

Newsletter of the Federal Communications Bar Association

27th Annual Chairman's Dinner on December 5

The **27th Annual Chairman's Dinner** will be held **Thursday, December 5, 2013** at the Washington Hilton, 1919 Connecticut Avenue, NW. The evening will begin with a reception at 6:00 p.m., followed by dinner at 7:30 p.m. in the International Ballroom with remarks by newly confirmed FCC Chairman Thomas Wheeler. Tables, extra seats at tables, and individual tickets are still available for purchase. Sponsor's tables include a \$350.00 tax deductible donation to the FCBA Foundation.

Index

Committee and Chapter Events PAGE 3

► Job Bank PAGE 20

December 2013

FCBA Foundation News PAGE 20

Please use the registration form on page 22 to order tables, extra seats at tables, or individual tickets.

24th Annual Charity Auction – a Spirit of Giving and a Record-Breaking Success!



On Thursday, November 7, 2013, the Young Lawyers Committee and the FCBA Foundation hosted the 24th Annual FCBA Charity Auction. Thanks to our very gracious donors, sponsors, and bidders, and the work of our many volunteers, we are excited to announce that the Auction raised a charity auction **record-breaking \$140,000** to benefit **Horizons Greater Washington** and the **FCBA Foundation**. Horizons Greater Washington develops public-private partnerships between independent and public school communities to provide academic, cultural, and recreational programs designed to empower economically disadvantaged students to realize their full potential. The FCBA Foundation will use its share of the proceeds to provide a scholarship to a local Washington, DC high school student in financial need, who demonstrates outstanding academic and public interest credentials.

This year's Charity Auction was held at the Almas Temple, and it drew a large and lively CONTINUED ON PAGE 7

This Month's Key Events

27th Annual Chairman's Dinner Date/Time: Thursday,

December 5, 6:00 p.m. **Location:** The Washington Hilton, 1919 Connecticut Avenue, NW SEE PAGE 1

31st Annual PLI/FCBA Conference

Date: Thursday, December 5 – Friday, December 6 Location: The Washington Hilton, 1919 Connecticut Avenue, NW ► SEE PAGE 5

International Telecommunications Brown Bag Lunch Date/Time: Tuesday,

December 10, 12:15 – 1:30 p.m.

Location: Squire Sanders, 1200 19th Street, NW, The Capitol Room, 3rd Floor Reception Topic: Meet Satellite Division

Chief Jose Albuquerque and the staff of the Satellite Division SEE PAGE 3

FCC Enforcement CLE

Date/Time: Wednesday, December 11, 6:00 – 8:15 p.m. Location: Arnold & Porter LLP, 555 12th Street, NW Topic: Tolling Agreements, Consent Decrees, and Other Mileposts along the FCC Enforcement Highway ► SEE PAGE 2

International and Wireless Committees Holiday Program and Networking Reception

Date/Time: Wednesday, December 18, 6:00 – 8:30 p.m. Location: House of Sweden, 2900 K Street, NW, Washington, DC ► SEE PAGE 3

CLE Seminars

Wednesday, December 11, 6:00 – 8:15 p.m. Tolling Agreements, Consent Decrees, and Other Mileposts along the FCC Enforcement Highway

The FCBA **FCC Enforcement Committee** will hold a CLE on **Wednesday**, **December 11** from **6:00 – 8:15 p.m**. entitled "Tolling Agreements, Consent Decrees, and Other Mileposts along the FCC Enforcement Highway." This program will be held at Arnold & Porter LLP, 555 12th Street, NW.

Experts from private practice and the FCC will review key enforcement basics, with a focus on issues encountered by practitioners in navigating FCC investigations, including those relating to tolling agreements and consent decrees.

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

Agenda

6:00 – 6:05 p.m. WELCOME & INTRODUCTION Dennis Corbett, Member, Lerman Senter PLLC

6:05 – 7:05 p.m. THE FCC'S INVESTIGATIVE PROCESS

A Q&A format will provide an overview of the process that precedes the resolution phase of an FCC investigation. This session will explore the Enforcement Bureau perspective on various constituent elements of that process, including consumer complaint intake and analysis and other referral sources, Enforcement Bureau letters of inquiry and responses thereto, Notices of Apparent Liability, and reconsideration issues.

Moderator:

Dennis Corbett, Member, Lerman Senter PLLC

Speaker:

Terry Cavanaugh, Chief, Investigations and Hearings Division, Enforcement Bureau, FCC

7:05 – 7:15 p.m. BREAK

7:15-8:15 p.m. AVENUES TO RESOLUTION OF AN INVESTIGATION

This panel will review issues that attend resolution of an FCC investigation, from the stopgap function served by tolling agreements to the more permanent solution offered by consent decrees. The particular language of these types of agreements will be explored, as will relevant statutes of limitations. The discussion will also encompass the FCC's seldom-used formal hearing option as well as the pay, pay and appeal, and trial de novo alternatives found at the end of a forfeiture's road.

Moderator: **Dennis Corbett**, Member, Lerman Senter PLLC

Speakers:

Steven Augustino, Partner, Kelley Drye and Warren LLP

Patrick O'Donnell, Partner, Wiltshire and Grannis LLP

Eve Klindera Reed, Partner, Wiley Rein LLP

Terry Cavanaugh, Chief, Investigations and Hearings Division, Enforcement Bureau, FCC



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COMMITTEE AND CHAPTER Events

FCC Enforcement Committee

Event: CLE Seminar

Date/Time: Wednesday, December 11, 6:00 – 8:15 p.m.

Location: Arnold & Porter LLP, 555 12th Street, NW

Topic: Tolling Agreements, Consent Decrees, and Other Mileposts along the FCC Enforcement Highway

To register: Click here or go to the **FCBA Website – Calendar of Events** or use the form on **page 21**.

International Telecommunications Committee

Event: Brown Bag Lunch

Date/Time: Tuesday, December 10, 12:15 – 1:30 p.m.

Location: Squire Sanders, 1200 19th Street, NW, The Capitol Room, 3rd Floor Reception **Topic:** Meet Satellite Division Chief Jose Albuquerque and the staff of the Satellite Division. Mr. Albuquerque has recently joined the Federal Communications Commission's International Bureau as Chief of the Satellite Division. Come meet Mr. Albuquerque and other members of the Satellite Division, and hear about the Division's priorities.

To RSVP: Click here or go to the **FCBA Website – Calendar of Events**.

Event: Holiday Program and Networking Reception co-hosted by the Wireless Telecommunications Committee

Date/Time: Wednesday, December 18, 6:00 – 8:30 p.m.

Location: House of Sweden, 2900 K Street, NW, Washington, DC

Cost: \$10.00 for FCBA members; \$25.00 for non-members

*Special thanks to Ericsson for their sponsorship of this event.

For questions: Contact Kelley Shields, Kelley.Shields@ericsson.com.

For more information: See page 4. To register: Click here or go to the FCBA Website – Calendar of Events or use the form on page 21.

MASS MEDIA COMMITTEE

Event: Brown Bag Lunch co-hosted by the Video Programming and Distribution Committee

Date/Time: Friday, December 20, 12:15 – 1:30 p.m.

Location: Wiley Rein LLP, 1776 K Street, NW **Topic:** Meet the Press: A Conversation with Journalists Who Cover Telecommunications, Media and Technology Policy. Please join us for our annual, dynamic brown bag luncheon where distinguished members of the press offer their views on communications policies, the new FCC leadership, and forecast the hot issues in 2014. **Speakers:** Katy Bachman, Ad Week; Brooks Boliek, Politico; Todd Shields, Bloomberg; and Cecilia Kang, Washington Post

Moderator: Dennis Wharton, National Association of Broadcasters

To RSVP: Click here or go to the **FCBA Website – Calendar of Events**.

Privacy and Data Security Committee

Event: Brown Bag Lunch

Date/Time: Wednesday, December 11, 12:15 – 1:30 p.m.

Location: Kelley Drye & Warren LLP, 3050 K Street, NW, Suite 400 (Georgetown/Foggy Bottom Metro)

More Information: As incidences of cybercrime and digital espionage have grown, it has become increasingly important for governments, corporations, and private individuals to understand the "how" of these attacks. In this brown bag lunch, two noted cybersecurity experts, Jody Westby and Chet Hosmer, will team up to provide an overview of common cybersecurity threats, describe the means through which these cyberattacks are carried out, and discuss some of the measures that public and private sector entities can take to respond to these attacks and protect against them. The presentation will bring a unique combination of technical, legal, policy, and operational expertise to these issues and help link the issues that the FCBA Privacy & Data Security and Technical and Engineering Practice Committees are concerned about. Speakers: Jody Westby, CEO, Global Cyber Risk (bio); Chet Hosmer, Chief Scientist and Sr VP, Allen Corporation of America & Founder, WetStone Technologies

To RSVP: Click here or go to the **FCBA Website – Calendar of Events**.

Video Programming and Distribution Committee

Event: Brown Bag Lunch co-hosted by the Mass Media Committee

Date/Time: Friday, December 20, 12:15 – 1:30 p.m.

Location: Wiley Rein LLP, 1776 K Street, NW

Topic: Meet the Press: A Conversation with Journalists Who Cover Telecommunications, Media and Technology Policy. Please join us for our annual, dynamic brown bag luncheon where distinguished members of the press offer their views on communications policies, the new FCC leadership, and forecast the hot issues in 2014.

Speakers: Katy Bachman, Ad Week; Brooks Boliek, Politico; Todd Shields, Bloomberg; and Cecilia Kang, Washington Post

Moderator: Dennis Wharton, National Association of Broadcasters

To RSVP: Click here or go to the **FCBA Website – Calendar of Events**.

Wireless Telecommunications Committee

Event: Holiday Program and Networking Reception co-hosted by the International Telecommunications Committee

Date/Time: Wednesday, December 18, 6:00 – 8:30 p.m.

Location: House of Sweden, 2900 K Street, NW, Washington, DC

Cost: \$10.00 for FCBA members; \$25.00 for non-members

*Special thanks to Ericsson for their sponsorship of this event.

For questions: Contact Kelley Shields, Kelley.Shields@ericsson.com.

For more information: See page 4. To register: Click here or go to the FCBA Website – Calendar of Events or use the form on page 21.

Atlanta Chapter

Event: Public Policy Luncheon Series: A Conversation with FCC Commissioner Jessica Rosenworcel co-sponsored by the Center for Advanced Communications Policy, GA Tech **Date/Time:** December 11, 12:00 – 1:30 p.m. The doors will open at 11:30 a.m. and the panel discussion will begin promptly at 12:00 Noon.

Location: Georgia Tech Research Institute (GTRI) Building, 250 14th Street, NW, Atlanta, GA 30318

More information: Box lunches will be available for a \$10.00 fee. Beverages are complimentary. If you desire lunch, please make your sandwich selection when submitting your RSVP. The choices are: Ham and Swiss, Turkey and Swiss, Tuna Salad, Chicken Salad, or Vegetarian.

To register, **contact: jackie@cacp.gatech**. **edu**, or 404-385-4612

Contact Information Updates

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

COMMITTEE AND CHAPTER News



House of Sweden

International and Wireless Telecommunications Committees Holiday Program and Networking Reception on December 18

Ioin members of the FCBA International and Wireless Telecommunications Committees for a Holiday Program and Networking Reception co-hosted by Ericsson on Wednesday, December 18, 2013 from 6:00 - 8:30 p.m. at the Swedish Embassy, located at 2900 K Street, NW, Washington, DC 20007. Enjoy an evening event with special keynote speaker and a chance to network, while also enjoying an exhibit on Networked Society, a Swedish holiday smorgasbord, and traditional Scandinavian Santa Lucia procession. With its modern design, the House of Sweden adds a distinctively Scandinavian touch to the Georgetown Harbor and the waterfront. For directions and more information on the House of Sweden, see http://www.houseofsweden.com.

Special thanks to Ericsson for their sponsorship of this annual event!

For questions, contact **Kelley Shields**, **Kelley.Shields@ericsson.com**. Please register no later than 12:00 Noon on Monday, December 16.

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

FCBA Atlanta Chapter and the Georgia Tech Center for Advanced Communications Policy present Public Policy Luncheon Series: A Conversation with FCC Commissioner Jessica Rosenworcel on December 11

Date/Time: Wednesday, December 11, 2013, 12:00 – 1:30 p.m.

Co-sponsored by the Atlanta Chapter of the Federal Communications Bar Association (FCBA) and the (CACP) **Location**: Georgia Tech Research Institute (GTRI) Building, 250 14th Street, NW, Atlanta, GA 30318

Welcome by Joiava Philpott, Cox Communications

Moderated by James White, Center for Advanced Communications Policy, GA Tech

Jessica Rosenworcel was nominated for a seat on the Federal Communications Commission by President Barack Obama and on May 7, 2012 was confirmed unanimously by the United States Senate. She was sworn into office on May 11, 2012.

Commissioner Rosenworcel brings a decade and a half of public sector and private sector communications law experience to her position at the FCC. This experience has shaped her belief that in the 21st century strong communications markets can foster economic growth and security, enhance digital age opportunity, and enrich our civic life.

The doors will open at 11:30 a.m. and box lunches will be available at that time for a \$10.00 fee. The beverages are complimentary. If you desire lunch please make your sandwich selection when submitting your RSVP. The choices are: Ham and Swiss, Turkey and Swiss, Tuna Salad, Chicken Salad, or Vegetarian. The Panel discussion will begin promptly at 12:00 Noon.

To register, contact: jackie@cacp.gatech. edu, or 404-385-4612.

You may pay for your lunch with cash or check at the door (*no credit/debit cards please*) or you may send your check made **payable to** *Georgia Tech* to Jackie Herndon, CACP, 500 Tenth Street, NW, Atlanta, GA 30318.

SPECIAL Events

December 5-6 PLI/FCBA 31st Annual Institute on Telecommunications Policy & Regulation

For the 31st consecutive year, the FCBA and the Practising Law Institute will co-sponsor an annual conference on "Telecommunications Policy and Regulation." This year's Institute will be held on December 5-6, at the Washington Hilton, 1919 Connecticut Avenue, NW, Washington, DC.

The Institute will provide attendees with a comprehensive understanding of the hot button issues facing the telecommunications industry today – at the FCC, Congress, and within the Executive and Judicial branches. Featuring a faculty of expert practitioners, in-house counsel from telecommunications organizations, and key officials from the FCC and the Administration, this program will address the latest developments in wireline, wireless, and privacy issues, and will feature a Congressional staff panel.

Julius P. Knapp, Chief of the Office of Engineering and Technology, Julie Veach, Chief of the Wireline Competition Bureau, and **Roger Sherman**, Acting Chief of the Wireless Telecommunications Bureau, will provide attendees with tutorials on their respective areas.

Once again, the Institute will include a spirited debate – this year on "*The Future* of *Telecommunications Policy*," with **Earl W. Comstock** of Comstock Consulting LLC facing off against **Lawrence J. Spiwak** of the Phoenix Center for Advanced Legal & Economic Public Policy Studies, and FCBA President-Elect, **David Gross**, as moderator.

Kathleen Q. Abernathy, Mark D. Schneider, and **Peter D. Shields** of the FCBA's Conference Planning Committee will serve as Institute co-chairs. In addition, a number of FCBA members will moderate or participate on the various program segments.

A registration form for the 1½ day seminar is on **page 23**. As noted, a registration fee discount is available to FCBA members.

Practising Law Institute in cooperation with the Federal Communications Bar Association present: The 31st Annual Institute on Telecommunications Policy & Regulation

Thursday, December 5

9:00 a.m. WELCOME

Joseph M. Di Scipio, President, Federal Communications Bar Association

9:15 a.m. FEATURED SPEAKER

9:45 a.m. CONGRESSIONAL STAFF PANEL: HOT TOPICS FROM CAPITOL HILL PERSPECTIVE

 Major legislative developments in 2013, including spectrum auctions, FirstNet, E-Rate 2.0, Lifeline, FCC reform, cybersecurity, and video programming

Panelists:

John B. Branscome, U.S. Senate Commerce Committee Shawn H. Chang, U.S. House Energy and Commerce Committee David B. Quinalty, U.S. Senate Commerce Committee David J. Redl, U.S. House Energy and Commerce Committee

FCBA Co-Moderators: **Peter D. Shields**, Wiley Rein LLP **Kathleen Wallman**, Kathleen Wallman, PLLC

10:45 a.m. NETWORKING BREAK

11:00 a.m. TECHNOLOGY OVERVIEW

Julius P. Knapp, Chief, Office of Engineering and Technology, FCC

11:45 a.m. TUTORIAL: DEVELOPMENTS IN WIRELINE COMMUNICATIONS

Julie Veach, Chief, Wireline Competition Bureau, FCC

12:15 p.m. LUNCHEON AND FEATURED SPEAKER

1:45 p.m. WIRELINE PANEL: HOT TOPICS AND ISSUES IN WIRELINE TELECOM POLICY

- The FCC's reform of its Connect America Fund, Lifeline, E-Rate and Rural Health Care programs
- The FCC's reform of intercarrier compensation
- Other important issues, including the Open Internet Order, special access reform, universal service contribution reform, the trials for emerging all-Internet Protocol (IP) networks, disabilities access for advanced services, and FCC consumer protection initiatives

Panelists:

Grannis, LLP

Harold Feld, Public Knowledge
Rebekah P. Goodheart, Federal
Communications Commission
William H. Johnson, Verizon
Keith Oliver, Home Telecom
The Honorable Ryan B. Palmer, Public
Service Commission of West Virginia
Charles W. McKee, Sprint Corporation

FCBA Co-Moderators: Kathleen Q. Abernathy, Frontier Communications Corporation John T. Nakahata, Wiltshire &

2:45 p.m. TUTORIAL: DEVELOPMENTS IN WIRELESS COMMUNICATIONS

Roger Sherman, Acting Chief, Wireless Telecommunications Bureau, FCC

3:15 p.m. NETWORKING BREAK

CONTINUED ON NEXT PAGE

SPECIAL Events

3:30 p.m.

WIRELESS PANEL: HOT TOPICS AND ISSUES IN WIRELESS TELECOM POLICY

- FCC actions during the past year with respect to the reallocation of government spectrum for commercial use, Mobile Satellite Services spectrum, and the 700 MHz band, including public safety and FirstNet
- Rulemaking proceedings regarding mobile spectrum holdings, radio frequency exposure policies, and availability of in-flight Wi-Fi, and disability access
- Developments on mergers and wireless market analysis

Panelists:

Scott K. Bergmann, CTIA – The Wireless Association Steven K. Berry, Competitive Carriers Association David Goldman, Federal Communications Commission Joan Marsh, AT&T Services, Inc. Matthew F. Wood, Free Press

FCBA Co-Moderators: **Ari Q. Fitzgerald**, Hogan Lovells US LLP **Regina M. Keeney**, Lawler, Metzger, Keeney & Logan, LLC

4:30 p.m. FEATURED SPEAKER

5:00 p.m. ADJOURN

Friday, December 6

9:00 a.m. FEATURED SPEAKER

9:30 a.m. PRIVACY PANEL

- Compliance in developing areas such as online advertising, mobile services, and information security
- Status and projected effectiveness of government-facilitated

multistakeholder models and voluntary, but enforceable, industry codes of conduct

- Likely scope and outcome of proposed federal consumer privacy laws
- Evolving enforcement rationales and remedies: Trends in 2013

Panelists:

Justin Brookman, Center for Democracy & Technology's Project on Consumer Privacy Marc M. Groman, Network Advertising Initiative Linda Gardner, CenturyLink Maneesha Mithal, Federal Trade Commission John Verdi, National

Telecommunications and Information Administration

FCBA Co-Moderators: **Matthew S. DelNero**, Covington & Burling LLP **Nancy C. Libin**, Wilkinson Barker Knauer, LLP

10:30 a.m. NETWORKING BREAK

10:45 a.m. FEATURED SPEAKER

11:15 a.m.

DEBATE: THE FUTURE OF TELECOMMUNICATIONS POLICY

Panelists: Earl W. Comstock, Comstock Consulting LLC Lawrence J. Spiwak, Phoenix Center for Advanced Legal & Economic Public Policy Studies

FCBA Moderator: **Amb. David Gross**, Federal Communications Bar Association President-Elect

12:00 noon

Sunday, April 6, 2014 – Save The Date! FCBA/ABA/NAB 33rd Annual "Representing Your Local Broadcaster"

The 33rd Annual FCBA/ABA/NAB Representing Your Local Broadcaster Annual Seminar will be held on **Sunday**, **April 6, 2014** at the Encore Wynn Hotel in Las Vegas, Nevada. Program details will be coming soon.

HOTEL: Housing fills quickly for this event, which again will be held on Sunday, April 6th, at the Encore Hotel, 3121 Las Vegas Blvd. South, Las Vegas, NV 89109. NAB has arranged for a limited number of rooms at the Encore for ABA Forum program attendees. For reservations at the discounted NAB Show rate, you must make your reservations through NAB's housing office, Expovision, at 1-888-622-8830 or 703-205-9114. You may also make your reservations online at: http://attendeemx.expobook.com/ home/index/255?utm_source=nabshowcom&utm campaign=1&utm medium=show-site.

* **NOTE: Reservations must be made by March 7, 2014.** AVAILABILITY OF RESERVATIONS FOR SATURDAY ARRIVAL IS EXTREMELY LIMITED. Please be sure to identify yourself as attending the ABA Forum program.

CONTINUED FROM PAGE 1

crowd. In addition to bidding at silent auction tables and a raffle, the evening included a live auction featuring awardwinning professional auctioneer **B.J. Jennings**. Facilitating the bidding were celebrity emcees **Robert McDowell** and **Joe Di Scipio**. We would like to extend a special thanks to the auctioneer and emcees for their entertaining and very effective efforts!

As always, FCBA members were generous in their prize donations and in their bidding at the Auction. Prizes attracting high bids and generating the most live auction competition included: a VIP trip for two to the 2014 NCAA® Men's Final Four® in Dallas, Texas, courtesy of AT&T Services, Inc.; a wine tasting for the winning bidder and 12-15 guests at the Washington, DC home of host Bryan Tramont, courtesy of Bryan Tramont; an all-inclusive dinner for two and one night's lodging at The Inn at Little Washington, courtesy of CenturyLink; a seven-course dinner for four, with wine pairings, in the Chef's Kitchen at Volt, including limousine service, courtesy of Kelley Drye & Warren LLP; two tickets to the Baltimore Orioles versus Boston Red Sox at Fenway Park and a gift card for travel, courtesy of Comcast/NBCUniversal; dinner for four people at Komi, courtesy of NCTA; a week-long stay in Paris, France, in a trendy Left Bank apartment, courtesv of Steve Lerman. Lou Levv. Laura Berman, Brian Madden, Linda Feldmann, Sally Buckman, Meredith Senter, Scott Pippin, Nancy Ory, and Andrea Lee Negroni; and tickets to the BET Honors, courtesy of BET Networks.

This year's **GRAND PRIZE** for the raffle was an **LG ULTRA-HIGH-DEFINITION TV, 55-inch Model 55LA9650, valued at \$4,500.00**, courtesy of **LG Electronics USA**. Congratulations to **Wayne Johnsen**, the grand prize winner. Thank you to everyone that purchased raffle tickets – we raised almost \$17,000 for Horizons Greater Washington and the FCBA Foundation from raffle sales!



Thank you to the 24th Annual Charity Auction Committee and the sponsors and members who gave prizes, volunteered their time, and bid on the various items up for auction. It was an amazing night and a marvelous success. You have made all of us very proud.

-The FCBA Executive Committee and the FCBA Foundation Board of Directors

The Charity Auction Committee is deeply grateful to all prize donors and the winning bidders for helping to make the Auction a success. Thank you to all of the FCBA members and law students that volunteered time and energy to plan the Auction, solicit prizes, and work the night of the Auction. The Auction Committee, Subcommittee Co-Chairs, law student volunteer recruiters, and volunteers are listed on **page 14** of the newsletter. Thanks also to the FCBA Executive Committee, the FCBA Foundation Board, and the entire FCBA office staff for their assistance and support!

Finally, we would like to thank our sponsors. The Auction would not have been possible without their generosity and support: **AT&T Services, Inc., Cahill Gordon & Reindel LLP, Covington &**





Burling LLP, Davis Wright Tremaine LLP, Eckert Seamans Cherin & Mellott, LLC, Google Inc., Hogan Lovells US LLP, National Association of Broadcasters, Sidley Austin LLP, T-Mobile US, Inc., Wiley Rein LLP, Wilkinson Barker Knauer, LLP, Willkie Farr & Gallagher LLP, and Wiltshire & Grannis LLP.

Photos by Mark Van Bergh

























FCBA NEWS











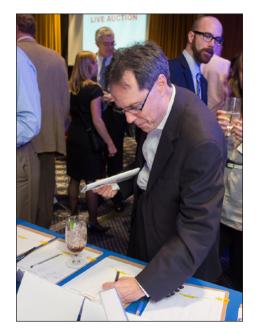


FCBA NEWS





































The FCBA would like to thank those who helped make the 24th Annual Charity Auction a huge success!

CHARITY AUCTION COMMITTEE

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Get to Know an FCBA MEMBER

Jennifer Hightower, Senior Vice President Legal and Regulatory Affairs, Cox Communications, Inc.

By: Laura Phillips

I had the chance to catch up with Jennifer Hightower to discuss what she's been up to lately keeping her company's legal and regulatory priorities in order and operations

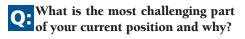
humming along at Cox Communications. Jen has worked at Cox in a number of legal and regulatory capacities since 1997 and in her current capacity she oversees legal and regulatory matters. Cox Communications is one of the nation's pre-eminent integrated digital cable entertainment, broadband Internet and telephone service providers. Jen is resident at Cox's Atlanta, Georgia headquarters. I asked Jennifer about her perspective on her career in communications, on how she manages and helps to set priorities for a company like Cox, as well as what it is like to be an FCBA member outside of the DC metro area.

Q: What attracted you to the field of communications?

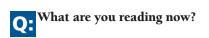
A: I would say what attracted me to communications was not so much the desire to learn all about communications but rather, I was attracted to two particular companies that had strong reputations and opportunities. In each case I ended up working on communications matters. Another way of saying it is that I had been a litigator in a law firm and after four years of that I wanted a change. I had the good fortune to land at BellSouth right around the time of the Telecommunications Act of 1996 implementation. Anyone active at that time recalls what a wide range of interesting work there was. I was part of a legal and regulatory team of six who were thinking broadly and working through BellSouth's implementation process and strategies. It was really exciting stuff. When I moved over to Cox Communications, I was brought on board to be a commercial attorney primarily, with some regulatory responsibilities. That morphed over time to be a real mix of commercial and regulatory responsibilities. I was fortunate to be able to learn on the job. So, communications was not where I started, but it is where I happily am now.

Q: Has your career progressed the way you envisioned?

A: No, but only because I had no master plan or grand vision for career development. Once I determined I did not want to be a litigator in a law firm, I then looked for places to go where I thought the work would be interesting. So much changes so quickly that it strikes me that trying to have a long term grand plan may be impractical. I just always want to be engaged doing interesting things. Interesting to me means continuing to learn and be challenged in whatever role I have. I would say that the collision of communications regulation and commercial legal issues that happens nearly every day at Cox has fortunately allowed me to be able to learn new things at every step of my career at the company. I started as Corporate Counsel on the commercial side, mostly assisting with aspects of getting Cox's local telephone business operations up and running. There was a bit of regulatory work associated initially with that role that just grew over time through Cox's expansions into wireless, the growing broadband services and wireline/voip business lines. I moved from Vice President, Regulatory to Assistant General Counsel to Senior Vice President over all legal compliance matters for Cox Communications. I now work with an outstanding team of 70 people covering the waterfront for the company.



A: There are a number of challenges, I cannot really settle on just one that trumps the rest. First, it's simply a challenge to be agile and constantly able to think through all the things that come at us, sometimes at tremendous speed. One prime example of this is the effort it takes to keep up with technology and what it enables operationally and the legal ramifications of all that. Second, it can be a challenge to understand and incorporate in your thinking that there is always a financial impact to the business of legal or regulatory decisions that are being made. You need to make sure these things are weighed in any important decision. Then I would say another challenge is sure that people are being managed effectively, that my team and I stay current on the relevant things that matter to the business. Partnering effectively with the business teams within Cox Communications is fun and exciting but it can also be challenging. Certainly a lot can happen quickly and as the company's legal or regulatory team, we don't want to be constantly reacting as opposed to helping think through issues and be ahead of some of them. There certainly are many new things on the horizon both from the standpoint of technology and from the standpoint of competition across products and geography. Every business I know of seems to be working with fewer resources than a just a couple of years ago, even as there is more complexity to be managed and Cox Communications is no different. Did I mention how challenging it is to be what is now considered to be a medium-sized cable operator trying to think through the myriad of possible program access issues? It's a bit like three dimensional chess, without a playbook.



Well my book club is reading John Steinbeck's *East of Eden*. I'm reading *Wonder*, by R. J Palacio, along with my sons. And just to mix it up a bit, I'm also

Get to Know an FCBA MEMBER

reading Doris Kearns Goodwin's latest book, *The Bully Pulpit: Theodore Roosevelt*, *William Howard Taft and the Golden Age of Journalism*. So, clearly, I enjoy jumping around and reading a couple of things at once, so I can read whatever suits me when I have the time.

What surprised or impressed you most about people you've worked with and why?

A: I've been really impressed by how smart in general folks in the communications industry are. In particular, the communications bar which includes a number of folks in my company by the way – has consistently struck me as strategic and thoughtful and the bar as a whole displays a sense of curiosity and engagement. As a group they tend to take continuous learning seriously. I've also been impressed about how friendly and courteous that FCBA members in general are to one another, even when they represent polar opposite interests. It's telling to me, as it is I have seen other bar or professional associations where people do not have a broad sense of community that the FCBA does. People in the FCBA just cooperate like I have not seen elsewhere.

DC Bar Lawyer Assistance Program

The DC Bar offers a free, confidential program for lawyers and law students who are experiencing problems, such as addiction, mental health symptoms or stress, which interfere with their personal or professional Telephone or face-tolives. face consultations with licensed counselors are available. The program also provides mentors. Here is a link to a more detailed description of the counseling opportunities that are offered: http://www.dcbar.org/for_ lawyers/bar_services/counseling/ about.cfm.

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

A: I would say that as you go through your professional life, you always want to avoid being too wedded to what you think you know. Sometimes you might be surprised there is another answer that can come from an unexpected avenue. As for career advice, I'd say you should never be adverse to taking a risk and making a change, which is a hard thing for lawyers to get their arms around. Finally, taking the long view of what can make a positive difference in career success, I think everyone needs to find a teacher, a mentor and a sponsor to help you progress at different points and times over the course of a career. Ideally you need one of each.

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

Well, I have three boys under the age of 10 and I met my husband at work, of all places. Honestly, what people

may not know is that I was a singer in my youth. An alto, no surprise. I was part of a show choir. We did show choir trips and I even sang at Disney!

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

For 12 years and I was chair of the FCBA for 12 years and I was chair of the Atlanta Chapter for five of those years. I think the main value of the FCBA, particularly for someone who is not located in Washington, is the constant learning opportunities the FCBA and its chapters and committees provide. The CLE offerings are very informative, they are a way of keeping up with what communications professionals in DC think are important topics and evolving trends.

Is there an FCBA member you'd like to see profiled in future columns? If so, please contact **Laura Phillips** at **laura**. **phillips@dbr.com**.

Interested in Hosting an FCBA event?

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

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

FCBA LUNCHEON WITH FCC COMMISSIONER ROSENWORCEL on October 29











Photos by Mark Van Bergh

FCBA LUNCHEON WITH FCC COMMISSIONER ROSENWORCEL on October 29









FCBA LUNCHEON WITH FCC COMMISSIONER ROSENWORCEL on October 29











FOUNDATION News

Volunteer at Martha's Table on December 29

On **Sunday**, **December 29**, **2013**, from **10:00 a.m. – 1:00 p.m.**, the FCBA will be preparing and distributing food at the FCBA Foundation's partner charity, Martha's Table. The FCBA has been meeting monthly to volunteer at Martha's Table for many years. Martha's Table

feeds hundreds of homeless adults and children on the streets of Washington daily, through its mobile soup kitchen. Martha's Table is located in a yellow building at 2114 Fourteenth Street, NW, in the District, near the intersection of 14th and U Streets. On-street parking is available. Volunteers are asked to bring food if possible, (e.g., cold cuts, bread, peanut butter, jelly, vegetables and potatoes) because the center often runs out of donated food. Please mark your calendars, bring your friends and children, and participate in this great volunteer effort. If you are able to volunteer, please contact **Howard Weiss** at 703-812-0471, **weiss@fhhlaw.com**.

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

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 Kerry Loughney, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101, or **EMAIL** it to **kerry@fcba.org**. Please clearly indicate the Blind Box number to which you are responding. If you are applying to a Blind Box, you may enclose a separate note to the FCBA specifying any organization to which you do not wish your application to be forwarded. Responses to Blind Box listings can be accepted only from FCBA members.

TO LIST A JOB

Complete a Job Bank Form and send or fax the Form and the appropriate payment to Kerry Loughney, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101. In addition, please email the text of the ad to **kerry@ fcba.org**. Listings and payment received by the 15th day of each month will appear in the next month's newsletter. If possible, ads should not exceed 75 words. Please call the FCBA, (202) 293-4000, for a Job Bank Form. (No headhunters please).

LAW FIRM / CORPORATE

11.13.1

Associate – Wilkinson Barker Knauer, LLP, seeks associate candidates at all levels for its top-tier communications and privacy practices in Washington, DC. Applicants should possess outstanding academic credentials, superb writing ability, excellent analytical skills, good judgment, and experience or interest in privacy and/or communications law. We provide competitive compensation and benefits, excellent partnership prospects, and an enjoyable, good-natured work environment. At WBK, we have combined the benefits of a dynamic, mid-sized boutique with the unique opportunities available to one of the largest communications and technology practices in the nation. The firm consistently is involved in cutting-edge legal, policy, transactional, and business issues for a broad array of industryleading clients. We also have managed to avoid strict hierarchies, thick policy manuals, or a bureaucratic outlook. As such, WBK offers meaningful leadership and practice development opportunities for attorneys at all levels.

Please send your resume, law-school transcript, and a single writing sample (not edited by others) to **Recruiting@wbklaw.com**. All inquiries will be kept in confidence.

COMMITTEE/CHAPTER EVENT Registration Form

Name	Organization
Address	Suite/Room/Apt
City/State/Zip	
Phone	_E-mail

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

- Wednesday, December 11, 6:00 8:15 p.m. CLE Seminar on Tolling Agreements, Consent Decrees, and Other Mileposts along the FCC Enforcement Highway. Location: Arnold & Porter LLP, 555 12th Street, NW. Cost: \$135.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; \$25.00 for Student Members; \$205.00 for Non-Members Registrations and cancellations due by 12:00 Noon, Tuesday, December 10, 2013.
- Wednesday, December 18, 6:00 8:30 p.m. Holiday Program and Networking Reception co-hosted by the International and Wireless Telecommunications Committees and Ericsson. Location: The Swedish Embassy, 2900 K Street, NW, Washington, DC. Cost: \$10.00 for FCBA Members, \$25.00 for Non-Members
 Registrations and cancellations due by 12:00 Noon, Monday, December 16, 2013.

Signature___

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.

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: **wendy@fcba.org**

27TH ANNUAL CHAIRMAN'S DINNER Registration

Thursday, December 5, 2013

HILTON WASHINGTON & TOWERS 1919 CONNECTICUT AVENUE, NW

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

PURCHASE OF TABLE:

FCBA FOUNDATION SPONSOR:*

_____ table(s) (ten guests per table) at \$3,100.00 per table or _____ table(s) (ten guests per table) at \$2,750.00 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 \$275.00 each
- FCBA Government/Academic/Law Student Member ticket(s) at \$120.00 each
- Non-Member ticket(s) at \$375.00 each

Name			
Address			
		Fax	
\$	Total Enclosed	□ Visa □ MasterCard □ American Expres	s
Credit card no			_ Exp. date
Signature			

PLEASE SEND THIS FORM AND A CHECK MADE PAYABLE TO THE "FCBA" NO LATER THAN NOVEMBER 25 TO:

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

PLEASE NOTE THAT SEATING IS RESERVED AND TICKETS WILL **BE PREPARED FOR PICK-UP FROM THE FCBA OFFICE AFTER NOVEMBER 24.**

Cancellation Policy: Cancellations will be accepted and fees refunded if notice is received in writing no later than Wednesday, November 27. 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)), the Chairman's Dinner appears to gualify as a widely attended gathering. The value of an individual ticket to the dinner is \$275.00. Most employees of the Federal Communications Commission may be directly invited to attend the dinner as guests of individuals and organizations purchasing tables or tickets. In most cases, individuals and organizations may issue invitations to the Chairman's Dinner without the involvement of the FCBA. Some agencies, departments and branches of the Federal Government, however, apply additional stipulations above the regulations issued by the Office of Government Ethics. Individuals who have signed the Administration's Ethics pledge cannot accept invitations from most registered lobbying organizations or registered lobbyists. While this event has qualified as a widely-attended-gathering in previous years, each FCC employee is required to obtain individual ethics clearance based on matters they are working on within the Commission. Employees of the Commerce Department are required to obtain individual ethics clearance through the Department's Office of General Counsel. Invitations to Members of Congress, Congressional Staff, and employees of the Department of State must be issued by the FCBA. Contact the FCBA for additional information. Requests for invitations to be sent from the FCBA must be emailed to Stan Zenor (stan@fcba.org) and received by Friday, November 22, 2013.

31st Annual INSTITUTE ON TELECOMMUNICATIONS POLICY & REGULATION REGISTRATION

CO-SPONSORED BY THE FCBA AND THE PRACTISING LAW INSTITUTE

Thursday, December 5 and Friday, December 6, 2013

WASHINGTON HILTON, 1919 CONNECTICUT AVENUE, NW, WASHINGTON, DC

Name				
Organization				
Phone	Fax	E-mail		
 I am a member of the FCBA and/or PLI (Registration Fee is \$1,525.50) I am a Privileged Member of PLI (Registration Fee is \$0.00) I am not a member of the FCBA or PLI (Registration Fee is \$1,695.00) I wish to obtain state bar CLE credit for this program from (name of state) 				

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:	FAX:	WEB SITE:	REGISTRATION DESK AT PROGRAM:
(800) 260-4PLI	(800) 321-0093	http://www.pli.edu	(202) 483-3000

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 submitted four weeks before the date of the program. Students must submit a copy of their student ID card.

Calendar

December 5	27th Annual Chairman's Dinner
December 5-6	31st Annual PLI and FCBA Conference
December 10	International Telecommunications Committee Brown Bag Lunch
December 11	Privacy and Data Security Committee Brown Bag Lunch
December 11	CLE Seminar: Tolling Agreements, Consent Decrees, and Other Mileposts along the FCC Enforcement Highway presented by the FCC Enforcement Committee
December 11	FCBA Atlanta Chapter and the Center for Advanced Communications Policy, GA Tech present the Public Policy Luncheon Series: A Conversation with FCC Commissioner Jessica Rosenworcel
December 18	Holiday Program and Networking Reception co-hosted by the FCBA International and Wireless Telecommunications Committees and Ericsson at the House of Sweden
December 20	Mass Media and Video Programming and Distribution Committees Brown Bag Lunch
December 29	Volunteer and Martha's Table
May 16-18	Annual Seminar, The Homestead, Hot Springs, VA



FEDERAL COMMUNICATIONS BAR ASSOCIATION

1020 19th Street, N.W. Suite 325 Washington, D.C. 20036 www.fcba.org