

# FCBA News

NOVEMBER 2003

Newsletter of the Federal Communications Bar Association

## 14th Annual Charity Auction on Thursday, November 20

The 14th Annual Charity Auction will be held on **Thursday, November 20, 2003** at the **Hamilton Crowne Plaza's Sphinx Ballroom at the Almas Temple**, 1315 K Street, 14th & K Streets, N.W., Washington, D.C., beginning at 6:30 p.m. The event is free and open to the public.

This year's Charity Auction Committee has selected the **Spanish Education Development Center (SED)** as its beneficiary of the evening's proceeds. SED is a non-profit entity that provides educational programs for Spanish-speaking children to help them develop the skills essential to their future educational success, and to develop each child's fluency in English. SED also provides child care for pre-school children in order to allow their parents to work or advance their own education.

The Auction Committee is in the process of seeking donations of products and services to be used as auction and raffle prizes (See auction donation form on page 19). If you would like to donate a prize, please contact Heidi Kurtz - heidi@fcba.org.

This year's Charity Auction will again feature famed cattle-auctioneer and

celebrity guest **Senator Conrad Burns** who will open up the live auction bidding. Former CTIA President **Tom Wheeler** also will highlight his auctioning skills (honed during the FCC's spectrum auctions), and SBC's **Dorothy Attwood** and AT&T's **Bob Quinn** will unite on stage as joint auctioneers in the live auction to raise money for this year's beneficiary, SED.

This year's **GRAND PRIZE** for the raffle is an **80-hour TiVo™ digital video recorder**, complete with service for the lifetime of the recorder. Raffle tickets are currently available from numerous FCBA members and will be on sale at various FCBA events. If you would like to purchase or sell tickets, please contact **Tony Lin** (tony.lin@shawpittman.com) or **Heidi Kurtz** (heidi@fcba.org).

This year's **Charity Auction sponsors** are: **Hogan & Hartson, LLP; Hughes Network Services Inc.; INTELSAT; Lawler Metzger & Milkman, LLC; Lockheed Martin Corporation; Trimble Navigation, Ltd.; Vodafone Americas, Inc.; and Willkie Farr & Gallagher LLP.**

## FCBA Enforcement CLE Seminar in Atlanta on November 17

The **Atlanta FCBA Chapter**, in cooperation with the FCBA's **FCC Enforcement Committee**, is planning a 1/2 day Enforcement CLE Seminar on **Monday, November 17**, from 1:00 p.m. to 5:00 p.m., immediately followed by a cocktail reception. The seminar will be held on the 53rd floor of the offices of Troutman Sanders LLP, 600 Peachtree Street, NE, Bank of America Plaza, Atlanta, Georgia. An agenda follows this article and a Registration Form is on page 20 of this newsletter. **Registrations are due by Wednesday, November 12.**

The FCBA is seeking CLE approval in Georgia and Virginia for approximately 3.5 credit hours. Other states should comply if VA approves. The FCBA is already an accredited provider in VA and CA.

## FCBA Enforcement CLE Program Agenda

Monday, November 17

**12:30 - 1:00 p.m.**  
**REGISTRATION**

**1:00 - 1:15 p.m.**  
**WELCOME & PROGRAM INTRODUCTION**

- Richard Keck, Co-Chair, FCBA Atlanta Chapter
- Alexandra Wilson, FCBA President

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

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# PRESIDENT'S MESSAGE

## DEAR MEMBERS:

In very short order, many of us will be seized by our annual panic attack: what should I get my loved ones this upcoming holiday season? As my teenage son constantly reminds me, cash is always a welcome option. My sentimental response is that a gift lovingly selected just for him – perhaps tube socks or underwear – would be a better reminder of the special place he holds in my heart.

All bantering aside, the FCBA and its charitable arm, the FCBA Foundation, are about to get into the holiday spirit. On November 20, the Young Lawyers Committee and the Foundation will co-host the FCBA's 14th Annual Charity Auction at the Hamilton Crowne Plaza Hotel. A virtual army of dedicated young (and not so young) FCBA members has planned an evening of holiday cheer and rampant spending that will benefit more than one good cause. All of the money raised at the auction – the ever-welcome “cash” — will be given to this year's selected charity, the Spanish Education Development Center. And the FCBA members who so generously bid for prizes will walk away with a wide range of neat items (sorry, no tube socks) that they can use for holiday giving or their own personal treats. With U.S. Senator Conrad Burns and CTIA's Tom Wheeler agreeing to serve as our celebrity auctioneers, the evening promises to be great fun, so I hope you will join us for this worthy cause.

Another gift that keeps on giving is your FCBA membership. Last month, FCBA members enjoyed the second annual Oktoberfest with the FCC Bureau Chiefs. Featuring German drink and food, the reception provided an excellent opportunity for our members to meet the Bureau and Office Chiefs and some of their senior staff, as well as to catch up with colleagues. Many thanks to the 46 sponsors, listed in this newsletter, who helped make that event possible. Our first-ever FCBA breakfast, with FCC Chief of Staff Bryan Tramont, also was a great success. Despite the early morning hour, Bryan discussed the Commission's upcoming agenda with an enthusiastic FCBA audience. We also were extremely fortunate to have Chairman Michael Powell and former Chairman Bill Kennard participate with other distinguished speakers at the second annual Career Night for law students and young lawyers on October 23.

These, of course, are just some of the FCBA's “signature events” for the fall of 2003. We are looking forward to this month's luncheon with FCC Commissioner Jonathan Adelstein on November 5. On December 4, we will hold the FCBA's holiday season highlight, the 17th Annual Chairman's Dinner with FCC Chairman Michael Powell. And by the end of December, the FCBA will have hosted four other CLE events and a half-day enforcement seminar in Atlanta, co-sponsored the 21st Telecommunications Institute with PLI, and held numerous other committee brown bag lunches and activities.

As you avail yourselves of these opportunities, I hope you will take some time to tell others about the benefits of participating in the FCBA. Over the past few weeks, the FCBA's Membership and Marketing Committee has launched a membership drive aimed at spreading the word about the FCBA to communications professionals of all kinds. You may be contacted “officially” to participate in this effort. But even if you are not formally approached, you can lend support by sharing information about the association and encouraging your colleagues to join. New members broaden our horizons and strengthen our professional community. With new ideas, new contacts and new enthusiasm, they help us stay relevant to the communications bar we serve.



# FCBA

FEDERAL COMMUNICATIONS  
BAR ASSOCIATION

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Password as of November 10, 2003: 599

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## FCBA Chairman's Dinner – December 4, 2003

The 17th Annual FCBA Chairman's Dinner, where FCC Chairman, **Michael K. Powell** will give remarks, will be held on **Thursday, December 4, 2003**, at the Washington Hilton & Towers. This is the premiere, annual FCBA event you can't afford to miss.



Powell

The deadline for ordering tickets is **Friday, November 14, 2003**. Individual tickets are priced at \$160 for members, \$225 for non-members, and \$100 for government/academic attorneys. Tables of 10 may be requested for \$1,600.00. In addition, the FCBA is offering an opportunity for our members to contribute to the **FCBA Foundation as Sponsors** of the Chairman's Dinner by purchasing tables of ten at \$1,950.00 per table, \$350.00 of which will be donated to the Foundation. Last year, the Sponsors contributed more than \$30,000.00 to the Foundation. This money was used to fund scholarships for college-bound students from area high schools, and for summer internships for

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

The Chairman's Dinner sells out each year, so be sure to order your tickets early. Ticket orders and payment must be received no later than **Friday, November 14, 2003**. Seating is reserved and tickets to the dinner will be mailed on Monday, November 24th. Table assignments will not be made until payment is received. **Please use the registration form on page 17** to order tickets to the dinner.

## December 4-5, 2003: Annual Telecommunications Conference

This is the final notice for the **21st annual Federal Communications Bar Association/Practising Law Institute on "Telecommunications Policy and Regulation"**. A full agenda and registration form for this December 4-5 conference at the Ronald Reagan Center is on pages 3 and 22.

The program will be keynoted by FCC Commissioners **Jonathan Adelstein** and Kevin Martin and Congressman **Robert Goodlatte** (R-VA), a Co-Chair of

the House Commerce Committee. **Hewitt Pate**, Assistant Attorney General, Antitrust Division, Department of Justice, will be the featured luncheon speaker on December 4. Other highlights include four panel discussions dealing with wireline telephone, wireless telecommunications, the Internet and the telecommunications future. Additionally, the Institute will feature tutorials by key FCC staff officials: **William Maher**, Chief of the Wireline Competition Bureau; John Muleta, Chief, Wireless Telecommunications Bureau; **David Solomon**, Chief, Enforcement Bureau; and General Counsel **John Rogovin**. **Donald Abelson**, Chief of the FCC's International Bureau, and **Janice Obuchowski**, Ambassador to WRC, also will provide a discussion on international issues.

Once again, the conference agenda will include a debate - this year, on "The Role of Federal vs State Regulation", with **Bradford Ramsay**, General Counsel of NARUC facing off against **Dorothy Attwood**, Vice President of SBC, and with **Harry Martin**, FCBA President-Elect, as moderator. FCBA President **Alexandra Wilson** will open the Institute, and **Henry Rivera**, **Clark Wadlow** and **Dick Wiley**, of the FCBA's Conferences Committee, will serve as overall program chairs. In addition, a number of Association members will moderate various program segments.

## AGENDA

Thursday, December 4

**9:00 a.m.**

### WELCOME

**Alexandra M. Wilson**, President, Federal Communications Bar Association, Vice President of Public Policy, Cox Enterprises, Inc.

**Howard G. Maurer**, Program Attorney, Practising Law Institute

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## Chairman's Dinner – Ethics Regulation

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

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

# SPECIAL EVENTS

## TELECOM CONFERENCE

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### 9:10 a.m. OVERVIEW

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

### 9:15 a.m. CONGRESSIONAL KEYNOTE

**Congressman Robert Goodlatte** (R-VA), Co-Chair, House Internet Caucus

### 9:50 a.m. FCC KEYNOTE

**Honorable Jonathan S. Adelstein**, Commissioner, Federal Communications Commission

### 10:25 a.m. BREAK

### 10:40 a.m. WIRELIN TELEPHONE TUTORIAL

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

### 11:10 a.m. PANEL #1: DEVELOPMENTS IN WIRELIN TELEPHONY

*FCBA Co-Moderators:*

1. **Ruth Milkman**, Lawler, Metzger & Milkman
2. **Henry M. Rivera**, Vinson & Elkins

*Panelists:*

1. **Susanne Guyer**, Senior Vice President, Federal Regulatory Affairs, Verizon
2. **Royce Holland**, Chairman and Chief Executive Officer, Allegiance Telecom, Inc.
3. **Rebecca Klein**, Chairman, Public Utility Commission of Texas
4. **Christopher Libertelli**, Legal Advisor, Office of Chairman Powell, Federal Communications Commission
5. **Joel Lubin**, Vice President, Federal Policy Affairs, AT&T
6. **Grant Seiffert**, Vice President, External Affairs and Global Policy,

Telecommunications Industry Association (TIA)

### 12:15 p.m. NETWORKING LUNCHEON

**R. Hewitt Pate**, Assistant Attorney General, Antitrust Division, U.S. Department of Justice

### 1:45 p.m. WIRELESS TUTORIAL

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

### 2:15 p.m. PANEL #2: DEVELOPMENTS IN WIRELESS TELECOMMUNICATIONS

*FCBA Co-Moderators:*

1. **Carolyn Brandon**, Wilkinson Barker & Knauer, LLP
2. **R. Clark Wadlow**, Sidley Austin Brown & Wood

*Panelists:*

1. **Diane Cornell**, Vice President for Regulatory Policy, Cellular Telecommunications and Internet Association (CTIA)
2. **Gregory Elias**, Democratic General Counsel, Senate Commerce Committee Staff
3. **Luisa Lancetti**, Vice President for Federal Regulatory Affairs/PCS, Sprint PCS
4. **Jennifer Manner**, Legal Advisor, Office of Commissioner Kathleen Abernathy, Federal Communications Commission
5. **Steve Sharkey**, Director, Spectrum and Standards Strategy, Motorola
6. **Jennifer Warren**, Senior Director, Trade & Regulatory Affairs, Lockheed Martin Corporation

### 3:15 p.m. BREAK

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

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

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

*FCBA Co-Moderators:*

1. **Erick Soriano**, Kelley Drye & Warren, LLP
2. **Lee J. Tiedrich**, Covington & Burling

*Panelists:*

1. **David Baker**, Vice President, Law and Public Policy, Earthlink
2. **Vinton Cerf**, Senior Vice President, Architecture and Technology, MCI
3. **Mindy Ginsburg**, Director, Government Relations, Neustar
4. **Kerry Knott**, Vice President, Federal Government Affairs, Comcast
5. **J. Scott Marcus**, Senior Advisor for Internet Technology, Office of Plans and Policy, Federal Communications Commission
6. **Peter K. Pitsch**, Communications Policy Director, Intel Corporation

### 5:00 p.m. ADJOURNMENT

Friday, December 5

### 9:00 a.m. OPENING REMARKS

**Kevin Martin**, Commissioner, Federal Communications Commission

### 9:20 a.m. DISCUSSION ON INTERNATIONAL ISSUES

**Donald Abelson**, Chief, International Bureau, Federal Communications Commission

**Janice I. Obuchowski**, Ambassador to WRC/President, Freedom Technologies, Inc.

*Moderator:*

**Scott Blake Harris**, Harris Wiltshire & Grannis, LLP

10:00 a.m.

### Tutorial on FCC Legal Issues

**John Rogovin**, General Counsel, Federal Communications Commission

### 10:30 a.m. BREAK



**10:45 a.m.**

## **DEBATE: "THE ROLE OF FEDERAL VS. STATE REGULATION"**

**J. Bradford Ramsay**, General Counsel, National Association of Regulatory Utility Commissioners (NARUC)

vs.

**Dorothy Attwood**, Vice President, SBC  
*Moderator:*

**Harry Martin**, President-Elect, Federal Communication Bar Association, Fletcher Heald & Hildreth, PLC

**11:30 a.m.**

## **PANEL #4: TELECOMMUNICATIONS FUTURE**

*FCBA Co-Moderators:*

1. **Michele Farquhar**, Hogan & Hartson, LLP

2. **Richard E. Wiley**, Wiley Rein & Fielding, LLP

*Panelists:*

1. **Rudy Baca**, Global Strategist, Precursor Group

2. **Dale N. Hatfield**, Director, Interdisciplinary Telecommunications Program, University of Colorado

3. **Clarence L. Irving, Jr.**, President, Irving Information Group

4. **Dr. Robert Pepper**, Chief of Policy Development, Federal Communications Commission

5. **Edmond J. Thomas**, Chief, Office of Engineering and Technology, Federal Communications Commission

6. **Audrey L. Allison**, Director, International Regulatory Affairs-Americas, The Boeing Company

**12:30 p.m.**

## **ADJOURNMENT**

## **FCBA CLE Seminar — January 13, 2004**

The FCBA will host a CLE Seminar on FCC Equipment Regulation in January. Registration information and final details about the location will be available in the December issue of the *FCBA News*. Topics to be covered are as follows:

## **FCC Equipment Regulation**

### **How (and Why) the FCC Regulates Transmitters, Computers, and Other Devices**

Contact:

Mitchell Lazarus  
Fletcher, Heald & Hildreth, PLC  
703-812-0440  
lazarus@fhhlaw.com

### **FIRST SESSION (45 MINUTES) — MITCHELL LAZARUS**

- Introduction: purpose of equipment regulation; trends toward deregulation
- A brief history
- Categories of regulated devices: intentional radiators, unintentional radiators, ISM devices, telephone terminal equipment
- Regulatory procedures (for each: scope, relative burden, outline of procedure):
- verification
- Declaration of Conformity
- certification

- telephone registration (preview only)
- Role of Telecommunications Certification Bodies (TCBs)
- Enforcement (preview only)
- Practice pointers (waivers, rule interpretations, sales contracts, permissible activities prior to authorization, changes to authorized equipment, FOIA issues, etc.)

## **Communications Law 101 Returns February 3-4, 2004**

The FCBA and the Georgetown University Law Center's Continuing Legal Education Program, will once again be teaming up to host the **5th Annual Communications Law 101 Seminar** in Washington, D.C.

This year's Comm Law 101 seminar has changed its focus from basic legal elements of communications law practice and will instead focus on the technology making communications possible. Each day of the seminar will be initiated by an introductory discussion of the day's tech-

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## **Casting Call Seminar West 2004 Volunteers**

Okay, there won't be any camera crews, but the FCBA does plan to stage the popular **Seminar West** again on **September 17-19, 2004**, at the **Claremont Resort & Spa** in Berkeley, CA. We are looking for a few volunteers to help us plan the agenda and the various events associated with the seminar. It won't take much time and will give you an opportunity to work with colleagues on something other than Media Ownership Rules or the Triennial Review Order.

In past years, the FCBA has tried to focus Seminar West on transactional and operational issues, but we are open to other ideas. We are eager to hear your suggestions for topics that might be interesting enough to lure you to the West Coast for a few balmy days next September.

For more information, please contact **Anne Hoge** at [hoge@yahoo-inc.com](mailto:hoge@yahoo-inc.com) or **Michael van Eckhardt** at [michaelvaneckhardt@dwt.com](mailto:michaelvaneckhardt@dwt.com)

# SPECIAL EVENTS

## COMM LAW 101

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nical topics by **Dale Hatfield**. Dale, former Chief of the Office of Engineering and Technology of the FCC, will provide a technical overview of communications technologies on the first day of the seminar and discuss the ongoing convergence of technology with the advent of digital communications. Each area of communications, including wireline, wireless, broadcasting, satellite and cable, will be discussed in small panel sessions of leading experts in the government, private practice and academic community. The second day of the seminar will be highlighted by a panel led by **Bryan Tramont**, FCC Chief of Staff, discussing the future of communications technology.

The agenda as of late October is below and a registration form is on page 23. The rates are still low and the CLE credits available are still high, so send in your registration today!

## Agenda

### Comm Law 101: Everything You Wanted (or Didn't Want) to Know About Communications Technology

February 3, 2004

**9:00-10:00 a.m.**

#### INTRODUCTION TO TELECOMMUNICATIONS TECHNOLOGY

lecture format providing an overview of the evolution and current status of traditional communications technology platforms

*Speaker: Dale Hatfield*

**10:00-10:15 a.m.**

#### BREAK

**10:15-11:00a.m.**

#### WIRELINE

How the wireline network works

Copper vs. Fiber Optics

*Moderator: Matt Brill*, Co-Chair, FCBA

Common Carrier Practice Committee

*Panelists: Jeff Goldthorp*, FCC

Bob Lucky (retired Telecordia) - invited

**Stagg Newman**, former FCC Chief

Technologist

SBC Representative

**11:00-11:45 a.m.**

#### CABLE

How the cable network works

Coax vs. future technologies

*Moderator: Quyen Truong*, Co-Chair

FCBA Cable Practice Committee

*Panelists: Stagg Newman*, former FCC

Chief Technologist

**Christopher Bowick**, Cox

Communications

Comcast representative

**12:00-1:30 p.m.**

#### LUNCH - KEYNOTE

Focus on transition from traditional regulations which led to differentiation between technology platforms to new regulatory environmental focused on functional types of services such as voice, video, and data.

*Day 1 (continued - afternoon session to focus on radio services)*

**1:45-2:45 p.m.**

#### WIRELESS

Basics of different wireless services

Licensed vs. unlicensed; mobile vs fixed services

Future technology

improvements/changes - 3G

*Moderator: Charla Rath*, Co-Chair FCBA

Wireless Practice Committee

*Panelists: Julie Knapp*, FCC

**Steve Sharkey**, Motorola

DARPA representative

**2:45-3:30 p.m.**

#### SATELLITE

Basics of how various satellite network works

Future technology changes/enhancements in satellite industry

*Moderator: Jennifer Gilsean*, Co-Chair, FCBA International Practice Committee

*Panelists: FCC representative*

Law Firm representative

Industry representative

**3:30-3:45 p.m.**

#### BREAK

**3:45-4:45p.m.**

#### BROADCASTING

How traditional analog and new digital television broadcasting platforms work

Technology assumptions made as part of

DTV regulatory framework

Migration from analog AM/FM to digital

radio

*Moderator: Ellen Goodman* (Academic)

*Panelists: Amy Nathan*, FCC

**Lynn Claudy**, NAB

**Michael Petricone**, CEA

**Bob Okun**, NBC

New Technologies Rep.

February 4, 2004

**9:00-10:00 a.m.**

#### CONVERGENCE

Voice, Video, and Data Services

Competing Technologies

*Speaker: Dale Hatfield*

**10:00-10:15 a.m.**

#### BREAK

**10:15-11:45 a.m.**

#### THE NEXT BIG THING

Panelists will discuss breaking innovations in their fields of expertise that they expect will have the most profound effect on communications.

*Moderator: Bryan Tramont*, FCC Chief of Staff

*Panelists: FCC Bureau Chief(s)*

Venture Capitalists/investors

Academics

Start up technology firm representative

**12:00 Noon**

#### ADJOURN

## SPECIAL EVENTS

### The Digital Broadband Migration: Toward A Regulatory Regime For The Internet Age – February 8-9, 2004

The Journal on Telecommunications and High Technology Law, and the Silicon Flatirons Telecommunications Program present: "The Digital Broadband Migration: Toward A Regulatory Regime For The Internet Age," on February 8-9, 2004 at the University of Colorado Law School in Boulder, CO. The program is co-sponsored by: The Association of Denver Telecommunications Professionals, The Federal Communications Bar Association, Colorado Bar Association Telecommunications Section, and University of Colorado Interdisciplinary Telecommunications Program.

Check the website ([www.silicon-flatirons.org](http://www.silicon-flatirons.org)) for registration information. It is also on the FCBA's website ([www.fcba.org](http://www.fcba.org)). For Further Information: Call: (303) 735-5633 or Email: Kley Achterhof at [kley.achterhof@colorado.edu](mailto:kley.achterhof@colorado.edu)

#### ENFORCEMENT CLE

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##### 1:15 – 1:45 p.m. TUTORIAL: STRUCTURE, FUNCTION AND OPERATION OF THE FCC ENFORCEMENT BUREAU

- Introduced by Robert L. Pettit, Wiley, Rein & Fielding
- David Solomon, Chief, Enforcement Bureau, Federal Communications Bureau

##### 1:45 - 2:15 p.m. CONVERSATION WITH DAVID SOLOMON: RECENT TRENDS IN FCC ENFORCEMENT CASES

- Moderators: Robert L. Pettit, Wiley, Rein & Fielding
- Brad Berry, Wilmer Cutler & Pickering

##### 2:15 – 2:45 p.m. PRESENTATION: THE ENFORCEMENT VIEW FROM THE STATES

- Introduced by Richard Keck
- Bobby Baker, GA PSC Chair
- Bob Rowe, MT PSC Chair
- Loretta Lynch, CA PUC Commissioner

##### 2:45 - 3:00 p.m. BREAK

##### 3:00 - 3:45 p.m. NUTS & BOLTS: PROCESS & PROCEDURE IN FCC

#### FORMAL COMPLAINT PROCEEDINGS

- Rosemary McEnery, FCC Enforcement Bureau
- Lisa Foshee, BellSouth

##### 3:45 – 4:15 p.m. DOING THE RIGHT THING: ETHICS & PROFESSIONALISM IN RESPONDING TO A FCC FORMAL COMPLAINT

- Matthew Brill, Sr. Legal Advisor to Comr. Abernathy (invited)
- Lisa Zaina, Sr. Legal Advisor to Comr. Adelstein (invited)
- Jessica Rosenworcel, Legal Advisor to Comr. Copps (invited)

##### 4:15 - 5:00 p.m. INVESTIGATION AND RESOLUTIONS OF FCC COMPLAINT PROCEEDINGS

1. Internal Investigations: Client Employees as Witnesses
  - David Mills, Dow Lohnes and Albertson
2. Development of Compliance Plans and Negotiation of Consent Agreements with the FCC
  - Brad Berry, Wilmer Cutler & Pickering
  - Anne Weismann, FCC

##### 5:00 p.m. COCKTAIL RECEPTION

#### PRESIDENT'S MESSAGE

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The membership drive is not the only accomplishment of the Membership and Marketing Committee, however. Thanks to the Committee's hard work both last year and this year, the FCBA will soon be sporting a "new look." The Association's brochure has been re-designed with new colors, new graphics and up-to-date information. It will serve as a great

marketing tool not only for the membership drive but also at FCBA events and activities. The FCBA website similarly is being re-vamped to be more informative and user-friendly; the updated site will debut later this month. And, the FCBA Newsletter continues to improve, as the Committee adds new features such as the "Member Spotlight" that shows just how interesting and diverse our members are. Special thanks go to Peter Shields, Pam Cooper, Chris Guttman-McCabe, Chuck Keller, Melissa Reid, McLean

Sieverding, Ryan Wallach, Carolyn Groves, Stan Zenor, Heidi Kurtz and Catherine Capotosto for undertaking these terrific initiatives. Like the volunteers who have helped plan all of the FCBA's "fall season" events, they are reminders that the best gifts the Association receives are the time, energy and commitment of its many members.

**Alexandra M. Wilson**

# COMMITTEE AND CHAPTER EVENTS

## Cable Practice Committee

**Event:** Brown Bag Lunch

**Date/Time:** Tuesday, November 18, 12:15 p.m.

**Location:** Dow Lohnes & Albertson, PLLC, 1200 New Hampshire Ave., NW, Suite 800

**Speaker:** Stacy Robinson Fuller, Legal Advisor to Commissioner Kathleen Abernathy

**For more info:** Catherine Bohigian, Catherine.Bohigian@fcc.gov

**RSVP to:** To-Quyen Truong - ttruong@dlalaw.com

## Legislation Committee

**Event:** Brown Bag Lunch

**Topic:** The "Northpoint" Issue: Will Congress Provide Spectrum Without an Auction? The View From the Hill

**Date/Time:** Friday, November 14, 12:30 p.m.

**Location:** Wiley Rein & Fielding, 1750 K Street Building, 5th Floor Conference Room

**Speaker(s):** Congressional Staff

**For more info:** Lee Carosi, (202) 224-0990 or Lee\_Carosi@commerce.senate.gov

## Online Communications Practice Committee

**Event:** Brown Bag Lunch

**Date/Time:** Wednesday, November 19, 12:15 p.m.

**Location:** Piper Rudnick LLP, 1200 19th Street NW

**Topic:** The FCC's Cable Broadband Access Order - Cable Broadband and Brand X Litigation

**Speakers:** Michael Schooler, NCTA; Cheryl Leanza, Media Access Project; and Geoff Cook, Cole Raywid & Braverman

**For more info:** Co-chairs: Vincent Paladini, Karlyn Stanley, and Amy Wolverton

**RSVP to:** Evelyn Opany - 202-689-7163

**Event:** Brown Bag Lunch

**Date/Time:** Wednesday, January 28, 12:15 p.m.

**Location:** Cole, Raywid & Braverman, 1919 Pennsylvania Avenue, NW Suite 200

**Topic:** Legislative and Regulatory Update on Internet and E-Commerce Privacy Issues — Discussion of legislative activity in immediate past session and likely action in next session, particularly on privacy issues

**Speakers:** Chris Hoofnagel, EPIC and Heidi Salow, Nextel

**For more info:** Co-chairs: Vincent Paladini, Karlyn Stanley, and Amy Wolverton

**RSVP to:** Evelyn Opany - 202-689-7163

## Transactional Practice Committee

**Event:** Brown Bag Lunch

**Date/Time:** Wednesday, November 19, Noon

**Location:** Latham & Watkins, 555 11th Street, NW

**Topic:** Representations, warranties and indemnifications provisions

**For more info:** Laurie Sherman, laurabsherman@hotmail.com or 703-216-3150

**Event:** Brown Bag Lunch

**Date/Time:** Wednesday, January, 21, Noon

**Location:** Skadden Arps, 1440 New York Avenue, 11th floor

**Topic:** Dispute resolution provisions (arbitration v. judicial resolution, choice of law, choice of forum) and contract enforceability.

**For more info:** Laurie Sherman, laurabsherman@hotmail.com or 703-216-3150

## Wireless Telecommunications Practice Committee

**Event:** Wireless Luncheon

**Date/Time:** Friday, November 7, 2003; 12:15 pm - 1:30 pm

**Location:** Sidley, Austin, Brown & Wood, 1501 K Street, NW - 6th Floor

**Topic:** Debate on Licensed vs. Unlicensed Models for Spectrum Management: Will one model yield more consumer benefits? Is one model more economically efficient? Which model encourages more technological innovation? Is one model better suited for a particular part of the spectrum than the other? These and other related topics will be addressed at the debate.

**Speakers:** Thomas Hazlett, Senior Fellow, Manhattan Institute, advocating the licensed model, and Michael Calabrese, Vice President, New America Foundation, advocating the unlicensed model

**Cost:** \$15

**For more info:** lauren.vanwazer@fcc.gov

**RSVP to:** See form on page 18

**Event:** Wireless Luncheon

**Date/Time:** Wednesday, December 17, 12:15-1:30 p.m.

**Location:** Sidley, Austin, Brown & Wood, 1501 K Street, NW - 6th Floor

**Topic:** Wireless Telecommunications Bureau: Current topics and vision for the future

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

**Cost:** \$15

**For more info:** laura.phillips@dbr.com or charla.rath@verizonwireless.com

**RSVP to:** See form on page 18



# COMMITTEE AND CHAPTER NEWS



## 2nd Annual Oktoberfest Reception with FCC Bureau Chiefs on October 9



*Photos by  
Mark Van Bergh*



## COMMITTEE AND CHAPTER NEWS



### THANK YOU TO THE 2003 OKTOBERFEST SPONSORS!

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## COMMITTEE AND CHAPTER NEWS



### Second Annual Career Night

On October 23, and with over 80 attendees, the Diversity and Young Lawyers Committees held the FCBA's Second Annual Career Night. FCC Chairman **Michael K. Powell** kicked off the event with introductory remarks addressed at law students from area law schools who are interested in pursuing a career in communications law, as well as junior members of the communications bar. After the Chairman's remarks, there was a question-and-answer discussion with **Denisse Becerra**, Vice President of Legal Affairs at Americatel, **Jack N. Goodman**, Senior Vice-President and General Counsel at the National Association of Broadcasters, **Regina M. Keeney**, partner at Lawler, Metzger & Milkman, **William E. Kennard**, Managing Director at the Carlyle Group and former FCC Chairman, **Lawrence E. Sarjeant**, former Senior Vice President and General Counsel at United States Telecom Association, and **Agnes Alexander Yates**, Chairperson of the Public Service Commission of the District of Columbia. The speakers provided advice on a variety of subjects including how to develop a career in communications, the skills necessary to succeed, and the importance of mentorship. A networking reception followed the event.



For more information about the Young Lawyers Committee, contact Pam Slipakoff at (202) 418-7705 (pslipako@fcc.gov) and for more information about the Diversity Committee, contact Edgar Class III at (202) 639-6774 (eclass@velaw.com).

# 14TH ANNUAL CHARITY AUCTION DONATIONS

## Check out some of the fabulous vacation, sports and restaurant packages already donated to this year's Charity Auction:

- Dinner for four at the Inn at Little Washington on a Saturday night of the winner's choice. Includes 7 courses, with menu options for each course. The cost of the meal, tax, gratuity and \$100 stipend for alcohol included. This prize also includes five hours round-trip transportation service in a limousine or sedan, including gratuity for the driver. This package is valued at \$1,269.00, courtesy of Paul Hastings Janofsky & Walker, LLP
- A 5 DVD set, "The Civil War" by Ken Burns, valued at \$130.00, courtesy of Public Broadcasting Service
- Signature Spa Experience - Golden Door Spa Package at Elizabeth Arden Red Door Spa in Chevy Chase, MD. Includes facial, massage, manicure, pedicure, lunch, gratuities and car service if within 25 miles of spa, valued at \$500.00, courtesy of Qwest Communications
- A Sprint PCS Vision Phone - Samsung Model SPH-A600 - dual band/tri mode - featuring a built in camera and flash, valued at \$350.00, courtesy of Sprint Corporation
- A \$100 gift certificate to TenPehn Restaurant, exp. 10/04, valued at \$100.00, courtesy of TDS Telecom
- Accommodations for a two-night/three-day stay, afternoon tea, use of the fitness center, historical tours, valet parking and free shuttle to resort activities, valued at \$1,000.00, courtesy of The Homestead
- Spa Day for two women at the Oaks at Ojai in California - includes all meals, fitness programs and use of facilities (spa sanctuary and locker/shower room); does not include guest room or personal services, valued at \$200.00, courtesy of The Palms at Palm Springs
- Two tickets to "A Man's a Man" running between January 30 and March 7, 2004, valued at \$100.00, courtesy of Arena Stage
- A \$25 gift certificate, courtesy of As Kindred Spirits
- A ten DVD series on Jazz by Ken Burns, valued at \$200.00, courtesy of Association of America's Public Television Stations
- A Blackberry 7210 wireless handheld, color screen, with voice and data, and international roaming capability. Including a \$500 airtime credit with AT&T Wireless, valued at \$881.00, courtesy of AT&T Wireless Services
- A baseball autographed by Baltimore Oriole, B.J. Surhoff, courtesy of Baltimore Orioles
- A certificate redeemable for a Ben and Jerry's sheet cake from any area stores, valued at \$45.00, courtesy of Ben and Jerry's
- A day sail aboard Wenonah, a 30' Friendship Sloop capable of flying five sails at once. Sail out the scenic Magothy River to the Chesapeake Bay. Lunch and beverages are included. Valid May 15 to September 12, 2004. 4 adults or 2 adults and 2 children, valued at \$250.00, courtesy of Berry Best Services, Ltd.
- Seven advanced reader copies of books, valued at \$100.00, courtesy of Borders Books & Music
- Six General Admission Tickets valid Sunday -Thursday, during the 2004 season, valued at \$54.00, courtesy of Bowie Baysox Baseball Club
- Studio portrait sessions in color or black & white, with one finished 8x10 image, each valued at \$360.00, courtesy of Brooks Glogau Photography Studio
- A gift certificate good towards a five-cookie arrangement in a standard tin, valued at \$40.00, courtesy of Bundles of Cookies
- Sandwiches, salad and cookies for 10, expires June 30, 2004, valued at \$120.00, courtesy of CF Folks
- Brunch for two at Chef Geoff's downtown location, valued at \$80.00, courtesy of Chef Geoff's
- \$25 gift certificate, courtesy of Clarendon Grill
- A gift certificate to the Prime Rib Restaurant, valued at \$100.00, courtesy of Kevin Goldberg
- Six tickets good for any regularly scheduled show, valued at \$72.00, courtesy of Comedy Sportz DC
- Four tickets in Covad's MCI Center box for a Wizards v. Sacramento Kings basketball game on March 17, 2004 at 7:00 p.m., valued at \$200.00, courtesy of Covad Communications
- \$25 gift certificate, courtesy of Daily Grill
- Two premium level seats to one regular season 2004 home game, exp. 10/15/04, valued at \$88.00, courtesy of DC United Major League Soccer
- One 2003, white, Puma Soccer Ball, autographed by the D.C. United team players, valued at \$150.00, courtesy of DC United Major League Soccer
- A weekend at 206 W. High Street in Sheperdstown, West Virginia. A terrific weekend destination at a comfortable Victorian home, valued at \$250.00, courtesy of Laura Phillips
- Four tickets in an Upper Level Suite at Fed Ex Field for the Washington Redskins v. New Orleans Saints Football Game on Sunday, November 30, 2004 at 4.05 p.m. Row 2, seats 17-20 in Loge 414, valued at \$900.00, courtesy of Ericsson
- \$200 gift certificate to Galileo Restaurant, courtesy of Goldberg Godles Wiener & Wright
- \$25.00 gift certificate redeemable at Mike's American, Carlyle Grand Café, Artie's, Silverado, Sweetwater Tavern or Best Buns Bread Co., courtesy of Great American Restaurants
- A \$25 gift certificate to Guapo's Restaurant on Wisconsin Avenue, courtesy of Guapo's Restaurant
- Two weekend nights for two adults at the Hamilton Crowne Plaza Hotel in Washington, D.C. expires September 30, 2004, valued at \$350.00, courtesy of Hamilton Crowne Plaza Hotel
- Two tickets to the Redskins v. New Orleans Saints game on Sunday, November 30, 2003. The seats are in section 402, row 19, seats 7 and 8, valued at \$118.00, courtesy of Michele Farquhar
- Four tickets to the Washington Capitals v. Edmonton Oilers Hockey Game on Sunday, January 11, 2004, at 6:00 p.m. Section 111, Row E, seats 13-17, valued at \$400.00, courtesy of Holland & Knight, LLP
- \$25.00 of services at Hurt Cleaners in Arlington, VA, courtesy of Hurt Cleaners
- Four General Admission Passes to the International Spy Museum, valid through November 20, 2004, courtesy of International Spy Museum
- Dinner for two (including food and beer) at any John Harvard's Brewhouse, valid through September 10, 2004, valued at \$50.00, courtesy of John Harvard's Brew House



# 14TH ANNUAL CHARITY AUCTION DONATIONS

- A copy of the "Federal Telecommunications Law" treatise, 2nd Ed. - to the top four highest bidders, each valued at \$185.00, courtesy of Kellogg Huber Hansen Todd & Evans, PLLC
- A loaf of bread once every month, for one year, valued at \$70.00, courtesy of Marvelous Market
- A trip to NAB's Annual Convention, April 17-22, 2004 in Las Vegas, NV. The package includes, one roundtrip coach airline ticket from DC area to Las Vegas, four nights at the Las Vegas Hilton (Sat. arrival) and one full conference registration, valued at \$1,800.00, courtesy of National Association of Broadcasters
- One Complimentary Registration to the NCTA's 2004 Convention and International Exposition, May 2-5 in New Orleans, LA, valued at \$850.00, courtesy of National Cable & Telecommunications Association
- Four tickets to a Wizards or Capitals game in the NBC Suite at the MCI Center with a parking pass for a mutually agreeable date during the 2003-2004 season, valued at \$400.00, courtesy of NBC/Telemundo
- One year of premium website hosting with our "Value" package which includes: 100 MB of data storage, 7.5 GB of transfer bandwidth, 35 POP/IMAP email boxes, 3 MySQL databases, PERL and PHP support, one yr domain registration, valued at \$155.00, courtesy of NEIT Solutions, LLC
- Overnight accommodations for two people for two nights, including tax for a Sunday - Thursday visit, excluding holidays, valued at \$650.00, courtesy of Nemaquin Woodlands Resort & Spa
- Autographed photo of Gene Upshaw, courtesy of the NFL Players Association
- A round of golf for two people and lunch at the Bethesda Country Club, valued at \$300.00, courtesy of Toni Cook Bush
- A copy of "Edo: Art in Japan" a definitive work on the arts during the Edo period, valued at \$50.00, courtesy of NTT USA
- Greens fees for four on a Monday-Thursday, excluding holidays at the Old Hickory Golf Club in Woodbridge, VA, valued at \$152.00, courtesy of Old Hickory Golf Club
- A wicker gift basket filled with an assortment of pet supplies, valued at \$100.00, courtesy of Olde Towne School for Dogs, Inc.
- A gift certificate for two for dinner at the Red Sage Grill, valued at \$100.00, courtesy of Red Sage
- Coupons for Ritz Camera Centers and Boater's World, valued at \$40.00, courtesy of Ritz Camera Centers
- 12 tickets to the Verizon Suite at the MCI Center for a Caps, Wizards or Mystics Game during the 2003-2004 season (playoffs not included) Date to be determined by mutual agreement, valued at \$600.00, courtesy of Verizon Communications
- \$100 gift certificate to The Palm Restaurant, courtesy of Henry M. Rivera
- A Weekend in Princeton, N.J. - two nights at the Nassau Inn, a gift certificate to be used for weekend activities - including theatre tickets, bike rentals and dinner, and hard cover book on Princeton, valued at \$700.00, courtesy of SES Americom, Inc.
- Two tickets to any performance at the Signature Theatre during the 2003-2004 Season, valued at \$84.00, courtesy of Signature Theater
- Five \$10 dollar gift certificates to Sine' in Pentagon Row, valued at \$50.00, courtesy of Sine' Irish Pub and Restaurant
- Ten VIP passes each admitting two people to The Improv Comedy Club, excludes Saturdays and Special Events, exp. 4/20/04, valued at \$225.00, courtesy of The Improv Comedy Club
- An assortment of 9 DVD's, including "Stich," "Sleeping Beauty -Special Edition," and "Chicago", valued at \$200.00, courtesy of The Walt Disney Company
- A voucher for six one-day passes to any of the four Walt Disney World Parks in Orlando, FL - Magic Kingdom, Disney-MGM Studios, EPCOT Center, or Animal Kingdom, exp. 11/20/04, valued at \$333.00, courtesy of The Walt Disney Company
- An authentic Washington Capitals Hockey Stick autographed by the 2003-2004 team, valued at \$100.00, courtesy of The Washington Capitals
- A \$200 gift certificate, courtesy of Thomas Pink
- TiVo Series 2 and service for the lifetime of the recorder - RAFFLE GRAND PRIZE, valued at \$650.00, courtesy of TiVo
- A gift certificate good for 4 people for Sunday Jazz Brunch (tax and gratuity not included), valued at \$130.00, courtesy of Tony & Joe's Seafood Place
- 8 \$5.00 vouchers valid at any Uno Chicago Grill, valued at \$40.00, courtesy of Uno Restaurant Corporation
- 2003 Cable & Station Coverage Atlas CD-Rom, valued at \$695.00, courtesy of Warren Communications News
- 2003 Television and Cable Factbook (to the top four bidders), valued at \$695.00, courtesy of Warren Communications News
- Golfing at Loew's Island — two rounds of golf for two people; one on the Arthur Hills course and one on the Tom Fazio course with Mike Senkowski and Nancy Victory at a mutually convenient time, valued at \$450.00
- A football autographed by Hall of Fame wide receiver from the Seattle Seahawks, Steve Largent, courtesy of Steve Largent and Wiley Rein & Fielding LLP, valued at \$250.00
- Four tickets in Section 108, Row T to the February 23, 2004 Washington Capitals v. Tampa Bay Lightning Hockey Game, valued at \$340.00, courtesy of Wilkinson Barker Knauer, LLP
- A 7 day, 6 night stay at a beach condo in St. Petersburg, FL, ground level, beach block, 1 BR, 1 BA; sleeps 4, full kitchen, central air, w/d; 90 minutes from Disney World, available throughout year except Dec-Mar, courtesy of Ralph and Olga Leon, valued at \$500.00
- Two tickets to the Georgetown v. Duke basketball game at the MCI Center Arena, Saturday, January 24, 2004 to be picked up by the winner at Will Call, valued at \$70.00, courtesy of David Don
- A two hour consultation at your home in the Washington, DC metropolitan area and a complimentary gift, valued at \$200.00, courtesy of Willow Garden Design

*Prizes received as of October 29, 2003*



## Inaugural FCBA Foundation/AFCCE Golf Tournament

After a rain out caused by Hurricane Isabel, a reduced field of 28 golfers participated in the inaugural golf tournament co-sponsored by the FCBA Foundation and the Association of Federal Communications Consulting Engineers on October 8 at Bull Run Country Club. The event raised over \$4,200 from participants and sponsors for the benefit of the Foundation's Lee Scholarship Fund and the scholarship fund established by the AFCCE.

A modified Stapleford format was used, which required each player to follow his or her own ball through the woods, water and rough encountered near each fairway in order to earn points for bogeys, pars and birdies. First place was garnered by **Joe Cramer** and **John Burton** from Rockwell Collins, while the teams of **Jack Mullaney** and **Mark Polovick**, and **Alison Shapiro** and **Ed DeLaHunt** were contenders; **Jonathan Cohen** won the Acrodyne special pre-tournament putting contest, and **George Borsari** captured the duTriel, Lundin and Rackley long drive prize.

The Foundation and Golf Committee thank the players, supporters and sponsors who contributed to the enjoyment and success of the tournament. The sponsors are listed elsewhere in this issue of the FCBA News, and a special thanks to the FCBA Executive Director, Stan Zenor, without whose help there would have been no tournament.

## Volunteer at Martha's Table on November 30

On Sunday, November 30 the FCBA Foundation volunteers will be helping at Martha's Table from 10:00 a.m. until 1:00 p.m., to assist in the preparation of meals for the District's homeless population. Family and friends are welcome to join us. As many have discovered, this is a great event for children as well. Martha's Table feeds hundreds of hungry, homeless adults and children on the streets of Washington daily, through its mobile soup kitchen, **McKenna's Wagon**. Please bring sandwich fixings (bread and sandwich meat) with you, as the center often runs out of donated food.

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

## Volunteers Wanted for McKenna's Wagon Mobile Soup Kitchen on November 23

FCBA volunteers will meet to assist Martha's Table's, mobile soup kitchen, McKenna's Wagon on **Sunday, November 23**. Volunteers will meet on Sunday afternoon at Martha's Table before they depart with the van of food to selected locations. To volunteer, or for more information about McKenna's Wagon, please contact: **Tom Van Wazer** - 202-736-8119 - tvanwaze@sidley.com.

## AFCCE and FCBA Golf Tournament Sponsors

### SILVER

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### TOURNAMENT PRIZES

Andrew Corporation  
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RFS – Cablewave  
Shively Labs

Food and Refreshments provided by ERI

## TO RESPOND TO JOB BANK LISTINGS

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

## TO LIST A JOB

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

## LAW FIRM/CORPORATE

### 11.04.1

PAETEC Communications, Inc. seeks an attorney with a Bachelor's degree, J.D., admission to the bar in New York State or one of the other states in which PAETEC maintains a principal office. Must have at least five (5) years of experience in commercial transactions and a working knowledge of telecommunications industry terms and concepts. Must have strong communications skills and the ability to work independently under the general direction of the Vice President and Associate General Counsel. Salary Range: \$80,000 - \$100,000. Duties include: Legal advice and assistance to PAETEC management on a wide range of business matters. Commercial Contracts - Attorney will be responsible for updating and improving form sales contracts; working with the marketing department on developing and implementing contracts for new products and services; implementing sales contract processes and procedures, including supervising Legal Contracts Administrator on routine day-to-day sales contract form changes; negotiating and drafting customer specific sales contracts; drafting, negotiating and reviewing other commercial contracts to

which the company is a party, including purchase agreements, agent agreements and software licensing agreements; and drafting PAETEC's response on legal provisions contained in customer and potential customer RFPs, RFIs and RFQs. Business Counseling - Provide legal advice to all levels of PAETEC management on a wide variety of matters, including telecommunications, real estate, employment, and government regulation. Disputes and Litigation - Represent PAETEC's interest in disputes with customers, suppliers, and competitors. Applications accepted at [www.paetec.com](http://www.paetec.com).

### 11.04.2

Mid-sized D.C. law firm with large telecommunications practice has entry-level and mid-level associate openings. Mid-level candidates should have 4-6 years experience in FCC telecom matters. Entry-level candidates should have 0-2 years experience and/or a demonstrable interest in FCC law. Candidates for either position must have strong legal research and writing skills, attention to detail, and a positive attitude. Note this is a blind box ad.

### 11.04.3

Level 3 Communications seeks a State Regulatory Attorney with two to five years of telecommunications regulatory experience at the state level for its corporate headquarters in Broomfield, Colorado. In addition to helping develop and implement the Company's state regulatory strategy, the Attorney will provide guidance to the business and technical units as they develop and deploy new products. The ideal candidate must have experience with interconnection negotiations, arbitrations, rulemaking proceedings and regulatory compliance required. In addition, he/she must be familiar with the wireless industry or commission staff experience would be beneficial. Excellent communication skills are also required. Additional requirements include a Juris Doctor degree with an exceptional academic record. To apply, send resumes to John Heyliger, Level 3 Communications, 1025 Eldorado Blvd., Bloomfield, CO 80021. Fax: 720-888-5103. E-mail: [john\\_heyliger@level3.com](mailto:john_heyliger@level3.com).

### 11.04.4

Washington, D.C. office of Coudert Brothers LLP has an immediate opening for a junior associate position. The candidate should have 3-4 years of telecommunications experience, as well as excellent academic credentials and strong legal research and writing skills. Salary and benefits competitive and commensurate with experience. Qualified candidates should mail or email a resume, transcript and writing sample to: Coudert Brothers LLP, c/o Joan Oakford, 1627 Eye St., N.W., Washington, D.C. 20009, [oakfordj@coudert.com](mailto:oakfordj@coudert.com)

### 11.04.5

Communications Litigator - Dynamic mid-sized D.C. law firm with thriving communications practice seeks litigation partner with trial and appellate experience. Our clients are involved in cutting-edge areas of law and technology, including cable, broadcast, satellite, wireless, telecommunications and IP. We offer the amenities and resources of a mega-firm, but without sacrificing collegiality and quality of life. Great opportunity for a litigator with a solid base to work with our regulatory, government affairs, corporate and litigation teams as we continue to grow our portfolio of blue-chip clients. Antitrust and/or regulatory litigation experience a plus. Compensation highly competitive. Please note this is a "blind box" ad.

## NON-PROFIT/ACADEMIC/GOVERNMENT

### 10.04.5

Public Interest Communications Law. The Institute for Public Representation, a public interest law firm and clinic at Georgetown University Law Center, is accepting applications for a two-year fellowship/staff attorney position. The Institute represents consumer, civil rights, and other advocacy groups before the FCC and the courts with the goal of making communications media accessible, diverse, and responsive to community needs. The staff attorney supervises law students working on communications projects while earning an LL.M. The position pays annual stipend of at least \$37,825. To find out more, visit [www.law.georgetown.edu/clinics/ipr](http://www.law.georgetown.edu/clinics/ipr). To apply, send a resume, law school transcript, two letters of recommendation, a statement of interest and a writing sample to Angela Campbell, Institute for Public Representation, Georgetown University Law Center, 600 New Jersey Avenue, NW, Washington, DC 20001. Applications must be postmarked by December 1, 2003 and the position starts in August 2004.

## INTERNSHIPS

Commissioner Kevin J. Martin is accepting applications for legal interns (unpaid). Interested applicants should send a cover letter and resume to Catherine Bohigian at [catherine.bohigian@fcc.gov](mailto:catherine.bohigian@fcc.gov).



## IN BRIEF

### FCC To Host 11/18 Training Session For Experienced Users of Electronic Filing Systems

The FCBA Access to Records Committee and the FCC have arranged for experienced FCC personnel to provide a day of training on significant FCC electronic licensing and/or filing systems. These training sessions will cover ECFS, EDOCS, ULS, CDBS, and IBFS. The primary purpose of this training is to provide an opportunity for *experienced users* (lawyers and paralegals) to:

- (1) Gain a better understanding of how to most efficiently use the FCC systems;
- (2) to “work around” common problems; and

- (3) to increase understanding of system functions, features and limitations.

Please note that the training is *not* intended to be hands-on, a forum to discuss needed enhancements or systemic problems, or initial training for new users.

The training will take place on **November 18th** and will run from approximately 9:30 a.m. – 4:15 p.m. at FCC headquarters in the Commission Meeting Room. Check-in will be from 9:00 a.m. - 4:15 p.m. The format will be consecutive 1-hour training sessions for ECFS (9:45-10:45), EDOCS (11-noon), ULS (12:45-1:45), CDBS (2-3p), and IBFS (3:15-4:15). This would allow people to attend any or all of the sessions. Under current planning, each session will be limited to roughly 140 attendees. The FCC will be responsible for registering participants. **To register**, please send the following information via electronic mail to **Drew Eisenhauer** (202-513-

4534) at **deisenha@fcc.gov** and you will receive an email confirmation:

- Name, organization, telephone number, email address
- List which sessions (ECFS, EDOCS, ULS, CDBS, IBFS) you wish to attend
- Provide specific questions or topics you would like covered
- Identify any reasonable accommodations for disabilities needed such as sign language interpreter or closed captioning.

If you are unable to attend on November 18, the FCC will make videotapes available for purchase through its outside contractor CACI Productions and we will work with the FCC on a possible follow-up. If you have any questions please contact **Michael McCoin** at **mmccoin@g2w2.com**. The FCBA is seeking CLE Approval for these sessions from the Virginia State Bar.

### A Unique Volunteer Opportunity

The next Bread for the City Legal Walk In Clinic date is **Saturday, November 8, 2003**. Tell your friends!

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. Remember, dress is casual, but respectful. Bring a pen.

The clinic is located at Bread for the City, 1525 7th St., NW Washington DC. Metro accessible on the Green line, Howard University Metro station, exit at 8th & R Streets.

Please email **Cheryl Leanza** if you would like to participate: **cleanza@mediaaccess.org**. If you would like more information about the clinic, their web site is: **<http://www.breadforthecity.org/>**



# 17TH ANNUAL FCC CHAIRMAN'S DINNER REGISTRATION

Thursday, December 4, 2003

HILTON WASHINGTON & TOWERS  
INTERNATIONAL BALLROOM  
1919 CONNECTICUT AVENUE, NW

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

## FCBA FOUNDATION SPONSOR:\*

\_\_\_ table(s) (ten guests per table) at \$1,950.00 per table or

## PURCHASE OF TABLE:

\_\_\_ table(s) (ten guests per table) at \$1,600.00 per table

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

## INDIVIDUAL TICKETS:

\_\_\_ FCBA Private Sector Member ticket(s) at \$160.00 each

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

\_\_\_ Non-Member ticket(s) at \$225.00 each

Name \_\_\_\_\_

Organization \_\_\_\_\_

Address \_\_\_\_\_

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

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

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

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

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

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

Signature \_\_\_\_\_

**PLEASE SEND THIS FORM AND A CHECK MADE PAYABLE TO THE "FCBA" NO LATER THAN FRIDAY, NOVEMBER 14 TO:**

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

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

*Cancellation Policy: Cancellations will be accepted and fees refunded if notice is received in writing no later than Monday, November 17, 2003. No refunds will be granted after this time.*

## BUSINESS ATTIRE

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

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

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# FCBA EVENTS, CLE AND COMMITTEE REGISTRATION

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Name \_\_\_\_\_ Organization \_\_\_\_\_

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

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

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

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

- |  |   |
|--|---|
| <input type="checkbox"/> <b>Friday, November 7, 2003 – Wireless Luncheon -</b><br>Sidley Austin Brown & Wood – 6th Floor, 1501 K Street, NW<br>Cost: \$15.00<br><i>Registrations and cancellations due by 5:00 p.m.,<br/>Tuesday, November 5, 2003</i> | <input type="checkbox"/> <b>Friday, December 17, 2003 – Wireless Luncheon -</b><br>Sidley Austin Brown & Wood – 6th Floor, 1501 K Street, NW<br>Cost: \$15.00<br><i>Registrations and cancellations due by 5:00 p.m.,<br/>Friday, December 12, 2003</i> |
|--|---|

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

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

Signature \_\_\_\_\_

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**PAYMENT SHOULD BE MADE IN ADVANCE, HOWEVER PAYMENT MUST BE RECEIVED NO LATER THAN THE DAY OF THE EVENT. PHONE REGISTRATIONS WILL NOT BE ACCEPTED.**

**PLEASE FAX THIS FORM TO:** Wendy Parish, 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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# 14TH ANNUAL CHARITY AUCTION DONATION FORM - NOVEMBER 20, 2003

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## TO DONATE A PRIZE, PLEASE FOLLOW THESE INSTRUCTIONS:

1. Write a letter or certificate on your letterhead which includes a detailed description of the prize and a list of all restrictions (*i.e.* blackout dates, attendance specifications, etc.), and instructions on how the winner is to receive the prize.
2. Complete a copy of this prize donation form. If donating more than one prize, please submit a donation form for each prize.
3. List the donor (individual and/or company name) as it should appear in the auction prize book.

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Donor (as it should appear in the prize book) \_\_\_\_\_

Contact Person \_\_\_\_\_

Address \_\_\_\_\_

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

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

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

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

Item(s) Donated (please attach a separate sheet if necessary and be as specific as possible) \_\_\_\_\_

Donor Estimate of Fair Market Value (required) \$ \_\_\_\_\_

Acknowledgement should be sent to (name, if different from contact person, and address) \_\_\_\_\_

Donation Obtained By (name of FCBA Member, if applicable) \_\_\_\_\_

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**PLEASE MAIL OR FAX THIS FORM NO LATER THAN  
FRIDAY, OCTOBER 31 TO:**

**Heidi Kurtz**

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

**ALL DONATIONS MUST BE DELIVERED  
TO THE FCBA OFFICE NO LATER THAN  
FRIDAY, NOVEMBER 7.**

**The 14th Annual Charity Auction, benefiting the Spanish Education Development Center, will be held on Thursday, November 20, at the Hamilton Crowne Plaza Hotel, beginning at 6:30 p.m. Admission is free.**

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# FCBA ENFORCEMENT CLE SEMINAR IN ATLANTA

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**Monday, November 17, 2003**

**SEMINAR 1:00 P.M. TO 5:00 P.M.      RECEPTION 5:00 TO 6:00 P.M.**

**TROUTMAN SANDERS LLP  
600 PEACHTREE STREET, NE, 53RD FLOOR, BANK OF AMERICA PLAZA, ATLANTA, GA**

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Please register \_\_\_\_\_ FCBA Private Sector Member(s) at \$150.00 per person

Please register \_\_\_\_\_ Government/Academic/Law Student/Non-attorney at \$125.00 per person

Please register \_\_\_\_\_ Non-Member(s) at \$200.00 per person

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Name \_\_\_\_\_

Organization \_\_\_\_\_

Address \_\_\_\_\_

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

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

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

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

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

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

Signature \_\_\_\_\_

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

**Federal Communications Bar Association  
Enforcement CLE**

1020 19th Street, N.W.  
Suite 325  
Washington, D.C. 20036-6101  
Phone: (202) 293-4000  
Fax: (202) 293-4317  
E-mail: fcba@fcba.org

**PHONE REGISTRATIONS WILL NOT BE ACCEPTED.**

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

**CLE CREDITS HAVE BEEN APPLIED FOR IN VA, CA AND GA.  
3-4 CREDITS ARE ANTICIPATED TO BE GRANTED.**



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# FCBA MENTOR/MENTEE REGISTRATION FORM

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The FCBA Diversity Committee will be pairing mentors and mentees on a rolling basis. Thank you for your time and your willingness to participate in the FCBA's Mentoring Program.

I am applying to be a Mentor \_\_\_\_ Mentee \_\_\_\_

Name \_\_\_\_\_

Organization \_\_\_\_\_

Address \_\_\_\_\_

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

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

Area(s) of Communications Law Practice \_\_\_\_\_

Years of Practice in Communications Law \_\_\_\_\_

Please list your law school, undergraduate and graduate education including school, degree, graduation dates, and major and minor, if applicable

\_\_\_\_\_

Does your employer have an existing mentoring program? Yes \_\_\_\_ No \_\_\_\_

If yes, do you participate? Yes \_\_\_\_ No \_\_\_\_

If so, how? \_\_\_\_\_

What are your hobbies and interests? \_\_\_\_\_

Please list any other details that you think would help the FCBA match you with a compatible mentor/ mentee

\_\_\_\_\_

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(For Mentors Only) Are you willing to mentor more than one mentee at a time? Yes \_\_\_\_ No \_\_\_\_

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(For Mentees Only) Please list your primary goal(s) or reason(s) for participating in the mentorship program.

\_\_\_\_\_

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## PLEASE RETURN THIS FORM BY EMAIL, MAIL OR FAX TO:

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

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# 21ST ANNUAL TELECOMMUNICATIONS POLICY AND REGULATION CONFERENCE REGISTRATION

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CO-SPONSORED BY THE FCBA AND THE PRACTISING LAW INSTITUTE

**Thursday, December 4 and Friday, December 5, 2003**

**RONALD REAGAN BUILDING & INTERNATIONAL TRADE CENTER, WASHINGTON, D.C.  
1300 PENNSYLVANIA AVENUE, N.W.**

Name \_\_\_\_\_

Organization \_\_\_\_\_

Address \_\_\_\_\_

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

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

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

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\_\_\_\_\_ I am a member of the FCBA and/or PLI (Registration Fee is \$1,195.00)

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

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

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## Four ways to register:

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

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

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

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

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

## For hotel or travel accommodations:

**CONTACT THE GLOBAL EXECUTIVE (800) 516-4265, OR (203) 431-8950 OUTSIDE THE U.S.**

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

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

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# COMMUNICATIONS LAW 101 TECHNOLOGY SEMINAR REGISTRATION

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CO-SPONSORED BY THE FCBA AND GEORGETOWN UNIVERSITY LAW CENTER CONTINUING  
LEGAL EDUCATION

**Tuesday, February 3, 2004**  
**Wednesday, February 4, 2004**

## HOTEL INFORMATION

The FCBA suggest you shop  
around for a hotel and can give  
you suggestions if needed.

**GEORGETOWN UNIVERSITY LAW CENTER**  
**600 NEW JERSEY AVENUE, N.W.**  
**WASHINGTON, DC**

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Name \_\_\_\_\_

Organization \_\_\_\_\_

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

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

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

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\_\_\_\_\_ \$150 government, non-profit, law student rate

\_\_\_\_\_ \$275 corporate or private sector rate (including lawyers and paralegals)

\$\_\_\_\_\_ Total Amount

\* CLE credits will be available, please indicate the state(s) you need credit for \_\_\_\_\_.

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## Two ways to register:

**FAX**  
**(CREDIT CARD REGISTRANTS ONLY):**  
(202) 293-4317

Visa  MasterCard  AMEX

Credit card no. \_\_\_\_\_

Expiration date \_\_\_\_\_

Signature \_\_\_\_\_

**MAIL**  
**SEND A CHECK PAYABLE TO "FCBA":**  
1020 19th Street, N.W.  
Suite 325  
Washington, D.C. 20036-6101

**REGISTRATIONS MUST BE RECEIVED NO LATER THAN FRIDAY, JANUARY 23, 2004. NO REFUNDS FOR CANCELLATIONS  
MADE AFTER JANUARY 23, 2004.**

# Calendar

<b>November 5</b>	FCBA Luncheon with Commissioner Adelstein
<b>November 7</b>	Wireless Telecommunications Practice Committee Luncheon
<b>November 8</b>	Bread for the City Volunteer Legal Clinic
<b>November 12</b>	FCBA Chapter Co-Chair Call
<b>November 14</b>	Legislation Committee Brown Bag Lunch
<b>November 17</b>	½ day Enforcement CLE Seminar - Atlanta, GA
<b>November 18</b>	FCC Training of Electronic Filing Systems
<b>November 18</b>	Cable Practice Committee Brown Bag Lunch
<b>November 19</b>	Online Communications Practice Committee Brown Bag Lunch
<b>November 19</b>	Transactional Practice Committee Brown Bag Lunch
<b>November 20</b>	14th Annual Charity Auction, Hamilton Crowne Plaza
<b>November 23</b>	Volunteers wanted for McKenna's Wagon
<b>November 30</b>	Volunteers wanted for Martha's Table
<b>December 4</b>	17th Annual Chairman's Dinner
<b>December 4-5</b>	21st Annual Telecommunications Policy and Regulation Conference
<b>December 17</b>	Wireless Telecommunications Practice Committee Luncheon
<b>January 13</b>	CLE Seminar - FCC Equipment Regulation
<b>January 21</b>	Transactional Practice Committee Brown Bag Lunch
<b>January 28</b>	Online Communications Practice Committee Brown Bag Lunch
<b>February 3-4</b>	Communications Law 101 Technology Seminar, Washington, DC
<b>April 30- May 2</b>	FCBA Annual Seminar, Hyatt Regency Chesapeake Bay



FEDERAL COMMUNICATIONS  
BAR ASSOCIATION  
1020 19th Street, N.W.  
Suite 325  
Washington, D.C. 20036