

FCBA News

FEBRUARY 2003

Newsletter of the Federal Communications Bar Association

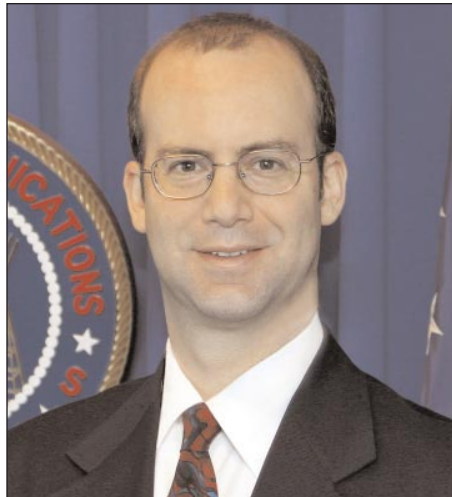
Reception to Welcome Commissioner Adelstein to be Held February 13

The FCBA will host a welcoming reception for the new FCC Commissioner, Jonathan S. Adelstein.

The reception will be held at the **Mayflower Hotel's Grand Ballroom**, 1127 Connecticut Avenue, N.W., Washington, D.C. Sponsorships are available for the event, including a price break for those who sponsor this reception, and the Congressional Reception to be held March 11, 2003. Sponsors will receive recognition in the newsletter and acknowledgement at the event. Individual tickets to the reception may also be purchased. Please use the Adelstein Reception registration form on page 13.

Commissioner Adelstein was sworn in on December 3, 2002. Before joining the FCC, Adelstein served for fifteen years as a staff member in the United States Senate. For the past seven years, he has been a senior legislative aide to United States Senate Majority Leader Tom Daschle (D-SD), where he advised Senator Daschle on telecommunications, financial services, transportation and other key issues. Previously, he served as Professional Staff Member to Senate Special Committee on Aging Chairman David Pryor (D-AR), including an assignment as a special liaison to Senator Harry Reid (D-NV), and as a Legislative Assistant to Senator Donald W. Riegle, Jr. (D-MI).

Prior to his service in the Senate, Adelstein held a number of academic positions, including: Teaching Fellow in the Department of History, Harvard University; Teaching Assistant in the Department of History, Stanford University; and Communications



FCC Commissioner Jonathan S. Adelstein

Consultant to the Stanford University Graduate School of Business.

Adelstein received a B.A. with Distinction in Political Science from Stanford University, an M.A. in History from Stanford University, studied at the Kennedy School of Government at Harvard University and is a graduate of Phillips Academy in Andover, Massachusetts. He is a member of the National Academy of Social Insurance, the Phi Kappa Phi National Honor Society and the Pi Sigma Alpha Political Science Honor Society.

Adelstein, 40, was born and raised in Rapid City, South Dakota. He now lives in the Washington, D.C. area with his wife Karen and son Adam.

Congressional Reception to be held March 11, 2003

On March 11, 2003, the **Legislation Committee**, co-chaired by **Bill Bailey, Mitch Rose and Larry Duncan**, is organizing the FCBA's sixth biennial **Congressional Reception** honoring members of the **House Committee on Energy and Commerce** and the **Senate Committee on Commerce, Science and Transportation**. The reception will be held in **The Dirksen Senate Office Building, Room SD 106**, from **6:00 to 8:00 p.m.** All Members of both Committees, as well as the five FCC Commissioners have been invited. The reception will give FCBA members an opportunity to meet both new and returning Committee members.

Sponsorships are available for the event, including a price break for those who sponsor this reception, and the Adelstein Reception on February 13, 2003. Sponsors will receive recognition in the newsletter and acknowledgement at the event. Individual tickets to the reception may also be purchased. Please use the Registration Form on page 15 to register for the reception.

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www.fcba.org

PRESIDENT'S MESSAGE

DEAR MEMBERS:

This month I would like to recognize the FCBA committee co-chairs. It has been a privilege to work with a group of energetic and talented leaders. I am pleased to report that our committees are as active as ever, if not more so. We held a mid-year co-chairs luncheon on January 28th to assess committee activities this year to date and for the remainder of the year. The officers provided an update on the status of the budget process (Michele Farquhar and Diane Cornell) and transition issues and leadership positions for next year (Sandy Wilson). Lastly, various co-chairs took the opportunity to inform others of upcoming events, including the February moot court competition, our first daylong FCBA enforcement seminar, and the annual seminar. I want to encourage those of you who want to become more active in the FCBA to contact the committee co-chairs directly to offer your services—it is not too late to get involved.



I want to thank all of our co-chairs and report on a few current projects by some of the committees.

The Marketing & Membership Committee, Chaired by Pam Cooper, Chris Guttman-McCabe and Chuck Keller, are extraordinarily busy with several key initiatives. First, this group is working closely with Heidi to update and improve the FCBA's web site. Specifically, they are working to make the site more user-friendly and considering input from our membership survey and suggestions offered by some of you this year. Soon you will see the fruits of their efforts when you log on to the home page. Second, they are studying membership numbers and growth issues generally. They will coordinate with the Relations With Other Bars Committee, chaired by Roz Allen, Jennifer Manner and Nancy Ory, on membership outreach efforts to other bar associations and similar organizations, but they could use help with this project because it involves interacting with law schools, engineers, corporate counsel organizations, and other institutions. Third, this committee is re-writing the association's brochure—a project long overdue. Finally, the Marketing & Membership Committee is looking for ways to improve this Newsletter, including adding new features. If you have ideas or an interest in helping with any of these projects, please contact Pam, Chris or Chuck.

The CLE Committee co-chairs are doing an exceptional job coordinating and planning programs with the various substantive committees for every month of this fiscal year. You may recall that in some years there is a tendency to group these programs toward the end of the association's year. This year's co-chairs, Laura Phillips, Lauren Van Wazer and Mark Grannis took my mandate to increase the number of programs and spread them throughout the year quite seriously. Nearly every CLE program has been a sellout with attendance at or near 100 members each. And, importantly, we have finally launched a remote access program whereby members who reside outside of D.C. are able to call into our CLE programs. The Executive Committee talked about this issue for years and I am happy to report that this year's committee has begun this program. Special thanks to Executive Committee members Jim Blitz and Joe DiScipio for their oversight in launching the remote access project.

Some of you have inquired about the timing of the new directory. I am happy to report that you should have the new hard copy of the directory in your hands within four weeks. Production of the directory is a time-consuming process that, in its current iteration, involves a substantial amount of staff time. The process historically

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Editor - Heidi M. Kurtz
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As of 2/10/03 passcode: 339

FCBA Annual Seminar 2003

Please make plans to join us for the FCBA's Annual Seminar, which will take place **May 2-4, 2003**, at **The Homestead** in Hot Springs, VA. This year's planning committee, co-chaired by **Mike Senkowski**, **Celia Nogales** and **Kathy Zachem** is putting together a dynamic program including FCC Commissioners. More details will be available in the March issue of the *FCBA News*.

The Homestead resort, established in 1766, rests within the Allegheny Mountains of Virginia. Golf courses, tennis courts, a European-style spa, and a Kids Club are just a few of the activities available to entertain you and your guests. For more details about the resort, visit www.thehomestead.com. A **Room Reservation Request Form** is located on page 14. The deadline to reserve a room is **April 2, 2003**. Seminar registration is separate, and a form will be available in March.

We hope you will join us at The Homestead in May!

The 2003 World Computer and Internet Law Congress, May 1-2

The Computer Law Association in affiliation with, the Federal Communications Bar Association, the Computer and Telecommunications Section of the D.C. Bar, the D.C. Computer Law Forum, and International Federation of Computer Law Associations, presents the *The 2003 World Computer and Internet Law Congress, A Unique World Class Legal Summit Focusing on Practical, "Take-Home" Advice and Guidance by Top Information Technology Experts*, on May 1-2, 2003, Fairmont Washington Hotel, Washington, D.C.

Come Away With What You and Your Clients Truly Need to Know to Effectively Conduct Business in Today's Global Marketplace

TOPICS TO INCLUDE:

- Doing Business on the Internet
- New virtual workplace employment issues
- Making electronic agreements enforceable worldwide
- New tax liabilities
- Offshoring the ownership of intellectual property
- Internet advertising
- Recent intellectual property developments
- New or imminent laws, rules, and regulations and other "hot" topics
- Transactions involving key IT and internet law issues

For full conference brochure and to take advantage of special early registration check the Computer Law Association website at www.cla.org or call (703) 560-7747.

FCBA/ABA/NAB Co-Sponsor Las Vegas Seminar

"FABULOUS 50 HOT LEGAL ISSUES"

We've done it again! We've taken your suggestions for a practical seminar of daily issues facing broadcast lawyers and created *The Fabulous 50 Hot Legal Issues*. We've structured panels to reflect how stations are organized: sales, programming, newsgathering, webcasting and General Headaches. (You've all no doubt worked in that department!) Once again, we've staffed the panels with a sensational group of in-house and outside experts to walk through the Top 10 issues in each area in a very fast-paced, intense program, supplemented with valuable background material. As an added feature this year, we will have *Washington meet Wall Street* for a luncheon panel assessing the

practical business fallout outside the Beltway from likely policy changes on the Hill and at the FCC. Key Washington policy makers and incisive investment analysts will bring us quite an unusual perspective.

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

Discounted seminar registration is available to all FCBA and ABA members. Housing fills quickly for this event which will be held this year at The **Bellagio Hotel, Sunday, April 6**. You should telephone NAB's housing agent, Expovision, at 888-622-8830 or 703-205-9114. Be sure to tell them you are with the ABA Forum to take advantage of the special block of rooms. *These rooms may not be available after February 7*.

Program Schedule

7:30-8:45 am

REGISTRATION AND CONTINENTAL BREAKFAST

8:45-9:00 am

INTRODUCTORY REMARKS

Thomas B. Kelley, Chair, ABA Forum on Communications Law, Faegre & Benson, Denver, CO; and *Jeff Baumann*, Executive Vice President, National Association of Broadcasters, Washington, DC

9:00-10:00 am

Webcasting/Copyright

TOP 10 "DEMANDS" FROM YOUR "WEB-SAVVY" STATION GENERAL MANAGER...

Moderator: *Nicole Wong*, Perkins Coie, San Francisco, CA

Speakers: *Jonathan Avila*, Walt Disney Co., Los Angeles, CA

Benjamin Ivins, National Association of Broadcasters, Washington, DC

Jenell Trigg, Leventhal, Senter & Lerman, Washington, DC

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SPECIAL EVENTS

LAS VEGAS SEMINAR

CONTINUED FROM PAGE 3

David Wittenstein, Dow, Lohnes and Albertson, Washington, DC

10:00-11:00 am

Newsgathering

TOP 10 STATEMENTS YOU DON'T WANT TO HEAR FROM YOUR NEWS DIRECTOR...

Moderator: *Guylyn Cummins*, Gray Cary Ware & Freidenrich, San Diego, CA
Speakers: *Lee Levine*, Levine Sullivan & Koch, Washington, DC

Robert Nelon, Hall Estill, Hardwick Gable, Golden & Nelson, Oklahoma City, OK

Charles Tobin, Holland & Knight, Washington, DC

Maya Windbolz, NBC, New York, NY

11:00-11:15 am

BREAK

11:15 am -12:15 pm

Sales

TOP 10 NAÏVE COMMENTS FROM SALES DEPARTMENT ACCOUNT EXECUTIVES...

Moderator: *Gregory Schmidt*, Lin Television, Washington, DC

Speakers: *Jennifer Johnson*, Covington & Burling, Washington, DC

Mark Prak, Brooks Pierce McLendon Humphrey & Leonard, Raleigh, NC

Russell Schwartz, Bahakel Communications, Charlotte, NC

Margaret Tobey, Morrison & Forrester, Washington, DC

12:15-1:45 pm

LUNCHEON

Washington Meets Wall Street

TOP 10 QUESTIONS FOR IMMEDIATE RESOLUTION - NICKELS, DIMES AND MILLIONS...

Moderators: *R. Clark Wadlow*, Sidley Austin Brown & Wood, Washington, DC

Richard E. Wiley, Wiley Rein & Fielding, Washington, DC

Speakers: *Bill Bailey*, Senate Committee on Commerce, Science and Technology, Washington, DC (*Invited*)

Kenneth Ferree, Federal Communications Commission, Washington, DC (*Invited*)

Jessica Wallace, House Committee on Energy and Commerce, Washington, DC (*Invited*)

Victor Miller, Bear Sterns, New York, NY

Tom Wolzien, Sanford Bernstein, New York, NY

1:45-2:00 pm

BREAK

2:00-3:00 pm

Programming

TOP 10 TV PROGRAMMING SECRETS YOU'LL ONLY ADMIT IN A PRIVILEGED CONVERSATION...

Moderator: *M. Anne Swanson*, Dow Lohnes & Albertson, Washington, DC

Speakers: *Dennis Corbett*, Leventhal, Senter & Lerman, Washington, DC

Susan Fox, Walt Disney Company, Washington, DC

Charles Sennet, Tribune Company, Chicago, IL

Anita Wallgren, Sidley Austin Brown & Wood, Washington, DC

3:00-4:00 pm

Daily Compliance Headaches

TOP 10 DAILY RULES THAT JUST MAKE YOU SCREAM...

Moderator: *Jerald Fritz*, Allbritton Communications Company, Washington, DC

Speakers: *Paulette Dodson*, Tribune Company, Chicago, IL

Kenneth Howard, Baker & Hostetler, Washington, DC

David Fleming, Gannett Company, Washington, DC

Richard Zaragoza, Shaw Pittman, Washington, DC

4:00-5:30 pm

RECEPTION

Volunteers Wanted for Walk-In Legal Clinic

On Saturday, **February 8, 2003**, from 9:30 a.m. until 12:30 p.m. members of the FCBA will volunteer at a walk-in legal clinic helping lower income individuals sponsored by the DC Bar. We always need new individuals to expand our ranks. You don't have to be a "young lawyer" to volunteer! Attorneys receive a half-hour overview/orientation beginning at 9:30

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

All members of the FCBA and of the DC Bar are welcome to volunteer. Paralegals and law students are also welcome.

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.

More information is available. For information or to **RSVP by February 3**, contact Cheryl **Leanza** at 202-454-5683 or cleanza@mediaaccess.org.

COMMITTEE AND CHAPTER NEWS



Charity Auction Committee presents \$50,000 check to Beacon House/ College Bound

The proceeds of the November 21, 2002, 13th Annual Charity Auction were presented on January 10, by some of the members of the Auction Committee. **Yaron Dori, Ryan Wallach and Pam Slipakoff** went to College Bound's headquarters to give the Executive Director of College Bound, **Rustin Lewis**, a check for \$50,000 to share with Beacon House, one of the locations that is part of College Bound's program.

College Bound is a non-profit organization that provides mentoring, academic enrichment opportunities, and scholarships to D.C.-area students to prepare them for college. Beacon House, which has partnered with College Bound since 1999, works to empower, enhance, and assist at-risk children and families in enriching their lives and their community through creative multi-cultural partnerships.

The auction was a tremendous success thanks to the hard work of so many members of the FCBA.



Photos by Mark Van Bergh

Commendations Committee - The FCBA Honors Chuck Kelley

The FCBA recently honored Charles W. "Chuck" Kelley, Chief of the Investigations and Hearings Division of the FCC Enforcement Bureau, on the occasion of his retirement after 37 years of public service. Over the years, in a number of senior positions at the FCC, Chuck has been the epitome of high-level professionalism in his service to the public and dealings with the private bar. Alan C. Campbell, Co-Chair of the FCBA Commendations Committee, represented the Association in presenting a plaque to Kelley at a retirement party held at the Commission on January 15. The award

was recommended by the Commendations Committee and approved by the FCBA Executive Committee. It is the first time in recent years that the Association has awarded a special commendation to a non-member.

Law Journal Committee

The FCBA Law Journal Committee has been working over the past few months to give students on the Federal Communications Law Journal more opportunities to interact with members of the practicing bar. To that end, we recently facilitated attendance at Comm 101 by two student editors of the Law Journal, worked with the Journal to enhance plans for commemorating the 10th anniversary of publication of the Journal by the Indiana University School of Law, and paired FCBA members to act as mentors for the notes to be written by second year law student Journal members. We still have a couple of students who could be paired with mentors. If interested, please contact **Jamison Prime** at jprime@fcc.gov, or 202-418-7474.

Midwest Chapter

The next meeting of the **Midwest Chapter** of the FCBA will be on **February 5, 2003**, at Noon. The meeting will be held at 30 N. La Salle Street, Suite 900, Chicago, Illinois. Please confirm your attendance with **Lori Wilson** at 312-744-1568. This will be a "bring your own" brown bag lunch.

The meeting will include a presentation by **Martin R. Cohen**, Executive Director of the Citizens Utility Board (CUB). CUB is an independent organization created by the Illinois General Assembly to represent the interests of residential customers in matters pertaining to the regulation of telecommunications, natural gas, water, and electricity services.

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COMMITTEE AND CHAPTER EVENTS

Cable Practice Committee

Event: Brown Bag Lunch
Date/Time: Tuesday, February 25, 12:15 p.m.
Location: NCTA, 1724 Massachusetts Avenue, N.W., 2nd Floor Conference Room
Speaker(s): House Commerce Committee Counsel - TBA
Cost: none
For more info: Jim Coltharp - 202-638-5678 or Lisa Chandler Cordell - 202-939-7900
RSVP to: wendy@fcba.org

Diversity Committee

Event: Mentorship Brown Bag Lunch (dessert and drinks provided)
Date/Time: Thursday, February 20, Noon-2:00 p.m.
Location: Black Entertainment Television, Inc., 1235 W Street, NE - Studio II
Topic: Daily responsibilities of providing legal support to a media/communications client, career paths for in-house positions, and the benefits and disadvantages of working for a media/communications company
Speakers: Members of BET's in-house counsel team
RSVP to: Monica Desai, mdesai@fcc.gov - space is limited to 15 people

Global Telecom Development Committee

Event: Brown Bag Lunch
Date/Time: Tuesday, February 11, 12:15 p.m.
Location: Coudert Brothers, 1627 Eye Street, NW
Topic: Update on Trade Issues: Free Trade Agreements including Morocco and Central America, WTO Services Negotiations, and Mexico WTO case.
Speakers: Ken Schagrin and Jonathan McHale of USTR
RSVP to: Janet Hernandez at 202-736-1814 or hernandezj@coudert.com

Mass Media Practice Committee

Event: Brown Bag Lunch (soft drinks, coffee and cookies provided)
Date/Time: Friday, February 28, 12:15 p.m.
Location: National Association of Broadcasters Conference Room, 1771 N Street, NW
Speaker: Ken Ferree, Chief, FCC Media Bureau
For more info: Barry Umansky - barry.umansky@thompsonhine.com
RSVP to: wendy@fcba.org

Midwest Chapter

The Chapter will host a brown bag on Feb. 5, 2003, with a presentation by Martin R. Cohen, Executive Director of the Citizens Utility Board (CUB). See the "Committee and Chapter News" section on page 5 for details.

Online Communications Practice Committee

Event: Brown Bag Luncheon (drinks and desserts will be provided)
Date/Time: Wednesday, February 26, 12:15 p.m.
Location: Kelley Drye & Warren LLP; 1200 19th Street, N.W. Suite 500
Topic: Patent Licensing: Surprising Revelations About the True Currency of a Technology-Based Economy
Speaker: Dr. David Martin, founding CEO of M•CAM, Inc. - a Charlottesville, Virginia corporation that provides various analytical and strategic services for the determination and enhancement of the economic value of patents and licenses. David is a very dynamic and informative speaker, and his topic should have broad interest
For more info: Co-Chairs Aileen Pisciotta, apisciotta@kelleydrye.com; Karlyn Stanley, kstanley@crblaw.com; and Amy Wolverton, arw9@law.georgetown.edu
RSVP to: Beatriz Viera-Zaloom - bviera@kelleydrye.com

Pacific Northwest Chapter

Event: Winter Luncheon
Date/Time: Friday, February 7, Noon - 1:30 p.m.
Location: Two Union Square, 55th Floor, 601 Union Street, Seattle, WA
Topic: "If You Come to a Fork in the Road, Take It - Critical Regulatory Developments Facing CLECs (i.e. Triennial Review) in Today's Environment"
Speaker: Russell Frisby, Jr., head of Comptel, the leading trade association representing U.S. and international competitive communications firms and suppliers
Cost: \$15 for FCBA members, \$20 for non-members and \$10 for students/public lawyers
RSVP to: Judy Endejan by February 4, 2003 at jendejan@grahamdunn.com. Send checks to Judy at Graham & Dunn PC, 1420 Fifth Avenue, 33rd Floor, Seattle, WA 98101. You may send a check in advance, or pay at the door

Texas Chapter

Event: Brown Bag Lunch
Date/Time: Friday, February 21, Noon
Location: Frost Bank Building, Suite 1140, 816 Congress Avenue, Austin, TX
Topic: VoIP - State and Federal Issues -

Speakers: Scott McCollough, Stumpf, Craddock, Massey & Pulman, and Kevin Zarling, AT&T
For more info: Dineen Majcher - dmajcher@reglaw.com

Transactional Practice Committee

Event: Brown Bag Lunch
Date/Time: Wednesday, February 19, 12:15 p.m.
Location: Federal Communications Commission, Room 4-B516 (4 south conference room)
Topic: FCC processing of major mergers
Speakers: panel of four will include Jim Bird, head of the FCC's OGCTransaction Team and Jim Barker of Latham & Watkins, outside counsel on a recent major merger
For more info: lkravetz@fcc.gov or ray.grochowski@lw.com or bweimer@skadden.com

Wireless Telecommunications Practice Committee

Event: Luncheon
Date/Time: Friday, February 7, 12:15 p.m.
Location: Sidley Austin Brown & Wood, 1501 K Street, NW, Conference Room 6E
Speakers: Lunch with the Wireless/Spectrum Legal Advisors to the FCC Commissioners
Cost: \$15
RSVP to: see form on page 11

Young Lawyers Committee

Event: Brown Bag Lunch
Date/Time: Wednesday, February 19, 12:15 p.m.
Location: Willkie Farr & Gallagher, 1875 K Street, NW, Conference Room
Topic: "The Role of In House Counsel" — Join the YLC for a discussion with attorneys from a number of the nation's largest media and communications companies. Our featured speakers (TBA) will discuss their roles as in house counsel, including the type of regulatory and legislative work they do, and will identify the issues that are high on their companies' agendas this year
For more info: Yaron Dori - ydori@hhlaw.com or Ryan Wallach - rwallach@willkie.com

Event: Happy Hour
Date/Time: Wednesday, February 26, 6:30-8:00 p.m.
Location: Biddy Mulligans, 1500 New Hampshire Avenue, NW - closest Metro stop is Dupont Circle on the Red Line

Remedies for Writer's Block

Mouse Ergonomics and Alternative Keyboards

BY KURT E. DESOTO

Many will agree that computers are vital tools for communications practitioners. We use them almost daily to type or edit pleadings, maintain or look up addresses and telephone numbers, conduct research via online databases, and navigate our desktops and Internet browsers, to name only a few examples.

Working at a computer for extended periods, however, can sometimes cause discomfort, tightness or numbness in hands, fingers and wrists. Such soreness may be the onset of repetitive strain injury or "RSI." RSI is also known as cumulative trauma disorder ("CTD") and musculoskeletal disorder ("MSD"). One familiar example is carpal tunnel syndrome.

Some of these problems are related to the use of a mouse. Repetitively positioning, clicking and scrolling can overwork small muscles in hands and wrists. This article offers a few tips to help prevent mouse-related RSI, which can become painful (and sometimes irreversible) if not treated. Of course, though, you should see your doctor or physiotherapist for professional treatment and advice.

MOUSE ERGONOMICS

Probably the most important tip is to ensure the proper position and angle of your arm, hand and wrist when you use your mouse. Your mouse should be located on your desk so that you do not have to hold your hand in an unnatural or awkward position. Ideally, your mouse should be placed immediately adjacent to your keyboard, which is directly in front of you so that you do not need to reach too far or angle your wrist to use

either the keyboard or mouse. Your keyboard and mouse should also be positioned at a height that allows your elbows to rest comfortably at your side, with your forearm roughly parallel with the floor and level with your keyboard. Several useful illustrations on the do's and don'ts of keyboard and mouse placement are posted at http://www.ccohs.ca/oshanswers/ergonomics/office/mouse/mouse_selection.html.

Additional information regarding computer-related RSI problems and remedies is available online at the following sites:

- The U.S. Occupational Safety and Health Administration
<<http://www.osha.gov/SLTC/computerworkstation/index.html>>
- The Canadian Centre for Occupational Health and Safety
<http://www.ccohs.ca/oshanswers/ergonomics/office/mouse/mouse_problems.html>
- The Victorian (Australia) Government's Department of Human Services
<http://www.disability.vic.gov.au/dsonline/dsarticles.nsf/pages/Computer_related_injuries?OpenDocument>

For general portals that can direct you to various government and non-government materials on the subject, see:

- The Typing Injury FAQ
<<http://www.tifaq.com/>>
- RSI Page
<<http://eeshop.unl.edu/rsi.html>>
- RSI Forum <<http://www.ctdrn.org/rsi-support/>>

ALTERNATIVE KEYBOARDS

Another tip is to get one of the new, enhanced keyboards that help reduce use of a mouse. These keyboards generally include a scroll wheel on the left side of the keyboard (to decrease the need to scroll with your right hand), "one-touch," or "hot keys" to provide quick access to programs or features

(e.g., Word, Excel, Internet, email program, and volume settings), and a palm rest. These keyboards can help avoid RSI significantly. In the coming months, I will cover voice recognition software that eliminates typing altogether.

Three keyboards that I would recommend in particular are:

- Microsoft's Office Keyboard
<http://www.microsoft.com/hardware/keyboard/ok_info.asp>
- Logitech's Elite Keyboard
<<http://www.logitech.com/index.cfm?page=products/details&CRID=1&CONTENTID=5013&countryid=19&languageid=1>>
- Genius's KB-21e Scroll
<http://www.genius-kye.com/genius_en/product/keyboard/kb_21e.htm>

A paper on the use of other types of keyboards (e.g., split, rotated, tented and curved keyboards) is available from the U.S. National Institute of Occupational Safety and Health at <<http://www.cdc.gov/niosh/97-148.html>>

Alternative keyboards are available from many local retailers as well as from online vendors. While they may cost more than other keyboards, they might save you on doctors' fees. Some practitioners would rather you spend your money on lawyers. On the other hand, some doctors would rather certain lawyers suffered from writer's cramp.

Mr. DeSoto is an attorney at the law firm of Wiley Rein & Fielding LLP. He practices in the areas of wireless and wireline telecommunications, telephone company ratemaking, and equipment authorization. Mr. DeSoto was previously a staff attorney at what is now the FCC's Wireline Competition Bureau. 2/2003



Foundation Benefits From the Bequest of a Longtime Bar Member

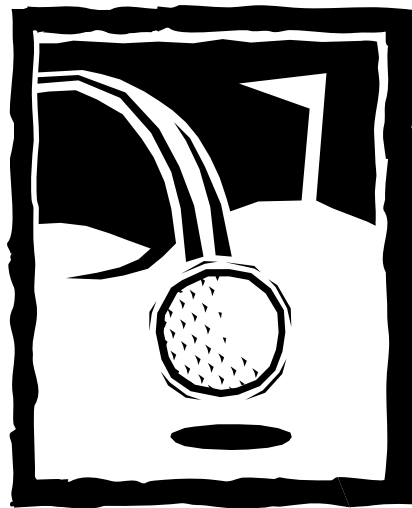
The FCBA Foundation is pleased to announce that its scholarship programs and other public service initiatives will experience a tremendous boost through a generous bequest from the late **Frank U. Fletcher**, who passed away in 1995. During his long and distinguished career, Mr. Fletcher was an FCC attorney who helped draft the regulations implementing the Communications Act, the senior partner at the law firm Fletcher Heald & Hildreth, a longtime FCBA member and the FCBA President in 1960-61. Last year, Mr. Fletcher's estate made a contribution of more than \$100,000 to the Foundation, following the death of his spouse. This generous bequest will be used to help fund the college scholarships we award each year to deserving local high school students, to help defray the costs of administering the scholarship process, and for other Foundation activities.

While the bulk of the Foundation's funding traditionally comes from regular fundraising events such as the Chairman's Dinner and Golf Tournament, from annual membership contributions, and from the support and sponsorships of members, friends and their companies and organizations throughout the year, bequests and other forms of planned giving such as the recent Fletcher bequest can sustain and greatly enhance the Foundation's future efforts. In particular, such gifts help the Foundation to continue to award college scholarships even during times when a slow economy may impact corporate and other donations.

The Foundation is grateful for the generous support of all our members and friends and encourages members to give some thought to planned giving as well. The most common and simplest form of planned

giving, a bequest, is a gift that is made through a donor's will.

Individuals may include the Foundation in their wills by naming it for either a specific amount or a percent share of their estate. Other methods of planned giving, including a variety of trusts and annuities, also are available. Members considering this form of contribution should consult with their financial planner or tax adviser to determine which type of gift is most appropriate to their situation. Once again, the FCBA Foundation sincerely appreciates all of your continuing financial support for its activities, in whatever form.



7th Annual FCBA Foundation Golf Tournament on Monday, June 16

Its time to mark your calendars for the 7th Annual FCBA Foundation **Honorable Robert E. Lee Memorial Golf Tournament** on **Monday, June 16, 2003** (the day after Father's Day). The group will return to **Bull Run Country Club** in Haymarket, Virginia. Last year the event was oversubscribed, so be alert when registration opens. This will be the Foundation's second visit to the Bull Run track, so players are

expected to invent new excuses: "I never played there before" no longer works. And, regardless of your finish, it is an enjoyable day for a good cause - raising over \$25,000 for the FCBA Foundation's Scholarship Fund, which provides college funds for deserving District of Columbia high school graduates. Prices and registration information will appear in the March issue of the *FCBA News*. If you are interested in helping out with the tournament planning, or on the day of the event, contact Heidi Kurtz in the FCBA office.

FCBA Takes to the Ice with Martha's Table Kids

On **Saturday, February 1, 2003**, FCBA volunteers again will be escorting a group of 15 youngsters from the Martha's Table Children's Program to skate at the Sculpture Garden Ice Rink on the National Mall. Organized by the FCBA Foundation Volunteer Services Committee, the group will be joined by members of the Prince William Panthers AA Youth Travel Hockey Team, led by Brian Umansky, the son of former FCBA Foundation board member Barry Umansky. The Panthers and skate-savvy FCBA volunteers will teach the Martha's Table children how to skate. The event also will feature the first annual awarding of the Stanley (Zenor) Cup to the Martha's Table kid who shows the most skating prowess.

Weather permitting, we will meet at Martha's Table, at 2114 - 14th Street, NW, in the District, at 10:00 a.m., and skate from **10:30 a.m. until Noon**. Then we will take our young and not so young skaters out for a pizza lunch. If you would like to take part in this traditionally fun event, please call **Chris Wood** at 202/939-7903 (cwood@fw-law.com) or **Barry Umansky** at 202/263-4128 (barry.umansky@thompsonhine.com).

IN MEMORIAM

David M. Hunsaker

David M. Hunsaker, a long time member of the FCBA, died on November 29, 2002. David resided in Sterling, Virginia, and practiced communications law as a member of Putbrey, Hunsaker and Trent, P.C. in Sterling for the past 15 years. John Trent described David as an excellent attorney, a gentleman and a good guy. John remarked that during contract negotiations David always had to be the “good guy” because that was simply who he was.

David was born in Riverside, California in 1944, and was admitted to the bar in California in 1970, after receiving his J.D.

degree in 1969 from Columbia University. David received a master of law degree from the University of Virginia in 1977. He was also a member of the District of Columbia and Virginia bars. David was an Adjunct Professor of Law at the University of San Diego Law School early in his career, and after moving to the east coast, lectured in communications law at The University of Virginia Law School and George Mason University Law School. Among other publications, David authored “Duopoly Wars: Analysis and Case Studies of the FCC’s Radio Contour Overlap Rules”, which was published in 2 *CommLaw Conspectus Journal of Communications Law and Policy* 21 (1994).

John Trent described David as a meticulous attorney, an appraisal that was shared by FCBA member Howard Liberman. Howard and David were involved in several transactions, and Howard would use the marks-ups and comments he would receive from David on various transaction documents as models for the associates in Howard’s own firm.

David is survived by his wife, Sue Hunsaker of Sterling, two daughters, Jacque Adams of Ridgecrest, California and Deborah Bird of Chattanooga, Tennessee, a son, Justin Hunsaker of Luray, Virginia, his stepmother, Helen Hunsaker of Port Orchard, Washington, a brother and three grandchildren.

MIDWEST CHAPTER

CONTINUED FROM PAGE 5

Mr. Cohen has worked at CUB since 1985, and was appointed Executive Director in 1993. A national consumer leader, Mr. Cohen serves on the Board of Directors of the National Association of State Consumer Advocates (NASUCA). He has been a featured speaker at numerous conferences of the National Association of Regulatory Utility Commissioners (NARUC) and has been invited to testify in Washington before committees of the U.S. House and Senate.

Mr. Cohen will address the competitive environment in the local telecommunication market and the pending matters before the ICC and FCC that may have a dramatic impact on that environment from the consumer’s perspective.

If you have any questions, please call **Jack Pace** at 312-744-6997.

What’s the Password?

Many of you have noticed that while trying to log into the FCBA’s **Online Membership Directory**: http://www.fcba.org/directory_login.shtml, that a password is required. The password can be located **every month on page two** of the *FCBA News*, and will appear at the bottom of the **masthead**. The **masthead** is the box containing the list of the FCBA’s Executive Committee members. The **password changes** on the **10th** of every month.

PRESIDENT’S MESSAGE

CONTINUED FROM PAGE 2

has not begun until late September in order to give members ample time to send in dues renewals and ensure the most current membership information. We are looking for ways to improve the process for future productions, including not tying the timing of the directory production to the dues renewal because we now enjoy an online directory that is maintained throughout the year. Thank you for your patience—we know that the directory is one of the key benefits of FCBA membership as reflected in our member survey.

It is hard to believe but it’s time to begin the Nominations process for next year. Margaret Tobey, immediate past president, will chair this year’s nominations committee. Margaret is currently accepting names for consideration for the various FCBA and Foundation seats. Please let Margaret know if you have an interest in running for office, or if you would like to nominate a worthy candidate.

I hope to see many of you at our February 13th reception honoring Commissioner Adelstein.

Peter D. Shields

JOB BANK

TO RESPOND TO JOB BANK LISTINGS

If the employer is listed, send the information requested directly to the employer. If you are responding to a **BLIND BOX** listing, send **ONE COPY** of the information requested to Heidi Kurtz, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101, or **EMAIL** it to heidi@fcba.org. 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

2.03.1

Sprint Corporation has an opening in its Washington, D.C. Federal Regulatory office for a Senior Attorney with 6+ years experience in the telecom industry. International regulatory experience, excellent research, writing and communication skills required. Please forward

resume and writing sample, with salary requirement to: Sprint Corporation, Attn: Office Manager, 401 9th Street, NW, Suite 400, Washington, DC 20004, Fax # (202) 585-1899.

2.03.2

Communications Law Practice Group in Washington, DC office of a multi-city law firm is looking for a second or third year associate attorney with experience in broadcasting and/or telecommunications matters. Please note this is a blind box ad.

NON-PROFIT

2.03.3

USAC, a dynamic not-for-profit company in downtown DC, has an outstanding opportunity as an Assistant Manager of High Cost Division. The successful candidate will have 3-4 years of direct work experience as a regulatory and/or finance person in the telecom industry; outstanding interpersonal & communication skills; demonstrative problem-solving skills; excellent computer skills with intermediate level of Microsoft Office; at least 1 - 2 years of supervisory experience, and a Bachelor's degree from an accredited college or university. Responsibilities include the day-to-day oversight and operation of approximately three of the six components of the High Cost support mechanism; serve as primary contact for the vendor(s) who perform the high cost administrative functions; Refine and expand upon the existing high cost procedures; oversee and coordinate quarterly high cost filing documents; oversee and prepare quarterly high cost materials for High Cost and Low Income; Committee and Board of Directors meetings; assist the Manager and the Director of the High Cost Support Mechanism with all aspects of administering the high cost support, as needed. Competitive salary, with excellent benefit package. If interested, please

email letter of interest, resume, and salary requirements to jobs@universalservice.org. Can also fax to 202-478-5235 or mail to HR, 2120 L Street, NW, Suite 600, Washington, DC 20037

INTERNSHIPS

Coudert Brothers LLP is interested in hiring part-time, unpaid legal interns immediately. The intern position will include, but not be limited to, working with the Telecommunications Practice Group on domestic and international regulatory matters and assisting with the drafting, editing and publishing of Coudert Brothers' telecommunications newsletter. Applicants should have superior grades and excellent writing, researching and editing skills. Applicants should send resume, cover letter, writing sample and transcript to Coudert Brothers LLP, ATTN: Matthew Vitale, 1627 I Street, NW, Washington, DC 20006.

FCC Enforcement Bureau Internships

The Federal Communications Commission is seeking law student interns to work in the Enforcement Bureau, Investigations & Hearings Division, for the Summer 2003 semester. Ideal candidates should possess an interest in communications law; an ability to interpret complex legal, technical, and policy issues; strong legal research and writing skills; and an ability to interact with individuals at all levels of authority within and outside the organization. Depending on students' interests and the Division's caseload, students may have the opportunity to work on common carrier, media, satellite, and wireless enforcement cases. Submit resumes for consideration to David Janas, djanas@fcc.gov. Please apply by March 14, 2003. For further information on the Enforcement Bureau, and Investigations & Hearings Division, please see the Bureau's web page at www.fcc.gov/eb.

Corporate Mentorship Brown Bag lunch at BET

The Diversity Committee is pleased to announce its first corporate Mentorship brown bag lunch. The luncheon will be held on the campus of Black Entertainment Television, Inc. (Studio II) on **Thursday, February 20, 2003**

from 12:00-2:00 p.m. This event will feature candid perspectives from members of BET's in-house counsel team. Discussion topics will include the daily responsibilities of providing legal support to a media/communications client, career paths for in-house positions, and the benefits and disadvantages of working for a media/communications company. Anyone interested in exploring or developing a career in communications

law focused on media and entertainment should attend this event. There will be a limit of 15 participants. Desserts and beverages will be provided. BET is located at 1235 W Street, NE. **For further information, or to RSVP**, please contact **Monica Desai**, Diversity Committee co-chair, at (202) 418-7419; mdesai@fcc.gov.

FCBA EVENTS, CLE AND COMMITTEE REGISTRATION

Name _____ Organization _____

Address _____ Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____ E-mail _____

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

- Friday, February 7, 2003 – Wireless Luncheon**, Sidley Austin Brown & Wood, Room 6-E, 1501 K Street, NW
Cost: \$15
Registrations and cancellations due by 11:00 a.m., Wednesday, February 5, 2003
-

\$ _____ Total Enclosed Visa MasterCard American Express

Credit card no. _____ Exp. date _____

Signature _____

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

FCBA MENTOR/MENTEE REGISTRATION FORM

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

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

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

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

RECEPTION FOR COMMISSIONER ADELSTEIN REGISTRATION

Thursday, February 13, 2003

**MAYFLOWER HOTEL, 1127 CONNECTICUT AVENUE, NW, GRAND BALLROOM
6:00 TO 8:00 P.M.**

PLEASE RESERVE THE FOLLOWING

_____ Sponsorship(s) at \$250.00 per sponsorship (includes two tickets to the event; recognition in the newsletter; and acknowledgement at the event).

_____ Sponsorship for both Adelstein and Congressional Receptions at \$500.00 includes two tickets to each event.

_____ FCBA Private Sector Member ticket(s) at \$40.00 per ticket.

_____ FCBA Government/Academic/Law Student Member ticket(s) at \$25.00 per ticket.

_____ Non-Member ticket(s) at \$60.00 per ticket

FOR SPONSORSHIP OPPORTUNITIES

Name _____

Organization _____

Address _____

Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____

PLEASE LIST NAMES OF ALL ATTENDEES

PAYMENT INFORMATION

\$ _____ 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
MONDAY, FEBRUARY 10 TO:**

**Federal Communications Bar Association
Adelstein Reception**

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

**NO TICKETS WILL BE MAILED. RESERVATIONS WILL BE
CONFIRMED AT THE REGISTRATION DESK AT THE
RECEPTION.**

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

ANNUAL SEMINAR RESERVATION REQUEST

May 2-4, 2003 • Federal Communications Bar Association

The following daily rates are per room based on the European Plan (no meals)

Please circle preferred rate:

ROOM:

Single Occupancy Double Occupancy
\$215.00 per room \$215.00 per room

SUITES: (BASED ON AVAILABILITY)

Junior: Single - \$315.00 Double - \$315.00
One Bedroom: Single - \$400.00 Double - \$400.00
Two Bedroom: Available Upon Request

Children sharing room with parents:
0 to 18 years - No Charge
Additional Adult - \$80.00 per person, per night

15% service charge and 4.5% sales tax are additional.

Arrival date _____ Departure date _____

Name (please print) _____ No. of adults _____

Room mate (if applicable) _____

Address _____

City _____ State _____ Zip Code _____

Daytime Telephone no _____ (E-Mail) _____ Fax No. _____

Children's names and ages: _____

An advance deposit of the first night's room rate is required to guarantee your reservation. **Early mailing of reservations is highly recommended.** Confirmed reservations are based on room availability. Reservations must be received by **April 2, 2003** or until the room block has been filled. Deposit may be made with Visa, MasterCard, American Express, Diner's Club, and Discover, which will be charged when reservation request is received. If deposit is by check payment must be received with this reservation request. Deposit is refundable if notice of cancellation is received at least 14 days prior to the scheduled arrival date.

Credit Card No. _____ Expiration date _____

Visa MasterCard American Express Discover Diner's Club CCA Member Card _____

Advance reservations and appointments are suggested for all evening dining and recreation to ensure preferred times. Please call 800-838-1766. Check in time is after 4:00 p.m. Check out time is before 12:00 noon.

Reservations request made by: _____ Date: _____

Dress: During the day, casual attire is preferred. Jeans and bathing suits are discouraged in The Great Hall. In the evening, jacket and tie are required in The Dining Room and jackets elsewhere. Casual attire is welcomed at Sam Snead's Tavern and Players Pub.

Mail to: Group Reservations, P.O. Box 2000, Hot Springs, Virginia 24445

Reservations by fax (540-839-7922) or mail only, no phone calls, please.

Visit our website at www.thehomestead.com

CONGRESSIONAL RECEPTION REGISTRATION

**HONORING
MEMBERS OF THE HOUSE COMMITTEE ON ENERGY AND COMMERCE
AND
THE SENATE COMMITTEE ON COMMERCE, SCIENCE AND TRANSPORTATION**

Tuesday, March 11, 2003

6:00 TO 8:00 P.M.

**THE DIRKSEN SENATE OFFICE BUILDING
ROOM SD-106
1ST AND C STREETS, NE**

Please reserve _____ Sponsorship(s) at \$300.00 per sponsorship (includes two tickets to the event, recognition in the newsletter, and acknowledgement at the event)

_____ Sponsorship for both Congressional and Adelstein Receptions at \$500.00 includes two tickets to each event.

Please register _____ FCBA Private Sector Member(s) at \$40.00 per person

Please register _____ FCBA Government/Academic/Law Student Member(s) at \$25.00 per person

Please register _____ Non-Member(s) at \$60.00 per person

Name _____

Organization _____

Address _____

Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____

E-mail _____

Please list names of all attendees (all guests' names must be received by mail, fax, or e-mail no later than Friday, February 23):

\$ _____ 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
THURSDAY, MARCH 6 TO:**

**Federal Communications Bar Association
Congressional Reception**

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.
NO TICKETS WILL BE MAILED. RESERVATIONS WILL BE
CONFIRMED AT THE REGISTRATION DESK AT THE
RECEPTION.**

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

Calendar

February 1	Foundation Volunteers take Martha's Table kids ice skating
February 5	Midwest Chapter Brown Bag Lunch
February 5	Foundation Board of Trustees Meeting
February 7	Pacific Northwest Chapter Luncheon
February 7	Wireless Telecommunications Practice Committee Luncheon
February 8	Volunteer for Bread for the City's Free Legal Clinic
February 11	Chapter Co-Chairs Monthly Conference Call Meeting
February 11	Global Telecommunications Development Committee Brown Bag Lunch
February 13	Reception for Commissioner Adelstein, Mayflower Hotel, Washington, D.C.
February 18	Executive Committee Meeting
February 19	Transactional Practice Committee Brown Bag Lunch
February 19	Young Lawyers Committee Brown Bag Lunch
February 20	Diversity Committee's Corporate Mentorship Brown Bag lunch at BET
February 21	Texas Chapter Brown Bag Lunch
February 21-22	Annual National Telecommunications Moot Court Competition, Washington, D.C.
February 23	Volunteer for Martha's Table and McKenna's Wagon
February 25	Cable Practice Committee Brown Bag Lunch
February 26	Online Communications Committee Brown Bag Lunch
February 26	Young Lawyers Committee Happy Hour at Bidly Mulligan's
February 28	Mass Media Practice Committee Brown Bag Lunch
March 11	6th biennial FCBA Congressional Reception, U.S. Capitol, Washington, D.C.
April 6	FCBA/ABA/NAB Las Vegas Seminar
May 1-2	Computer Law Association Conference
May 2-4	FCBA Annual Seminar at the Homestead Resort, Hot Springs, VA
June 16	Annual Honorable Robert E. Lee Memorial Golf Tournament, Bull Run, Haymarket, VA
June 25	FCBA Annual Meeting and Luncheon with guest, Chairman Powell



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