including drafting or issuing citations, show cause orders, notices of apparent liability, forfeitures, and consent decrees. In addition, the Division is responsible for resolving formal complaints involving consumer issues filed under section 208 of the Communications Act, as amended, and formal complaints regarding the accessibility of communications service and equipment to persons with disabilities filed under sections 225 and 255 of the Act.

Interested candidates must respond to Vacancy Announcement ATTY-EB-2008-0007. (Supervisory Attorney-Advisor, GS-905-15), ATTY-EB-2008-0006 (Attorney Advisor, GS-905-11/12/13/14), and ATTY-EB-2008-0004 (Attorney Advisor, GS-905-14/15). These vacancies are expected to open on or about March 3, 2008. Additional information about the positions and instructions for applying are on the FCC's website at http://www.fcc.gov/jobs/ (therein, click “FCC Jobs” and then click “Enter FCC Job Systems”). Applications must be submitted by the deadline indicated in the vacancy announcements on the website. Applicants may also contact Susan Beckham at (202) 418-2837 or by e-mail at Susan.Beacham@fcc.gov for further information.

Interested in Hosting an FCBA event?

The FCBA greatly appreciates the support of our members’ firms and companies who provide space for our brown bag lunches, committee meetings, and CLE Seminars throughout the year. We are, however, always looking for new locations that can host FCBA events. We will be experimenting with some new presentation technology in future CLE seminars, which require more technical support than we have needed in the past.

In general terms, we need conference rooms that can seat at least 30 (more if possible) people at tables for brown bag lunches and committee meetings and conference rooms that can seat a minimum of 60 for CLE seminars. Firms and companies hosting brown bag lunches provide beverages and desserts; firms and companies hosting CLE seminars provide beverages and snacks. CLE seminars are generally held from 6:00 – 8:30 p.m. Additionally, for CLE seminars we need facilities that can provide technology support for microphones for as many as six speakers on a panel, the ability to tie the house sound system into a teleconference bridge, video projection capabilities for PowerPoint presentations, and access to the internet for presentations by speakers. If your firm or company has the needed conference room facilities and capabilities and would be willing to host future FCBA activities, please email Stan Zenor, stan@fcba.org, or Kerry Loughney, kerry@fcba.org.

Thanks to the 2008 Annual Seminar Sponsors (as of February 27, 2008)

GOLD
3G Americas
Arnold & Porter LLP
AT&T
Comcast Corporation
CTIA – The Wireless Association
DIRECTV
Disney
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Inmarsat Inc.
Kelley Drye & Warren LLP
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Consumer Electronics Association
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Motorola
Mobile Satellite Ventures LP
Ventures LP
Wiley Rein LLP
WilmerHale

For more information on sponsoring the Annual Seminar, contact Scott Blake Harris, SHarris@harriswilton.com.
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, March 6, 2:00 – 6:00 p.m. – CLE Seminar on Privacy and Data Security for Communications and Media Companies, Hogan & Hartson LLP, Fulbright Conference Center, 555 13th Street, NW
Cost: $175.00 for Private Sector Members; $100.00 for Government/Academic/Student Members; $300.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Tuesday, March 4, 2008

☐ Tuesday, March 11, 6:00 – 8:15 p.m. – CLE Seminar on State Implementation of Merger Conditions, Bingham McCutchen LLP, 2020 K Street, NW
Cost: $85.00 for Private Sector Members; $50.00 for Government/Academic/Student Members; $25.00 for Government/Academic Members 5 years or less out of school; $135.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Friday, March 7, 2008

☐ Tuesday, March 18, 12:15 p.m. – Wireless Committee Lunch on Wireless Technologies: An Overview and Policy Discussion on What’s Current and What’s Next, Sidley Austin LLP, 1501 K Street, NW
Cost: $15.00
Registrations and cancellations due by Noon, Friday, March 14, 2008

☐ Tuesday, March 25, 8:00 – 10:00 a.m. – Newseum Breakfast and Tour, 555 Pennsylvania Avenue, NW
Cost: $32.00 for FCBA Members; $50.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Monday, March 17, 2008

☐ Thursday, April 10, 6:00 – 8:15 p.m. – CLE Seminar on Wireless Technologies: An Overview and Policy Discussion on What’s Current and What’s Next, Wiley Rein LLP, 1776 K Street, NW
Cost: $85.00 for Private Sector Members; $50.00 for Government/Academic/Student Members; $25.00 for Government/Academic Members 5 years or less out of school; $135.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Tuesday, April 8, 2008

☐ Wednesday, April 16, 6:00 – 8:15 p.m. – CLE Seminar on Pole Attachments: Current Issues and Policy Considerations, Bingham McCutchen, LLP, 2020 K Street, NW
Cost: $85.00 for Private Sector Members; $50.00 for Government/Academic/Student Members; $25.00 for Government/Academic Members 5 years or less out of school; $135.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Monday, April 14, 2008

☐ Friday, April 18, 12:30 – 1:30 p.m. – Tour of T-Mobile Wireless Switch Office, 12050 Baltimore Avenue, Beltsville, MD
*There is no fee for this event, but there is a 15 person limit for the tour and registrations will be accepted on a first-come, first-served basis.

☐ Wednesday, April 23, 6:00 – 8:15 p.m. – CLE Seminar on Issues Arising When Privacy and National Security Concerns Collide, Wilmer Cutler Pickering Hale & Dorr LLP, 1875 Pennsylvania Ave. NW
Cost: $85.00 for Private Sector Members; $50.00 for Government/Academic/Student Members; $25.00 for Government/Academic Members 5 years or less out of school; $135.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Monday, April 21, 2008

$_______________ Total Enclosed ☐ Visa ☐ MasterCard ☐ American Express ☐ Check
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 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: ann@fcba.org
2008 FCBA ANNUAL SEMINAR Registration Form

May 2-4, Hyatt Regency Chesapeake Bay, Cambridge, MA

PLEASE TYPE OR PRINT CLEARLY
Registrant’s Name_______________________________________
Organization___________________________________________
Address _______________________________________________
Suite/Room/Apt. ________________________________________
City/State/Zip __________________________________________
Phone ________________________________________________
Fax __________________________________________________
Email_________________________________________________
Your Golf Handicap _____________________________________
Your Guest/Spouse Handicap _____________________________
Spouse/Guest Name _____________________________________
Children’s Names and Ages _______________________________
_____________________________________________________
_____________________________________________________
Please provide nicknames for name badges for all attendees (if applicable) ________________________________
_____________________________________________________
_____________________________________________________

REGISTRATION FEES:
FCBA Private Sector Member $395.00
FCBA Government/Academic/Law Student Member $195.00
Non-Member $700.00
Spouse/Guest $250.00
Teens (ages 13 to 18) $195.00
Children (ages 4 to 12) $100.00
Golf Tournament $160.00
Tennis Tournament $35.00
Choptank River Cruise $30.00
Kayaking $80.00

CALCULATE AMOUNT DUE
Registrant $ __________________
Plus Spouse/Guest $ __________________
Plus Children (ages 13 to 18) $ __________________
Plus Children (ages 4 to 12) $ __________________
Plus Golf Tournament $ __________________
Plus Tennis Tournament $ __________________
Plus Choptank River Cruise $ __________________
Plus Kayaking $ __________________
TOTAL REGISTRATION FEES $ __________________

PAYMENT
☐ Check made payable to FCBA
☐ Credit Card
☐ VISA ☐ MasterCard ☐ American Express
Card Number _______________________________________
Expiration Date______________________________________
Card Holder Name ___________________________________
Signature ___________________________________________

CANCELLATION POLICY
All registration fees must be received by April 15, 2008. Cancellations will be accepted and FCBA registration fees refunded (less a $50.00 cancellation fee per person) if notice is received no later than April 15, 2008. No refunds will be granted after this date. If for any reason FCBA cancels this seminar, it is not responsible for any travel, hotel accommodations, or other costs incurred by the registrant. Registration for the event may be transferred to another person upon written request to the FCBA office.

The Annual Seminar Registration Fee includes attendance at all of the CLE Seminars; Friday evening’s family dinner; Saturday evening’s reception and banquet; Saturday evening’s Kids Banquet and activities; and breakfast buffets on Saturday and Sunday. Meals and activities not included in the Annual Seminar Registration Fee and not sponsored by FCBA (e.g., golf and tennis tournaments, Kids Camp, Choptank River Cruise, kayaking and lunch on Saturday) are the responsibility of attendees.

MAIL OR FAX REGISTRATION
No registrations will be processed without payment. If paying by check, please mail your registration to: FCBA 2008 Annual Seminar, 1020 19th Street, NW, Suite 325, Washington, DC 20036. If paying by credit card, you may also fax your registration to FCBA at 202-293-4317. No phone registrations will be accepted.
Thursday, May 1st through Sunday, 4th, 2008

Single/Double Occupancy: $250.00

Reservation forms are due on or before **March 31st**. Please fax this form to **Hyatt Regency Chesapeake Bay Reservations** at **410-901-6302**. Reservation requests received after this date will be based on availability at the Resort’s prevailing rates.

**LAST NAME:** ________________________________  **FIRST NAME:** ________________________________

**Address:** ___________________________________  **Phone:** ___________________________________

**City/St:** ________________________________  **ZIP:** __________  **Fax:** ___________________________

**Email:** _____________________________________  **Share w/ Name:** ______________________________

**ARRIVAL DATE:** _________________  **DEPARTURE DATE:** _________________

**ROOM TYPE:** (Requests based on availability)

SMOKING: ______  NON-SMOKING: ______  KING: ______  DBL/DBL: ______

☐ Check Enclosed  ☐ Visa  ☐ MasterCard  ☐ American Express

Credit card no. ___________________________________________________  Exp. date ____________________

Signature ____________________________________________________________________________________

There is a $12.00 Resort Fee that will be added to all guest rooms per room and per night. This fee will include the use of the miniature golf course, putting green, driving range, daily newspaper, local and 800 calls, in room safe, intra resort shuttle, use of basketball court, use of volleyball court, tennis courts, and game room.

**CHECK-IN TIME:** 4:00 pm  **CHECK-OUT TIME:** 12:00 pm

100 Heron Boulevard • Cambridge, Maryland 21613 • 410.901.1234 • Reservations 888.233.1234
APPLICATIONS WILL BE PROCESSED ON A FIRST-COME, FIRST-SERVED BASIS.
PLEASE FAX ALL APPLICATIONS NO LATER THAN MONDAY, MARCH 31, 2008 TO:

FCBA Annual Seminar Committee
Fax: 202-293-4317

Name__________________________________ Affiliation________________________________

Address __________________________________ Suite/Room/Apt. _____________________________

City/State/Zip __________________________

Phone __________________________ Fax __________________________

E-mail ______________________________________________________________

HAVE YOU PREVIOUSLY ATTENDED AN FCBA ANNUAL SEMINAR?

YES _____ NO_______

IMPORTANT: All applicants must attach a copy of a valid photo I.D. from an academic institution or a government agency.

Signature________________________________

FOR OFFICE USE ONLY

Time and date received: _________________________
# FCBA/ABA/NAB LAS VEGAS SEMINAR Registration Form

**April 13, 2008**  
**BELLAGIO, 3600 LAS VEGAS BLVD., LAS VEGAS, NV 89109**

**Three Ways to Register:**

**BY FAX**  
Fax registration form to:  
312.988.5677  
Our Fax Line is open 24 hours.

**BY MAIL**  
Mail registration form and payment to:  
ABA Forum on Communications Law  
MS 18.2, 321 North Clark St.  
Chicago, IL 60610  
312.988.5658

**REGISTER ONLINE:** [http://www.abanet.org/forums/communication/home.html](http://www.abanet.org/forums/communication/home.html)

Name ____________________________________________________________________________________________________

First Name (As you would like it to appear on your badge) ___________________________________________________________

Firm _____________________________________________________________________________________________________

Address ___________________________________________________________________________________________________

City/State/Zip __________________________________________________________________________________________________

E-mail Address _______________________________________________________________________________________________

Are you licensed to practice in New York?  □ Yes  □ No

**FEES**

- $375 Forum Members
- $375 Members of National Association of Broadcasters
- $375 Members of Federal Communications Bar Association
- $425 Non-Members ABA/NAB/FCBA
- $250 Government/Public Interest
- $175 Law Students/BEA
- $ Membership Fee*  
  ($45 Regular/$5 Law Student)

*Please enroll me as a member of the Forum on Communications Law. I understand I must be a member of the ABA and at least one Section.

I belong to the following section(s): _______________________________________________________________________________

**METHOD OF PAYMENT**

$ _____________ Total Enclosed

- □ Check enclosed (Payable to the American Bar Association)
- □ Credit Card  □ Visa  □ MasterCard  □ American Express

Credit card no. ___________________________________________ Exp. date ______________________________

Name on card (Printed) ___________________________________________________________________________________________

Signature _______________________________________________________________________________________________________

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The 2008 ‘YouTube’ Election?: The Role and Influence of 21st Century Media

Sponsored by: The Institute for Communications Law Studies and CommLaw Conspectus: Journal of Communications Law & Policy at The Catholic University of America Columbus School of Law in association with the Federal Communications Bar Association

Thursday, March 13, 2008
8:30 A.M.–4:00 P.M.

THE CATHOLIC UNIVERSITY OF AMERICA
COLUMBUS SCHOOL OF LAW
3600 JOHN MCCORMACK RD., N.E.
WASHINGTON, D.C.

Name__________________________________________________________
Organization ____________________________________________________________________________________________________
Address ________________________________________________________________________________________________________
Suite/Room/Apt. _________________________________________________________________________________________________
City/State/Zip ___________________________________________________________________________________________________
Phone ___________________________ Fax ___________________________ E-mail ___________________________

______ $75.00 Private Sector
______ Free Government/Academic/Students

Two Ways to Register:

FAX: (202) 319-5246
(Credit Card Registrants Only)
$_________________ Total Enclosed □ Visa □ MasterCard □ Discover
Credit card no.____________________________________________________________ Exp. date____________________________
Signature _______________________________________________________________________________________________________

MAIL:
Send a Check Payable to CommLaw Conspectus
The Catholic University of America
Columbus School of Law
3600 John McCormack Rd., N.E.
Suite 248
Washington, D.C.  20064
### Calendar

<table>
<thead>
<tr>
<th>Date</th>
<th>Event</th>
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<tbody>
<tr>
<td>March 4</td>
<td>Silicon Flatirons/Rocky Mountain Chapter Seminar on Innovation, Intellectual Property, and Entrepreneurship in The Information Industries</td>
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<tr>
<td>March 4</td>
<td>Midwest Chapter Lunch</td>
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<tr>
<td>March 6</td>
<td>3rd Annual ABA/FCBA Privacy and Data Security CLE</td>
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<tr>
<td>March 6</td>
<td>Atlanta Chapter Reception fo Meet and Greet the Honorable Deborah Taylor Tate</td>
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<tr>
<td>March 7</td>
<td>Cable Practice Committee Brown Bag Lunch</td>
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<tr>
<td>March 10</td>
<td>Wireline Practice Committee Brown Bag Lunch</td>
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<tr>
<td>March 11</td>
<td>Mass Media Practice Committee Brown Bag Lunch</td>
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<tr>
<td>March 11</td>
<td>CLE Seminar on State Implementation of Merger Conditions</td>
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<tr>
<td>March 12</td>
<td>Cable Practice, Engineering and Technical Practice and Mass Media Committees Brown Bag Lunch</td>
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<tr>
<td>March 13</td>
<td>Diversity and Mass Media Committees Brown Bag Lunch</td>
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<td>March 13</td>
<td>The 2008 'YouTube' Election?: The Role and Influence of 21st Century Media Symposium sponsored by the Institute for Communications Law Studies and CommLaw Conspectus: Journal of Communications Law &amp; Policy at The Catholic University of America Columbus School of Law in association with the FCBA</td>
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<tr>
<td>March 18</td>
<td>Wireless Committee Luncheon</td>
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<tr>
<td>March 18</td>
<td>Intellectual Property Committee Brown Bag Lunch</td>
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<tr>
<td>March 18</td>
<td>FCBA Foundation Board Meeting</td>
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<td>March 20</td>
<td>FCBA Executive Committee Meeting</td>
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<tr>
<td>March 21</td>
<td>Engineering and Technical Practice Committee Brown Bag Lunch</td>
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<tr>
<td>March 21</td>
<td>Texas Chapter Brown Bag Lunch</td>
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<tr>
<td>March 23</td>
<td>Volunteer for McKenna's Wagon</td>
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<tr>
<td>March 25</td>
<td>Newseum Breakfast and Tour</td>
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<tr>
<td>March 25</td>
<td>FCC Enforcement and International Telecommunications Practice Committee Brown Bag Lunch</td>
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<tr>
<td>March 26</td>
<td>HLS/Emergency Communications Committee Brown Bag Lunch</td>
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<tr>
<td>March 26</td>
<td>Young Lawyers Committee Happy Hour</td>
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<tr>
<td>March 28</td>
<td>Judicial Practice Committee Brown Bag Lunch</td>
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<td>March 30</td>
<td>Volunteer for Martha's Table</td>
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<tr>
<td>March 31</td>
<td>Young Lawyers Committee Brown Bag Lunch</td>
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<tr>
<td>March 31</td>
<td>Annual Seminar Housing Reservation form due</td>
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<tr>
<td>April 2</td>
<td>Cyberspace Committee Brown Bag Lunch</td>
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<tr>
<td>April 10</td>
<td>CLE Seminar on Wireless Technologies: An Overview and Policy Discussion on What's Current and What's Next</td>
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<tr>
<td>April 13</td>
<td>FCBA/ABA/NAB Representing Your Local Broadcaster Seminar</td>
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<tr>
<td>April 16</td>
<td>CLE Seminar on Pole Attachments: Current Issues and Policy Considerations</td>
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<tr>
<td>April 18</td>
<td>Engineering and Technical Practice tour of T-Mobile Wireless Switch Office</td>
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<tr>
<td>April 23</td>
<td>CLE Seminar on Issues Arising When Privacy and National Security Concerns Collide</td>
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<tr>
<td>May 2-4</td>
<td>FCBA Annual Seminar; Hyatt Regency Chesapeake Bay, Cambridge, MD</td>
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<tr>
<td>June 6</td>
<td>12th Annual FCBA Foundation Robert E. Lee Charity Golf Tournament</td>
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