

FCBA News

AUGUST 2004

Newsletter of the Federal Communications Bar Association

FCBA Reception at the ABA Convention in Atlanta

The FCBA with the assistance of the Atlanta Chapter is planning a reception in conjunction with the upcoming **ABA Convention** being held August 5-11 in Atlanta, Georgia. The reception will be held on **Sunday, August 8, 5:00-7:00 p.m.**, Omni Hotel, Pre-function Lobby I, M 2/Second Level North Tower. All FCBA members all welcome to attend, and no RSVP is required.

The FCBA is offering sponsorship opportunities for this event. If interested, please contact Stan Zenor, 202-293-4000 or stan@fcba.org.

Media Ownership CLE Seminar set for September 14

The Mass Media Practice Committee will hold a CLE on the Ownership Rules of the Federal Communications Commission from 6:00 to 8:15 p.m. on Tuesday, September 14, 2004. It will be held at the offices of Dow, Lohnes & Albertson, PLLC, 8th Floor, 1200 New Hampshire Avenue, NW, Washington, D.C. Additional information on the panels and speakers will be forthcoming. Registration information is on page 7 of this newsletter.

The FCBA Welcomes Ann Henson to the Staff

Ann Henson joined the FCBA on June 5th in a newly created, part-time bookkeeping position. Most recently she worked for 16 years at McKenna & Cuneo, now McKenna, Long & Aldridge, in all phases of the Accounting Department ending as assistant to the Chief Financial Officer. Prior to her law firm work, she worked for the American Advertising Federation and the International Franchise Association as well as some years in direct mail fundraising.

Ann moved to Washington from Elmira, New York and quickly began enjoying all that this area has to offer. The transition was complete when she turned from a Giants fan to a Redskins fan. Her husband is retired from the Metropolitan Police Department and they live in the District where they have become a favorite vacation destination for their extended families. They also like to visit local museums and parks try to travel whenever possible.

Please introduce yourselves and welcome Ann to the FCBA when you call or email the office. Her email address will be ann@fcba.org.

FCBA Seminar West Postponed

Due to an ongoing labor issue at the resort, Seminar West 2004 has been postponed. Seminar West will be rescheduled and held next summer. Please watch the FCBA News and web site for program and registration information next Spring. If you have any questions, please contact Stan Zenor.

FCBA Membership Renewal

A second round of dues invoices for the FCBA's 2005 fiscal year (July 1, 2004 - June 30, 2005) were recently mailed. Please note that the deadline was JULY 30, 2004. Remember to renew your membership as soon as possible, and save the Association the expense of mailing reminder notices. Also included is a committee and chapter sign-up sheet form. A donation to the FCBA Foundation while renewing your membership, is always appreciated.

What's the Password?

Many of you have noticed that while trying to log into the FCBA's Online Membership Directory: 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.

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www.fcba.org

PRESIDENT'S MESSAGE

DEAR MEMBERS:

On July 20 the Executive Committee approved the FCBA's fiscal year 2005 budget. The budget projects receipts and expenditures of \$950,000, with only one-third of our revenues being derived from dues. Here are some budget items that deserve the attention of the membership.



- **Luncheons and Breakfasts.** These events serve our dual missions of promoting legal education and providing networking opportunities for our members. But the costs involved, for luncheons in particular, have risen to the point that members are discouraged from attending. Also, the increased diversity of the association in terms of practice areas has caused a drop-off in attendance for some luncheon programs, particularly when the featured speaker is identified with a particular industry. For these reasons, we have changed to a mix of breakfasts and luncheons, with more specialized presentations being presented at the breakfasts. But, we have barely broken even on these events. During the coming year, I want to revitalize our luncheon program. This will require that we attract more high-profile speakers. Jennifer Warren has organized a committee of senior FCBA members to do just that. I hope you will sign up and come to these events.
- **CLE Seminars.** Thanks to the cooperation of the law firms and organizations that have made their conference facilities available, we cut our expenses for CLEs from \$16,055 in FY 2003 to \$8,750 in FY 2004. Costs could go down again in 2005. This benefits us in important ways. We use the money on the programs and this permits us to price our CLEs significantly lower than what other groups charge. But most importantly, the number of CLEs we offer has increased dramatically. In 2001, when I co-chaired the CLE Committee, we sponsored just five such programs. In FY 2004 we had 10. This year we hope to put on 12. Three sessions are already planned for September and October. Not having to pay hotel room rents and fees has been a factor in the increase, because much of the financial risk has been removed for our sponsoring committees. As a result, the focus has been on the substance of the programs. And there is no more important service that we can offer to our members than providing first-rate continuing legal education at a reasonable price.
- **Receptions.** We have budgeted for three receptions this year, up from two in FY 2004. This will include a repeat of Oktoberfest, a Congressional reception, and a reception for new FCC commissioners. We may also sponsor another spring event like the 70th Anniversary reception we put on in June with over 350 persons attending. These functions not only afford our members opportunity to get together and visit with FCC personnel, they also contribute to the funding of the FCBA's operations and other programs. With our association now sponsoring fewer luncheons and other events with broad appeal, our receptions play a key role in identifying the FCBA as a vital organization worthy of the high level of volunteer participation that sustains us.
- **Chairman's Dinner.** This is the FCBA's signature event, and by far our largest, with over 1600 persons attending each year. Contributions made in connection with the Chairman's Dinner provide a significant portion of the FCBA Foundation's scholarship money. Also, the high level of sponsorship participation in this event helps the FCBA promote more and better events throughout the year.

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BAR ASSOCIATION

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Heidi M. Kurtz

Editor - Heidi M. Kurtz
Photographer - Mark Van Bergh

Password as of August 10, 2004: 976

COMMITTEE AND CHAPTER EVENTS

Common Carrier Practice Committee

Date/Time: Wednesday, September 29, Noon to 1:30 p.m.
Location: FCC, 8th floor, conference room #5
Topic: Common Carrier "hot topics" and upcoming FCC proceedings
Panelists: Jeff Carlisle (Senior Deputy Bureau Chief, Wireline Bureau, FCC), Carol Matthey (Deputy Bureau Chief, Wireline Bureau, FCC), and Jane Jackson (Deputy Bureau Chief, Wireline Bureau, FCC)
RSVP to: Monica Desai, Monica.Desai@fcc.gov or (202) 418-7419

Denver Chapter

Event: Luncheon
Date/Time: Thursday, October 14, Noon
Location: MCI, 707 17th Street, 42nd Floor, Denver, CO
Topic: The future of telecommunications regulation
Speaker: Greg Sopkin, Chairman, Colorado Public Utilities Commission
Cost: \$15 for FCBA Members, \$25 for non-members
RSVP to: Please use form on page 7 of this newsletter

Mass Media Practice Committee

Event: Brown Bag Lunch
Date/Time: Wednesday, September 8, 12:15 p.m.
Location: NAB, 1771 N Street, NW, Conference Rooms A & B
Topic: Organizational meeting -more info coming soon
For Further Information: Ann Bobeck, abobeck@nab.org
RSVP to: none required

Online Communications Practice Committee

Event: Brown Bag Lunch
Date/Time: Wednesday, August 25, 12:15 p.m.
Location: Piper Rudnick, LLP, 1200 19th St. N.W., 7th Floor
Topic: FCC Spectrum policies creating opportunities for high-speed data and rural wireless broadband initiatives supported by the Department of Agriculture
Speakers: Peter Corea, Special Counsel, Broadband Division, WTb. Peter is also a member of the Chairman's Wireless Broadband Access Task Force; and Chris Moore, U.S. Department of Agriculture
RSVP to: Evelyn Opany - evelyn.opany@piperrudnick.com



On July 23rd, Commissioner Adelstein spoke before the Northern California Chapter.



FCBA FOUNDATION NEWS

Volunteers Wanted for McKenna's Wagon Mobile Soup Kitchen on August 22

FCBA volunteers will meet to assist Martha's Table's, mobile soup kitchen, McKenna's Wagon on Sunday, August 22. Volunteers will meet on Sunday afternoon at Martha's Table before they depart with the van of food to selected locations. Other upcoming volunteer days are September 26, October 24, November 28, and December 26. To

volunteer, or for more information about McKenna's Wagon, please contact: Cara Voth - cara.voth@fcc.gov or Tom Van Wazer - tvanwaze@sidley.com.

Martha's Table Volunteers Needed on August 29

On Sunday, August 29, members of the FCBA will help prepare meals for the homeless at Martha's Table in the District of Columbia. Martha's Table feeds hundreds of hungry, homeless adults and children on the streets of Washington daily, through its mobile soup kitchen.

Children and friends are also welcome. We will begin at 10:00 am and work until 1:00 pm. Martha's Table is located in a yellow building at 2114 Fourteenth Street, NW, in the District, near the intersection of 14th and U Streets. On-street parking is available. Volunteers are asked to bring sandwich fixings (bread and sandwich meat) with them, as the center often runs out of donated food. Future dates include September 26, October 31, November 28 and December 26, so mark your calendars now.

For more information, contact Howard Weiss at 703-812-0471 - weiss@fhhlaw.com or Chris Wood at 202-939-7903 - cwood@fw-law.com.

IN MEMORIAM

John B. Kenkel

John B. (Jack) Kenkel, a long time communications attorney and member of the FCBA, died on June 26 from cancer. Jack was a native of Washington, D.C., graduating from Gonzaga College High School in 1941 and George Washington University Law School in 1952. He received his undergraduate degree from Colgate University, and also received a master's degree in law from George Washington University. Jack enlisted in the United States Navy hours after Pearl Harbor. He served as a radioman on convoy escort duty in the Atlantic Ocean and Mediterranean Sea,

and also attended officer training in the Navy V-12 program.

After graduation, Jack joined the firm of Miller and Schroeder in 1952, which later became Miller, Schroeder and Bankson. While serving as a communications attorney with that firm, he also served as General Counsel for the Washington Suburban Sanitary Commission from the 1950s to the 1970s. Later, Jack served as managing partner of Kenkel, Barnard & Edmundson, P.C. In 1989, he established Kenkel & Associates, where he was the sole partner until his retirement.

Jack is remembered as a gentleman practitioner, greeting everyone with his

trademark "How are you feeling?" He represented some very colorful small and medium size broadcasters, and argued cases not only before the FCC, but before the U.S. Supreme Court. During his long career in private practice, Jack also served as an attorney for the towns of Bladensburg and Morningside, Maryland.

He is survived by his wife of 49 years, Grace Miller Kenkel of Potomac, Maryland, two sons, Dr. Jeffrey Kenkel of Dallas and David Kenkel of Whitefish, Montana, and five grandchildren.

The FCBA is grateful to John Bankson and Scott Cinnamon for contributing information for this article.

PRESIDENT'S MESSAGE

CONTINUED FROM PAGE 2

- **Salaries.** We now have four employees—an Executive Director, a Deputy Director, an Administrative Assistant and a part-time Bookkeeper. Our professional staff has been our best investment. The staff administers many events, large and small, every month. They provide the FCBA Foundation's administrative support, thereby facilitating its outreach programs. The staff publishes our monthly newsletter and maintains our web site. And there is much more as you know. Adequate staffing means the FCBA can put on more and better programs and offer better member services. And, because of the event support that is available, we are able to achieve high level of volunteerism. Thanks **Stan, Heidi, Wendy and Ann** for making us into the modern organization we have become!

I hope everyone has a pleasant August.

Harry C. Martin

Bread for the City Volunteers Wanted on August 14

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

No special legal knowledge is needed — attorneys generally need to keep an eye out for potential legal issues while using their common sense to solve a myriad of questions and make referrals to other organizations. Experienced attorneys on-site will assist FCBA attorneys and other volunteers with any questions. Previous attendees have described this as "the most satisfying volunteer experience I've had as an attorney."

You must either be a member of the DC Bar, have an application pending to the DC bar, or be an employee of the federal government to provide advice. Those who are not DC bar members, paralegals and law students are needed, however, to provide intake and triage. Law students can have the opportunity to sit in on advice sessions. Dress is casual, but respectful. Bring a pen.

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

TO RESPOND TO JOB BANK LISTINGS

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

TO LIST A JOB

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

CORPORATE/LAW FIRM

7.05.3

Chicago boutique firm seeks attorney with excellent academic credentials, strong writing skills and 3-5 years experience with cable/telecommunications regulatory and transactional work. Competitive salary and great benefits. Collegial atmosphere. Portable business a plus. Please forward cover letter, resume and a writing sample to: Amy Bowin, Cinnamon Mueller, 307 N. Michigan Avenue, Suite 1020, Chicago, IL 60601.

8.05.1

DC office of NY-based law firm seeks a communications associate with telecom regulatory or public policy experience (agency or law firm). Minimum of two years experience required. Excellent academic credentials and strong writing skills required. The firm offers New York compensation levels and an excellent benefits package, plus a collegial working environment. Principals only. Chadbourne & Parke is an equal opportunity employer. All inquires will be

held in strict confidence. Please forward cover letter, resume and law school transcript directly to: Florence Neuland, Human Resources, Chadbourne & Parke LLP, 1200 New Hampshire Avenue, NW, Washington, DC 20006, Fax: 202-974-5602, fneuland@chadbourne.com.

GOVERNMENT/NON-PROFIT

8.05.2

The Alliance for Public Technology (APT), a non-profit, tax-exempt organization based in Washington, DC, is seeking applicants for the position of General Counsel, to support APT's mission of fostering access to affordable, usable telecommunications services and technology for all sectors of our society. The General Counsel represents APT in the legal and regulatory arenas reporting to the Policy Committee and the Board of Directors. Applicants should send a cover letter, resume, writing sample and references to: Human Resources, Alliance for Public Technology, 919 Eighteenth Street, NW, Suite 900, Washington, DC 20006, fax (202) 263-2960, email apt@apt.org.

8.05.3

Assistant General Counsel - The Universal Service Administrative Company is the not-for-profit corporation that administers the \$6.5 billion federal Universal Service Support Mechanisms under the direction of the Federal Communications Commission. USAC administers four support mechanisms: the High Cost Support Mechanism, the Low Income Support Mechanism, the Schools and Libraries Support Mechanism (often referred to as the "E-rate"), and the Rural Health Care Support Mechanism. For more information on USAC and the programs we administer, visit our website at www.universalservice.org. USAC is expanding its legal staff and is currently seeking a junior attorney to assist four experienced attorneys in the Office of General Counsel as well as USAC management on various issues concerning the administration of the programs. This position provides a unique opportunity to do challenging, public-spirited work as part of a small collegial, high-powered legal and operational team. Please do not respond to this advertisement if you have 3 or more years of legal experience. Such resumes will not be considered. Responsibilities include: Provide legal support on all general matters involving the Universal Service Support Mechanisms, including but not limited to the following: Emphasis on issues relating to the Schools and Libraries Support Mechanism, including concerning programmatic issues as well as

program integrity, compliance and enforcement matters; Emphasis on legal, operational, and strategic support to attorneys in Office of General Counsel, including legal research, on a variety of USAC matters; Assist on issues involving Rural Health Care Support Mechanism, including concerning programmatic issues as well as program integrity, compliance and enforcement matters; Assist in contract and procurement matters; and; Eventually, may be the primary legal counsel for one of the four support mechanisms. Requirements include: strong academic credentials are required, preferably from a top tier law school; 1-2 years experience, preferably in a judicial clerkship or with a law firm, the government, or the public service sector; Strong written and oral communications skills are a must, as is the ability to handle complex projects with a minimum of direct supervision; Communications law experience is helpful, but not required; Bar membership required. Salary commensurate with skills and experience, generally comparable to federal government attorney scale. Excellent benefits. If interested, please email letter of interest, resume, and salary requirements to jobs@universalservice.org. Can also mail to HR, USAC, 2000 L Street, NW, Suite 200, Washington, DC 20036. Only principals will be accepted. No agencies please. EEO

8.05.4

Telecommunications attorney with 3+ years experience in either common carrier, spectrum or mobile services issues needed in Baghdad for several (3-6+) months' special employment by the State Department to advise an infant independent Iraq Communications and Media Commission on legal, regulatory, policy, political and industry-related issues for telecommunications, information services and media. The attorney will need to apply independent judgment in continuing the setup of the Commission, advising the Commission on implementation of initial documents (basic law, ethics code, procedural regulations and substantive regulations), consulting with the Commission regarding international best practices for telecom and media regulation, overseeing the implementation of U.S. Supplemental Budget programs related to the Commission, and advising the Commission on its own spending, and advising U.S. Mission personnel and the Commission on various legal matters related to telecommunications. Secure housing and dining facility provided. A security clearance will likely need to be obtained. Please submit a cover letter, resume and references to albertsc@orha.centcom.mil.

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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:

- | | |
|---|--|
| <input type="checkbox"/> Tuesday, September 14, 2004 CLE Seminar on Media Ownership , Dow Lohnes & Albertson, PLLC, 1200 New Hampshire Avenue, 8th Floor, Washington, DC.
6:00-8:15 p.m.
Cost: \$75.00 for Private Sector Members; \$50.00 for Law Student, Government and Academic Members, and \$125.00 for Non-members
<i>Registrations and cancellations due by 5:00 p.m., Monday, September 13, 2004</i> | <input type="checkbox"/> Thursday, October 14, 2004 Denver Chapter Luncheon with Greg Sopkin , MCI, 707 17th Street, 42nd Floor, Denver, CO.
Noon
Cost: \$15.00 for FCBA Members; \$25.00 for Non-Members
<i>Registrations and cancellations due by 5:00 p.m., Tuesday, October 12, 2004</i> |
|---|--|

\$ _____ Total Enclosed Visa MasterCard American Express

Credit card no. _____ Exp. date _____

Signature _____

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

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

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

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Calendar

August 8	FCBA hosts Reception at the ABA Convention
August 14	Volunteer for the Bread for the City Legal Clinic
August 22	Volunteer for McKenna's Wagon Mobile Soup Kitchen
August 25	Online Communications Practice Committee Brown Bag Lunch
August 29	Volunteer at Martha's Table
September 8	Mass Media Practice Committee Brown Bag Lunch
September 8	Foundation Board of Trustees Meeting
September 14	CLE Seminar on Media Ownership, Washington, DC
September 21	FCBA Executive Committee Meeting
September 29	Common Carrier Practice Committee Brown Bag Lunch
October 14	Denver Chapter Luncheon
November 18, 2004	15th Annual Charity Auction
December 2, 2004	18th Annual Chairman's Dinner



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