Nominations for the 2016 FCBA Election

Pursuant to Article V, Section 21 of the Association’s Bylaws, the FCBA Nominations Committee is beginning the process of preparing the ballot for the 2016 annual election. Positions to be filled are: President-Elect; Secretary; Assistant Secretary; Assistant Treasurer; Chapter Representative to the Executive Committee; three (3) members of the Executive Committee; three (3) members of the Nominations Committee; and four (4) FCBA Foundation Trustees.

The first step of this process is for members to notify the Nominations Committee of their interest in being nominated, or to recommend other members for consideration for nomination. Nominations should be sent to FCBA Past President and Chair of the Nominations Committee, David Gross, via email to DGross@wileyrein.com, with a copy sent to kerry@fcba.org. Please give the name of the member to be considered for nomination, a brief statement about why the individual is being nominated, and the office they are being recommended for by Friday, January 15, 2016.

The Nominations Committee will present a slate of nominations to the membership via email and the in newsletter. At that point, members will have the option of making additional nominations as outlined in the Bylaws.

2016 FCBA Annual Seminar to be held at the Boar’s Head Inn May 13 – 15 ~ Save the Dates!

Mark your calendars now and join your colleagues at the 2016 FCBA Annual Seminar at the Boars Head Inn in Charlottesville, VA. The Annual Seminar Committee is planning what promises to be an outstanding program filled with the latest information on telecom issues and great networking opportunities.

The Boar’s Head provides a world-class retreat in an exceptional destination, setting standards high for Charlottesville resorts. The Boar’s Head offers the very best that Virginia has to offer. From championship golf and tennis to local wineries and hot air ballooning, you’re sure to find an array of activities to make the most of your stay.

Additional information about the resort and its surroundings can be found at http://www.boarsheadinn.com. Future newsletters and the website will have further information about the schedule, agenda, and registration procedures.

We hope you attend the first ever Annual Seminar at the Boar’s Head Inn!
2016 National Telecommunications Moot Court Seeks Practitioners to Serve as Judges

The FCBA and The Catholic University of America, Columbus School of Law will co-sponsor the 2016 National Telecommunications Moot Court Competition (“NatTel”) to be held Saturday, February 27. The competition seeks attorneys to serve as Judges for briefs and oral arguments. Briefs Judges will receive submitted briefs on or around Friday, February 19 and they will be due back on Thursday, February 25. A score sheet provided by the NatTel Committee will guide Briefs Judges in grading the briefs and allocating points. Oral Arguments Judges are needed for the competition rounds on Saturday, February 27. If you would like to volunteer as a Brief or Oral Arguments Judge, please contact Susannah Larson at slarson@hwglaw.com. No expertise is necessary.

Wednesday, February 24, 6:30 – 9:00 p.m.
Sixth Annual Mentoring Supper

Calling all young lawyers and law students! Because registration for this popular program may close early, register right away for the Sixth Annual Mentoring Supper on Wednesday, February 24 from 6:30 – 9:00 p.m. This joint program of the FCBA Young Lawyers Committee and the Women's Bar Association's Communications Law Forum will be held at Hogan Lovells US LLP, Fulbright Center, Columbia Square, 555 Thirteenth Street, NW. The closest Metro station is Metro Center.

While enjoying a catered dinner, young lawyers and law students will interact with distinguished members of the communications bar in small groups throughout the evening. Don’t miss this opportunity for substantive discussions about career development with some of the best mentors in the District! For a list of mentors currently participating in this evening program, please go to the registration page for this February 24 program in Upcoming Events on the Women's Bar Association website at www.wbadc.org.

Through February 21, the discounted registration fee is $25.00 for students, as well as FCBA and WBA members. (The non-member price is $35.) After February 21, the registration fee increases by $5.00 per person. Register by clicking on February 24 in the Upcoming Events section at www.wbadc.org. In order to receive the discounted $25.00 registration fee, students and FCBA members should “register without logging on” and enter FCBAMENTOR in the promo code data field on the EVENT CALENDAR screen, before clicking PAY BY CREDIT CARD. Or, call the Women’s Bar Association office at 202-639-8880 and use FCBAMENTOR as a promo code when registering by telephone.

Join the FCBA on Facebook!

The FCBA has launched an official page on Facebook. Click the “Like” button on our page to stay up to date on the latest FCBA news and information; learn about upcoming FCBA events; view an expanded selection of photos from FCBA activities; participate in discussions with FCBA members; and more! You can find us at http://www.facebook.com/CommunicationsBar.
CLE Seminars

Thursday, January 14, 6:00 – 8:15 p.m. Communications Policy Issues Raised by UAS

The FCBA Homeland Security & Emergency Communications, International Telecommunications, Privacy & Data Security, and Wireless Telecommunications Committees will co-host a CLE on Thursday, January 14 from 6:00 – 8:15 p.m. entitled “Communications Policy Issues Raised by UAS.” This program will be held at Mayer Brown LLP, 1999 K Street, NW.

The rapid development of Unmanned Aircraft or Aerial Systems (“UAS”) has created a host of new policy issues in the communications arena, including privacy, safety, and data security concerns. However, the Obama Administration clearly recognizes the economic opportunity that safe operation of UAS represents. So much so that NTIA has convened a stakeholders’ forum to discuss privacy, transparency and accountability with respect to UAS issues. Other agencies are reviewing the security implications of UAS use – both additional challenges UAS raise, and new applications. Speakers will describe the privacy and security issues presented by these developments, and their policy implications.

To register, click here or go to the FCBA Website – Calendar of Events or use the form on page 21.

Agenda

6:00 – 6:05 p.m.
WELCOME AND INTRODUCTIONS
Patricia Paoletta, Partner, Harris, Wiltshire & Grannis LLP; International Telecommunications and Wireless Telecommunications Committees

6:05 – 6:15 p.m.
STAGE SETTING
Anne Swanson, Partner, Cooley LLP and President, AUVI D.C. Chapter

6:15 – 7:10 p.m.
PRIVACY AND SECURITY ISSUES RAISED BY UAS
NTIA has convened a stakeholders’ forum to discuss privacy, transparency and accountability with respect to UAS issues. Other agencies are reviewing the security implications of UAS use – both additional challenges UAS raise, and new applications. Speakers will describe the privacy and security issues presented by these developments, and their policy implications.

Moderator:
Jameson Dempsey, Associate, Kelley Drye & Warren LLP; Privacy & Data Security Committee

Speakers:
Jamie Barnett, Partner, Venable LLP, Admiral (Ret.) and former Bureau Chief, Public Safety and Homeland Security Bureau, FCC
John Verdi, Director of Privacy Initiatives, NTIA
David Hoffman, Associate General Counsel and Global Privacy Officer, Intel Corporation
Drew Mitnick, Policy Counsel, Access Now

7:10 – 7:20 p.m.
BREAK

7:20 – 8:15 p.m.
THE OPPORTUNITY – SPECTRUM IS KING
The economic opportunity cited by the Obama Administration – approximately $80 Billion for U.S. innovators in UAS and their customers – is dependent on spectrum for their safe operation. The FAA has conducted several proceedings on UAS use, recently requiring the registration of both commercial and recreational UAS. The FCC has also had to ramp up, given the mobile nature of low-altitude UAS. In the second part of the CLE, speakers will discuss spectrum’s role in the safe integration of UAS into civilian airspace and debrief on efforts at the recently concluded World Radiocommunication Conference to secure more spectrum for UAS for a variety of applications.

Moderator:
Angela Giancarlo, Partner, Mayer Brown LLP and Co-Chair, Wireless Telecommunications Committee

Speakers:
Mark Bury, Deputy Chief Counsel for Regulation and Enforcement, FAA
Doug Johnson, Vice President, Technology Policy, Consumer Technology Association
Ron Repasi, Deputy Chief Engineer, Office of Engineering and Technology, FCC
Patricia Paoletta, Partner, Harris, Wiltshire & Grannis LLP

Wednesday, January 20, 6:00 – 8:15 p.m.
False Claims Act: Enforcing USF Beneficiary Rules and Policing Fraud

The FCBA FCC Enforcement Committee will host a CLE on Wednesday, January 20 from 6:00 – 8:15 p.m. titled “False Claims Act: Enforcing USF Beneficiary Rules and Policing Fraud.” This program will be held at Wiley Rein LLP, 1776 K Street, NW.

2015 FCBA Membership Directories

The FCBA 2015 Membership Directories have been mailed to members. Please use the order form on page 22 to order additional copies for your office.

CONTINUED ON NEXT PAGE
The federal False Claims Act (FCA) is one of the government’s most powerful enforcement tools for addressing fraud. In recent years, more of these actions have been brought against telcos for possible fraud relating to the Universal Service Fund. As more and more whistleblowers step forward, FCA recoveries are on the rise. In 2014, the United States collected almost $6 billion in False Claims Act cases, and for the first time, collected more than half of the total from industries outside of healthcare and defense contractors. The heavy penalties and minimal evidentiary thresholds related to FCA litigation have practitioners wondering how government agencies conduct these investigations, and consequently, how practitioners can help their clients defend themselves, or better yet, avoid the entire process. In addition, recent cases raise the question of whether the FCA should even apply to USF fraud claims. Experts from DOJ, FCC, and industry explore those issues and more.

To register, click here or go to the FCBA Website – Calendar of Events or use the form on page 21.

### Agenda

**6:00 – 6:05 p.m.**
**WELCOME AND INTRODUCTIONS**
Steve Augustino, Partner, Kelley Drye & Warren LLP

**6:05 – 6:15 p.m.**
**TUTORIAL – THE FALSE CLAIMS ACT**
The session will begin with a brief overview of the False Claims Act—its key requirements and its primary processes.

Speaker:
Dawn Damschen, Associate, Kelley Drye & Warren LLP

**6:15 – 7:10 p.m.**
**PROCESSES FOR REVIEW OF FALSE CLAIMS ACT PROCEEDINGS**
A panel of experts will discuss agency-specific processes for review of False Claims Act proceedings, explaining intake, review, and referral procedures. Speakers will explain how False Claims Act cases differ from typical FCC enforcement actions. Speakers will also discuss how telecommunications companies can avoid FCA investigations, and general advice about how companies should respond to FCA-related agency inquiries.

Moderator:
Mark B. Sweet, Partner, Wiley Rein LLP

Speakers:
Jay Keithley, Assistant Inspector General, Investigation/General Counsel
Loyaan Egal, Director, USF Strikeforce (invited)
DOJ Civil Fraud Section Attorney (invited)

**7:10 – 7:20 p.m.**
**BREAK**

**7:20 – 8:15 p.m.**
**APPLICABILITY OF THE FCA TO UNIVERSAL SERVICE BENEFICIARY PAYMENTS**
A panel of industry experts will take opposite positions in a debate that addresses whether USF filings should or should not be subject to the False Claims Act and discuss the issues faced by companies when responding to whistleblower complaints and government investigations and the best practices for handling these matters.

Moderator:
Koyulyn K. Miller, Associate, Squire Patton Boggs (US) LLP

Speakers:
Chris Miller, VP & Associate General Counsel, Regulatory Affairs, Verizon
Scott Shepherd, Partner, Shepherd, Finkelman Miller & Shah (invited)
Marcia G. Madsen, Partner, Mayer Brown LLP
John T. Boese, Of Counsel, Fried Frank

Tuesday, January 26, 6:00 – 8:15 p.m.
**IP Interconnection and Peering: Legal and Practical Issues**
The FCBA Wireline Committee will host a CLE on Tuesday, January 26 from 6:00 – 8:15 p.m. entitled “IP Interconnection and Peering: Legal and Practical Issues.” This program will be held at Wilkinson Barker Knauer, LLP, 1800 M Street, NW, North Tower, Suite 800.

In a variety of FCC proceedings, issues related to IP interconnection and peering have arisen and gained prominence. This CLE will first seek to establish the factual foundation that is necessary to understand the legal and policy issues at stake in these debates, and then explore those debates with input from stakeholders representing the major positions on the issues.

To Update Your Membership Contact Information

We’d like to remind everyone that if they have any changes to their contact information that they notify the FCBA, megan@fcba.org. In order to keep a cohesive look to both our online and hard copy directories, we do not allow members to make any changes to their contact information themselves. Also note that we do not include prefixes or titles in any of our member listings. We appreciate your cooperation in this matter. Thank you.
Agenda

6:00 – 6:05 p.m.
WELCOME AND INTRODUCTIONS
Chuck Keller, Partner, Wilkinson Barker Knauer, LLP; Co-Chair, Wireline Committee

6:05 – 7:05 p.m.
THE FACTUAL BASIS UNDERLYING LEGAL AND POLICY ISSUES ON IP INTERCONNECTION AND PEERING
Moderator: Rebekah Goodheart, Legal Advisor to Commissioner Mignon Clyburn, FCC; Co-Chair, Wireline Committee

Speakers:
Philip Bowie, Executive Director, Regulatory Policy and Planning, AT&T
Jon Peha, Professor, Engineering and Public Policy; Electrical and Computer Engineering, Carnegie Mellon University

7:05 – 7:15 p.m.
BREAK

7:15 – 8:15 p.m.
POLICY AND LEGAL ROUNDTABLE ON IP INTERCONNECTION AND PEERING
Moderator: Philip Macres, Principal, Klein Law Group PLLC; Co-Chair, Wireline Committee

Speakers:
Harold Feld, Senior Vice President, Public Knowledge
Joseph Cavender, Vice President & Assistant General Counsel, Federal Affairs, Level 3 Communications, LLC

Monday, February 8, 6:00 – 8:15 p.m.
The Ads They are A’coming: Political Broadcasting Rules 2016

The FCBA Mass Media Committee will sponsor a CLE on Monday, February 8 from 6:00 – 8:15 p.m. entitled: “The Ads They are A’coming: Political Broadcasting Rules 2016.” This program will be held at Wiley Rein LLP, 1776 K Street, NW.

Spending on political advertising is expected to reach new heights in 2016, and some campaigns are relying much more heavily than before on related Super PACs. Several complaints and petitions seeking changes in the way the political broadcasting rules operate have also been filed with the FCC. This program will be an opportunity for participants to review the key rules that apply to political broadcasting and to learn about the hot issues broadcasters may face in 2016.

To register, click here or go to the FCBA Website – Calendar of Events or use the form on page 21.

Agenda

6:00 – 6:05 p.m.
WELCOME AND INTRODUCTIONS

6:05 – 6:50 p.m.
SUPER PACS AND THEIR IMPACT ON POLITICAL BROADCASTING
Super PAC spending may be an increasingly important part of the political landscape. This panel will discuss regulation of their activities and what information broadcasters need to obtain from them.

Speakers:
TBD

6:50 – 7:00 p.m.
BREAK

7:00 – 8:15 p.m.
POLITICAL BROADCASTING RULES 2016
What are the most important things to remember in helping media clients comply with the political broadcasting rules, and what changes could be coming in those rules.

Moderator: Jack Goodman, Law Offices of Jack N. Goodman

Speakers:
Robert Baker, Assistant Division Chief, Policy Division, Media Bureau, FCC
Joe Di Scipio, Senior Vice President, Legal and FCC Compliance, Fox Television Stations, LLC
David Oxenford, Partner, Wilkinson Barker Knauer, LLP
Joan Stewart, Counsel, Wiley Rein LLP

The FCBA is Looking for Articles

The Federal Communications Law Journal (FCLJ) editorial team at The George Washington University Law School is now seeking and accepting article submissions for possible publication in the upcoming volume of the FCLJ. Members interested in submitting articles may contact Senior Articles Editor, Amy Roller (fcljarticles@law.gwu.edu). Articles may also be submitted through ExpressO. For general inquiries or questions about the FCLJ please contact Editor-in-Chief, Rachael Slobodien (fclj@law.gwu.edu).
Homeland Security & Emergency Communications/International Telecommunications/ Privacy & Data Security/Wireless Telecommunications Committees

Event: CLE Seminar
Date/Time: Thursday, January 14, 6:00 – 8:15 p.m.
Location: Mayer Brown LLP, 1999 K Street, NW
Topic: Federal Communications Commission broadcasting rules
For more information: See page 21.
To register: Click here or go to the FCBA Website – Calendar of Events or use the form on page 21.

FCC Enforcement Committee

Event: CLE Seminar
Date/Time: Wednesday, January 20, 6:00 – 8:15 p.m.
Location: Wiley Rein LLP, 1776 K Street, NW
Topic: False Claims Act: Enforcing USF Beneficiary Rules and Policing Fraud
For more information: See page 3.
To register: Click here or go to the FCBA Website – Calendar of Events or use the form on page 21.

Mass Media Committee

Event: Brown Bag Lunch
Date/Time: Tuesday, January 12, 12:15 – 1:30 p.m.
Location: Lerman Senter PLLC, 2000 K Street, NW, Suite 600
Topic: AM Revitalization: A discussion of the FCC’s October 2015 Order to revitalize the AM broadcast service
Introduction: Ajit Pai, Commissioner, Federal Communications Commission
Speakers: Gregory Guy, Managing Partner, Patrick Communications; Matthew McCormick, Co-Managing Member, Fletcher, Heald & Hiltreth; Michael Rhodes, Senior Engineer, Cavell, Mertz & Associates
To RSVP: Click here or go to the FCBA Website – Calendar of Events.

Video Programming and Distribution Committee

Event: CLE Seminar
Date/Time: Tuesday, January 19, 12:15 – 1:30 p.m.
Location: Harris, Wilshire & Grannis LLP, 1919 M Street, NW, 8th Floor
Topic: New Developments in Online Video. 2015 brought us important developments in online video. These included new technologies, new services, new business deals, new court cases, and new proposed regulation. The Video Programming and Distribution Committee has assembled a panel of distinguished practitioners to help you make sense of these developments and more. Speakers: Alison Minea, DISH; Jared Sher, 21st Century Fox; and Jonathan Allen, Rini O’Neil (invited)
Moderator: Mike Nilsson, Harris, Wilshire & Grannis LLP
To RSVP: Click here or go to the FCBA Website – Calendar of Events.

Wireline Committee

Event: CLE Seminar
Date/Time: Tuesday, January 26, 6:00 – 8:15 p.m.
Location: Wilkinson Barker Knauer LLP, 1800 M Street, NW, North Tower, Suite 800
Topic: IP Interconnection and Peering: Legal and Practical Issues
For more information: See page 4.
To register: Click here or go to the FCBA Website – Calendar of Events or use the form on page 21.

Young Lawyers Committee

Event: Brown Bag and Happy Hour (Joint DC/NY Chapter Event)
Date/Time: Tuesday, January 19, 6:00 – 7:15 p.m.
Location: Kelley Drye in Washington, DC and New York City (DC: Washington Harbour, 3030 K Street, NW, Suite 400, Washington, DC 20007); (NYC: 101 Park Avenue, New York, NY 10178). Video conferencing will be provided by Kelley Drye. Panels at both locations will be featured.
Topic: Leveraging Digital Tools for Effective Advocacy: Learn how technology can help improve advocacy, research, and overall work product. Experienced professionals from the private, non-profit, and government sectors will share tips on how to effectively use social media, programming, and existing resources to enhance advocacy. Happy hours to follow.
Speakers: TBD
Moderator: Jameson Dempsey (Kelley Drye)
For more information: Contact Kristine Fargotstein (KFargotstein@gmail.com) or Jameson Dempsey (JDempsey@kelleydrye.com)
To RSVP: Click here or go to the FCBA Website – Calendar of Events.

Florida Chapter

Event: IAPP/FCBA Florida Privacy and Cybersecurity Law Symposium
Date/Time: Thursday, January 28, 1:00 – 5:30 p.m.
Location: EverBank Center Auditorium, 301 West Bay Street, Jacksonville, FL 32202
Topic: Second annual event featuring a keynote address from Department of Homeland Security Chief Privacy Officer Karen Neuman and four panels of in-house experts, outside counsel and government representatives from throughout North America discussing hot topics in privacy and cybersecurity. Discussions include the threat of a cyber attack on utilities, cybersecurity risk mitigation and regulatory obligations, emerging technology and associated privacy impacts, and the latest in privacy enforcement.
Moderators: David Konuch, EVP General Counsel and Chief Privacy Officer, Quick Intelligence Inc.; Ron Whitworth, EVP, Chief Privacy Officer and Associate General Counsel, EverBank
Speakers: Mark Brennan, Partner, Hogan Lovells; Megan Brown, Partner, Wiley Rein; Monique Brown, Data Privacy Lawyer, Deutsche Bank; Chanley Howell, Partner, Foley & Lardner LLP; Mary McLaughlin, Cybersecurity Analyst, Florida Department of Law Enforcement; Dave Millier, CISO, Quick Intelligence Inc. and CEO, Uzado Inc.; Karen Neuman, Chief Privacy Officer, Department of Homeland Security; Elizabeth Reilly, VP, Compliance and Regulatory Counsel, Fidelity National Financial; Alex Reynolds, Director, Regulatory Affairs, Consumer Technology Association; Natalie Roisman, Partner, Wilkinson Barker Knauer LLP; and Anna Shea, Senior Counsel – Corporate Compliance, Privacy, Risk & Information Security, FIS.
To RSVP: Visit https://iapp.org/connect/chapters, “See Upcoming Meetings” and select “Jacksonville KnowledgeNet”; or email Liz Portugal at Elizabeth.Portugal@everbank.com.

Mid-Atlantic Chapter

Event: Panel Discussion & Cocktail Reception in coordination with the Copyright Society
Date/Time: Thursday, January 28, 5:00 p.m.
Location: Pepper Hamilton LLP, 3000 Two Logan Square, 18th & Arch Streets, Philadelphia, PA
Topic: Online Video Distribution: A Discussion of the Regulatory and Copyright Issues Associated with Emerging Business Models
Speakers: Kerry Brockhage, Sr. Vice President & Chief Counsel, Content Distribution, NBCUniversal; Ryan Baker, Partner, Baker & Marquart and Counsel to FilmOn X; Michael Nilsson, Partner, Harris, Location: Two Logan Square, 18th & Arch Streets, Philadelphia, PA
MID- ATLANTIC CHAPTER
CONTINUED FROM PAGE 6

Wilshire & Grannis LLP; FCC Media Bureau Representative (Invited).
Moderator: Christopher Yoo, John H. Chestnut Professor of Law, Communication, and Computer & Information Science and Director, Center for Technology, Innovation & Competition, University of Pennsylvania Law School.
CLE credit to be provided.
To RSVP: http://www.csusa.org/PAJan2816

New York Chapter

Event: Brown Bag Video Conference and Happy Hour (Joint Young Lawyers Committee DC/NY Event)
Date/Time: Tuesday, January 19, 6:00 – 7:15 p.m.
Location: Kelley Drye in Washington, DC and New York City (DC: Washington Harbour, 3050 K Street, NW, Suite 400, Washington, DC 20007); (NYC: 101 Park Avenue, New York, NY 10178). Video conferencing will be provided by Kelley Drye for the NY Chapter.
Panelists at both locations will be featured.
Topic: Leveraging Digital Tools for Effective Advocacy: Learn how technology can help improve advocacy, research, and overall work product. Experienced professionals from the private, non-profit, and government sectors will share tips on how to effectively use social media, programming, and existing resources to enhance advocacy. Happy hours to follow.
Speakers: TBD
Moderator: Jameson Dempsey (Kelley Drye)
For more information: Contact Kristine Fargotstein (KFargotstein@gmail.com) or Jameson Dempsey (JDemsey@kelleydrye.com).
To RSVP: Click here or go to the FCBA Website – Calendar of Events.

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.

In general, we need conference rooms that can seat at least 30 people at tables for brown bag lunches and committee meetings and conference rooms that can seat at least 60 people theatre style for CLE seminars. Firms and companies hosting brown bag lunches provide beverages and desserts; firms and companies hosting CLE seminars provide beverages and snacks. Brown bag lunches are generally held from 12:00 – 1:30 p.m. and 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, and video projection capabilities for PowerPoint presentations. If your firm or company has the needed conference room facilities and capabilities and would be willing to host future FCBA activities, please email Kerry Loughney, kerry@fcba.org or Starsha Valentine, starsha@fcba.org.

Committee and Chapter Sign-Up

If you would like to sign up for or update the committee(s)/chapter(s) you are on, fill out the form on page 23 of this newsletter or download it at http://www.fcba.org/wp-content/uploads/2014/06/FY15-Committee-Form.doc and send it back to the FCBA, 1020 19th Street, NW, Suite 325, Washington, DC 20036, fax: 202-293-4317, or email: megan@fcba.org.

COMMITTEE AND CHAPTER News

Young Lawyers Committee Event on December 15

Over 20 young lawyers and members of the bar joined the YLC on December 15 to listen to experienced telecom attorneys discuss potential career paths for mid-level attorneys. Moderators Rachel Wolkowitz and Ali Zayas asked panelists Kara Azocar, Jonathan Campbell, Russ Hanser, and Elvis Stumbergs, questions designed to help younger attorneys navigate the career jungle-gym, including how young lawyers can continue growing in their careers.
Get to Know an **FCBA MEMBER**

**Steven Berry, President & CEO, Competitive Carriers Association**

*By: Laura Phillips*

Steven K. Berry is currently the President & CEO of Competitive Carriers Association (CCA), a group that he has headed for approximately six years. Steve has had a distinguished career with almost 19 years of government service both on Capitol Hill and at the Department of State, but he also has had stints in private practice as a partner at Holland and Knight doing international law and heading government relations functions at several marquee financial firms. If that were not enough, Steve also was a Senior Vice President at both CTIA and at NCTA, where I first encountered him. I was delighted to get a chance to get to catch up with Steve and have a chance to share some of his insights and thoughts with the FCBA membership.

**Q:** So, what attracted you to the field of communications?

**A:** It was really happenstance that I concentrated so much of my professional life in the communications field. Actually, I'm on my second, third, or fourth career depending on how you look at things. Before graduating law school from George Mason, I started working as Assistant Legal Counsel for the House Agriculture Committee, was Chief of Staff for a House member, then moved to the House Intelligence Committee as Minority Chief Counsel, then Minority Chief of Staff for the Committee on Foreign Affairs. As you might imagine, there are communications aspects to intelligence, including use of satellites and secure communications and infrastructure. It was in this role that I first met the famous Marty Cooper.

I then spent about three years at the US State Department as an Acting Assistant Secretary, doing a wide range of things including congressional liaison work and UN reform, and foreign assistance. Those were memorable years indeed. I then moved back to Capitol Hill in 1992 to become Chief Counsel in the Senate assisting with foreign relations, security and arms control issues, among many other things. Then I became a partner at Holland and Knight, establishing a federal legislative practice and also did international law for clients like Disney and ABC, pursuing legislation to protect downloading of content in India and in other countries. Then Tom Wheeler asked me to come to work with him at CTIA around the time of CALEA (Communications Assistance for Law Enforcement Act) implementation, a subject I knew a lot about from all my time on the Hill. I was there about six years and then moved to NCTA for three years. I worked with great teams at both associations on a range of legislative matters.

Next, I decided to do something a little different and worked as Executive Vice President at Direct Marketing Association (DMA), creating coalitions and supporting legislative initiatives focused on privacy and marketing.

Following that, I went back to using my national security-oriented work in the field of international commerce for the financial services industry. I had a dream job managing global government relations for Merrill Lynch. When the financial crisis hit, Bank of America acquired Merrill Lynch and the Merrill Lynch team was not kept on. So, for a change I decided to take a little time to decide what was next for me. My friends encouraged me to apply for the position at the Rural Cellular Association (RCA). I told them I wasn’t really interested if the association was not going to take on serious advocacy issues. After looking more into it, I thought the association had a real opportunity to transform itself to become a more significant player, and it could not simply continue as it had. So a new plan and direction for RCA, rebranded as Competitive Carriers Association (CCA) in 2012 was a large part of my decision to take the helm as President & CEO and a Board Member.

Some of the changes were not easy. CCA moved to DC, we increased dues and successfully tried in a number of different ways to become more credible and thoughtful developers of policy and legislative proposals. While we had great members, I knew the ground was shifting on policy and other issues. In order to exist and thrive, we moved the annual budget from $900,000 to well over $5 million and moved from having a single employee to now 15. Our focus is on the issues that matter to our members, some of whom struggle to create or maintain scale on their marketing, services, and handset availability and establish national roaming agreements to stay competitive.

**Q:** Tell our readers whether you were deliberate in your career progression and how things unfolded.

**A:** Well, I have to say that I never intended to remain in the DC area or be where I am today. I thought that after law school I would go back to my small town in southwestern Virginia and practice law, like you do in a small town – you do a little of everything in a general practice to help people. I grew up thinking that that was my path. But I guess I was bitten by the political bug. While in law school I started to intern on Capitol Hill with a Member for my congressional district for two summers. I took the bar exam in my last semester of law school and was asked to stay on. The rest is just history, luck and a lot of fun!

**Q:** What’s the most challenging part of your work and why?

CONTINUED ON NEXT PAGE
A: I really enjoy the challenge of finding policy solutions by negotiating to reconcile or to harmonize different positions. Every day the association is challenged with keeping within the budget and staying on our advocacy targets. We have 35 executives on the Board of Directors, 11 of whom also serve on the Executive Committee. Each company is different. I think my time in government as Chief of Staff or Counsel to a Committee or a policy architect for the executive branch was good practice to run an association where you try to keep a large diverse group together while advocating for sound public policy positions.

Q: What do you enjoy doing in your free time?

A: I love to golf and fish and I also like skeet shooting and hunting, but I rarely have enough time to do any of that. I do enjoy travel as well, and I’ve done quite a bit of travel over the course of my career.

Q: What surprised or impressed you most about the people you’ve worked with and why?

A: I worked in government for almost 19 years, and during that time and afterwards I have encountered so many folks on the Hill, at the State Department in the defense and the foreign service communities, at the FCC and NTIA that are truly dedicated public servants, doing what they do to the best of their ability for all the right reasons. I would say my government jobs were among the most satisfying jobs I ever held because I felt I was making a positive difference every day and wanted to contribute to our national well-being. I think that remains true for most public servants. Unfortunately, it is also one of the little known facts in the public perception of Washington.

Q: Can you share a perspective on pitfalls to avoid or other career advice for those who are just getting started in the communications field?

A: First and foremost, pursue your interests and do what you enjoy. Then try to be the best you can possibly be at what you are doing. I also would suggest that you be willing to do your best at whatever job you have. If you are an intern, be a great intern. While it may not be your lifelong career dream, you never know what you’ll get from that experience or who you may meet, and by doing that job well you often can move up the ladder. In my case, by being an intern and sitting through multiple hearings and entire conferences on the Hill, I could observe the whole process, and I learned so much from it. I did everything they asked, even researching for the Committee and part of my work made into the final Committee Report. Being eager and credible and willing to learn means a great deal – and people will notice.

Q: What’s something interesting about you that people are not generally aware of you that are willing to share?

A: Well, I really enjoy pouring over Wine Spectator and the Wine Bible. (Pun intended). I love the challenge of discovering not well known Virginia wines in particular. There really are some great ones available now. It really makes my day when I find a $25 bottle of wine that comes across like it’s a $100 bottle of wine.

Q: How long have you been an FCBA member and what is the value of FCBA membership?

A: I’ve been a member for quite some time. I first joined the FCBA when I worked at CTIA. I have to admit during the times I was occupied professionally outside of communications, my membership lapsed, but I am back again, and I’ve been a member again for at least the last five years. There are a number of things the FCBA does that are very worthwhile. For example, as part of both social and other FCBA events, you get meaningful opportunities to exchange ideas with colleagues. There’s a great deal you can learn from those exchanges, by interfacing with those of similar interests and those who have other perspectives, there is so much breadth and depth to FCBA events. I particularly enjoy the receptions where you can meet and talk with old friends and new, bright thinkers in the telecom world.

Interested in learning more about another FCBA member? If there is a member you’d like to know better, please contact Laura Phillips at laura.phillips@dbr.com.
The FCBA Foundation is gearing up for its 2016 Law School Scholarship Program

The FCBA Foundation is gearing up for its 2016 Law School Scholarship Program, which provides financial assistance to rising second or third year students currently enrolled in accredited law schools in the United States who have a demonstrated interest in pursuing a career in communications law. The scholarships range from $2,500 – $5,000 each, and will be payable to the applicable law school in one lump sum to help the student with tuition or other education-related expenses.

The Foundation has moved to a web-based application that will enable interested students to apply for a scholarship online. The online application will be available by early February at: https://fcbafoundation.awardspring.com.

The deadline for submission of applications will be Friday, April 1, 2016. The Foundation plans to notify successful applicants regarding their scholarship awards by Monday, May 16, 2016.

If you have any questions about the application, please contact the FCBA offices at 202-293-4000 or by email at starsha@fcba.org.

REQUIREMENTS:

Students must be enrolled in an ABA accredited law school, in good academic standing, and have a pending or accepted application for an unpaid internship with a local, state or federal government entity. Students will be selected on the basis of:

- Financial Need – 30 points
- Essays – 30 points
- Academic merit – 20 points
- Nature of the work – 10 points
- Resume and Recommendations – 10 points

Applications for internship funding should be submitted online at https://fcbafoundation.awardspring.com.

Applicants may be asked to interview with members of the Foundation Board; interviews may be conducted by telephone. Applications are due no later than April 1, 2016.
than April 1, 2016 and the winners will be notified by May 15, 2016.

If you have any questions about the application, please contact the FCBA offices at 202-293-4000 or by email at starsha@fcba.org.

Volunteer at Martha’s Table on January 31

On Sunday, January 31 from 10:00 a.m. – 1:00 p.m., the FCBA will be preparing and distributing food at the FCBA Foundation’s partner charity, Martha’s Table. The FCBA has been meeting monthly to volunteer at Martha’s Table for many years. Martha’s Table feeds hundreds of homeless adults and children on the streets of Washington daily, through its mobile soup kitchen.

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. Any food donated by volunteers might not be used the same day you volunteer; any food donations will be used at the discretion of Martha’s Table staff.

Please mark your calendars, bring your friends and children (they must be at least nine years old), and participate in this great volunteer effort. If you have questions or need more information, please contact Russ Hanser at RHanser@wbklaw.com.

The FCBA volunteers on the last Sunday of every month, so mark your calendars now!

In order to volunteer, go to http://fcba.marthastable.volunteerhub.com/.

Volunteer Cancellation Policy: Our ability to serve the community is based on the hard work of our volunteers and many supporters.

- If you schedule and DO NOT show up for your shift, we CAN NOT serve the community to the best of our ability.
- 24 hour canceling or rescheduling notice is required. In the event that you are unable to come in for your volunteer shift please contact the Volunteer Program Assistant so that Martha’s Table can make other arrangements.
- Because we depend so heavily on volunteers, we need to make sure we recruit RELIABLE volunteers. If you do not provide us with 24 hours’ notice, we will have to reconsider whether we can reschedule for a future volunteer date(s).

Robert W. Coll

Robert W. Coll, formerly a senior partner in the law firm of McKenna, Wilkinson & Kittner, died at his home in Bethesda, MD on December 8, 2015. He was 86.

Bob was born in Johnstown, PA and moved to Washington as a young boy. He graduated from Woodrow Wilson High School in 1948 and then earned a degree in English literature from George Washington University. After serving in Germany in the United States Army and as a paratrooper, he returned to George Washington University to complete law school at night while teaching piano and driving a cab during the day.

Bob was with McKenna, Wilkinson from 1958 to 1987 -- his entire career as a practicing attorney. He concentrated on the representation of broadcast clients. Much of his time was devoted to work for ABC and its owned and operated radio and television stations, as well as the stations owned by group owners such as Roy Park and General Electric.

To those who were privileged to work with Bob at the firm, he was known as a great writer, but especially as a wonderful mentor -- behind the arresting voice and sometimes gruff exterior. To those outside the firm, he may have best been known for his commanding presence and capability. Whether in negotiations or in the hearing room, Bob was known among his fellow practitioners and at the Commission as being a superb lawyer.

Bob had a remarkable sense of humor, and a bluntness to go with it. One of his former partners recalls that in his very first case as an associate with McKenna, Wilkinson, Bob ended up having to defend him before the Administrative Law Judge when the other side moved to have him disqualified as a former government employee. Bob prevailed on the grounds that the associate ‘knew nothing about the substance and his past agency relationships were useless.’ This was vintage Coll.

Bob had a vast knowledge of literature, history, sports, music, and law. In retirement, he handicapped thoroughbreds and suffered over the Redskins and Nationals.

He leaves sons Stephen, Geoffrey, and Daniel, as well as six grandchildren. His wife Dorothy predeceased him in 2008.
29th Annual CHAIRMAN’S DINNER
29th Annual CHAIRMAN’S DINNER
29th Annual CHAIRMAN’S DINNER

of Fanta-CBA is that there is absolutely no regulation. I’ve

... Seriously … Brian Fung.

Plus, designing a two-sided auction was too hard. Have you
The FCBA Foundation Is Grateful for the Support of the Sponsors of this Year’s Chairman’s Dinner!

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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, email the necessary information to kerry@fcba.org. Clearly indicate the Blind Box number to which you are responding. If you are applying to a Blind Box, you may specify to the FCBA 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 (found by clicking here or going to the FCBA website under the Products, Publications, and Services link) and email or fax the form and the appropriate payment to Kerry Loughney (202-293-4317, kerry@fcba.org). In addition, please email the text of the ad to kerry@fcba.org. Listings and payment received by the 20th day of each month will appear in the next month's newsletter. If possible, ads should not exceed 75 words. Please call the FCBA questions. (No headhunters please).

LAW FIRM/CORPORATE

1.16.1
Vice President and Associate General Counsel – NCTA is seeking applicants to fill this position. NCTA has an exceptional work environment with great benefits.

Description:
Provides legal counsel and advocacy for Association primarily on wireless/spectrum and Internet issues in proceedings before government agencies and the courts.

Primary Job Duties/Essential Functions and Responsibilities:
- Draft Association comments for filing in Federal Communications Commission (FCC) and other agency proceedings
- Advocate Association positions before the FCC and other regulatory bodies
- Manage litigation matters arising from appeals of regulatory actions
- Supervise outside counsel
- Work with member companies to establish Association positions and priorities
- Consult and coordinate within Association on legal and policy questions
- Provide guidance to members on regulatory issues
- Assist the Senior Vice President and other legal department lawyers in representing the Legal Department at meetings and conferences
- Develop and implement regulatory and legal strategies
- Represent Association in dealings with other trade and industry groups
- Assist with other responsibilities as needed

Qualifications & Experience:
- Law degree preferred
- Extensive experience with law firm, FCC and/or other regulatory body on wireless/spectrum and Internet issues
- Strong writing and advocacy skills
- Excellent business and legal judgment, strategic thinking, and problem solving
- Hard working, well organized and able to manage numerous projects simultaneously
- Excellent interpersonal skills, dynamic and highly team oriented
- Superior writing and oral communication skills

How to Apply:
Go to: https://www.ncta.com/who-we-are/careers.

Combining your resume and cover letter into a single document. Only applicants who submit a cover letter and resume will be considered.

- Where you are prompted to enter a *text resume* please copy and paste your resume and cover letter into the field.
- Additionally, please upload the file containing both your resume and cover letter into the Attach a Resume* field located on the same page.
Thursday, January 14, 6:00 – 8:15 p.m. – CLE Seminar on Communications Policy Issues Raised by UAS. Location: Mayer Brown LLP, 1999 K Street, NW. Cost: $135.00 for Private Sector Members; $50.00 for Government/Academic/Transitional Members; No charge for Law Student Members; $205.00 for Non-Members. Registrations and cancellations due by 12:00 Noon, Wednesday, January 13, 2016.

Wednesday, January 20, 6:00 – 8:15 p.m. – CLE Seminar on False Claims Act: Enforcing USF Beneficiary Rules and Policing Fraud. Location: Wiley Rein LLP, 1776 K Street, NW. Cost: $135.00 for Private Sector Members; $50.00 for Government/Academic/Transitional Members; No charge for Law Student Members; $205.00 for Non-Members. Registrations and cancellations due by 12:00 Noon, Tuesday, January 19, 2016.

Tuesday, January 26, 6:00 – 8:15 p.m. – CLE Seminar on IP Interconnection and Peering: Legal and Practical Issues. Location: Wilkinson Barker Knauer, LLP, 1800 M Street, NW, North Tower, Suite 800. Cost: $135.00 for Private Sector Members; $50.00 for Government/Academic/Transitional Members; No charge for Law Student Members; $205.00 for Non-Members. Registrations and cancellations due by 12:00 Noon, Monday, January 25, 2016.

Monday, February 8, 6:00 – 8:15 p.m. – CLE Seminar on The Ads They are A’coming: Political Broadcasting Rules 2016. Location: Wiley Rein LLP, 1776 K Street, NW. Cost: $135.00 for Private Sector Members; $50.00 for Government/Academic/Transitional Members; No charge for Law Student Members; $205.00 for Non-Members. Registrations and cancellations due by 12:00 Noon, Friday, February 5, 2016.
2015 FCBA MEMBERSHIP DIRECTORY Order Form

Copies of the 2015 FCBA Membership Directory are available for purchase at a cost of $60.00 for FCBA Members, $35.00 for Law Student Members, and $115.00 for Non-Members and in accordance with the terms set forth on this form. There is a 10% discount for orders of 10 or more Directories. (Please add 5.75% sales tax for orders sent to DC addresses).

Please note that the Directory is available solely for the personal and professional use of FCBA members and other purchasers of the Directory. All uses for commercial purposes are prohibited without prior written approval of the FCBA’s Executive Director. By purchasing the Directory and signing below, purchaser agrees that they will not, and will not knowingly authorize or permit others to, duplicate, reproduce or copy the information printed in the Directory without the express written consent of the Association.

Please send me _________ copy(ies) of the 2015 FCBA Membership Directory.

Signature (required) ____________________________________________________________
Name________________________________________________________________________
Organization____________________________________________________________________
Address ______________________________________________________________________ Suite/Room/Apt. ______________________________
City/State/Zip __________________________________________________________________
Phone ____________________________ E-mail ________________________________________

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Cardholder Name________________________ Signature ___________________________

Please make check payable to “FCBA”

PLEASE SEND THIS FORM TO:
Federal Communications Bar Association
1020 19th Street, NW
Suite 325
Washington, DC 20036
Phone: (202) 293-4000
Fax: (202) 293-4317
Email: megan@fcba.org

The FCBA membership list also is available at a cost to FCBA members of $400.00 for the first order and $700 for each additional order (per calendar year), and $700.00 for non-members per order. Please call the FCBA office, (202) 293-4000, for further details.
FEDERAL COMMUNICATIONS BAR ASSOCIATION
2015-2016 COMMITTEE AND CHAPTER REGISTRATION

NAME (please print) ________________________________________________________________
ORGANIZATION ________________________________________________________________

STANDING COMMITTEES

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| Carolina | Northern California |
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| Mid-Atlantic | Rocky Mountain |
| Midwest | Southern California |
| New England | Texas |

FCBA FOUNDATION COMMITTEES

| Fundraising | Publicity |
| Golf Tournament | Scholarships |
| Mentoring | Volunteer Services |

Descriptions of the focus and work of Standing Committees may be found in the Constitution and By-laws in the FCBA Directory and on the FCBA website.

Please indicate your committee/chapter choices and return this form to:
FCBA, 1020 19th Street, NW, Suite 325, Washington, DC 20036
Fax: 202-293-4317; Email: megan@fcba.org

NOTE: Most announcements of committee and chapter meetings and events will appear in the FCBA Newsletter and/or on the FCBA’s website at www.fcba.org.
### Calendar

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<td>January 14</td>
<td>CLE Seminar: Communications Policy Issues Raised by UAS presented by the International Telecommunications/Homeland Security &amp; Emergency Communications/Privacy &amp; Data Security/Wireless Telecommunications Committees</td>
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