

fcba NEWS

Newsletter of the Federal Communications Bar Association

NOVEMBER 2021

32nd Annual FCBA Charity Auction on November 10: What to Expect

The 32nd Annual Charity Auction will take place **Wednesday, November 10, 2021**. The virtual gala starts at 5:30 p.m. ET with a pre-show starting at 5:00 p.m. This year, the online auction will be open for bidding **November 5-12, 2021**. For more details, check out the event page: www.avstream.me/fcba2021.

While we will miss seeing everyone in person again this year, the transition to a virtual format for last year's auction was a smashing success, and we are looking forward to what is sure to be another memorable night. As attendees to last year's virtual gala will recall, the FCBA team and volunteers have worked hard to recreate the auction experience while streaming it directly into your homes. In addition to a handful of surprise guest appearances and

interactive components designed to get attendees "participating" from home, here's what you can expect from this year's distanced soiree.

WHAT WILL THE PROGRAM BE LIKE DURING THE 32ND ANNUAL FCBA CHARITY AUCTION?

This year's FCBA Charity Auction will follow the format of last year's virtual gala. We will be featuring a livestream of surprise guests, familiar faces from the FCBA community, performances, and—of course—an amazing online auction with packages you'll only find from FCBA! We'll also hear from this year's beneficiaries, Rosie Riveters and the FCBA Foundation.

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FCBA Third Annual Women's Summit Series Session 1: Thursday, December 2, 3:00 – 4:30 p.m. ET "Decryption Key: Unlocking Women's Excellence in Cybersecurity Law and Policy"

In partnership with the ABA Antitrust Women.Connected, WICT – Women in Cable Telecommunications (Baltimore/DC Chapter), and the Women's Bar Association of the District of Columbia, and the FCBA Cybersecurity and Privacy and Data Security Committees, the FCBA Women's Leadership Committee and is pleased to present **Decryption Key: Unlocking Women's Excellence in Cybersecurity Law and Policy**, the first session of the Third Annual Women's Summit Series, on **Thursday, December 2 from 3:00 – 4:30 p.m. ET**. In this virtual session, women at the forefront of cybersecurity law and policy, representing government, industry, law firms, and academia, will address the latest developments in threat assessment, risk mitigation, and breach recovery, among other topics. As a benefit

of the virtual platform, we encourage FCBA members and friends around the country to participate. All are welcome – please join us!

Future sessions of the Third Annual Women's Summit Series will be announced in early 2022.

[Click here to register for Session I of the Women's Summit Series.](#)

SPONSORSHIP OF THE WOMEN'S SUMMIT SERIES

To honor just a few of the many women who have made historic and indelible contributions in technology, media, and telecommunications, the FCBA is offering four levels of sponsorship of the Third Annual Women's Summit Series:

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Upcoming Key Events

Privacy and Data Security Committee Symposium

Date/Time: Tuesday, November 16, 2:00 – 6:00 p.m. ET

Topic: 16th Annual FCBA/ABA Privacy & Data Security Symposium: "The Evolving Privacy Landscape in the Absence of Federal Legislation"

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Cybersecurity Committee CLE

Date/Time: Tuesday, December 7, 12:15 – 2:15 p.m. ET

Topic: Enhancing U.S. Cybersecurity Through Transparency, Accountability, and Partnership

► SEE PAGE 5

State and Local / Wireline Committees CLE

Date/Time: Thursday, December 9, 12:15 – 2:15 p.m. ET

Topic: Where It's Coming From and Where It's Going: Federal and State Broadband Funding

► SEE PAGE 6

Artificial Intelligence, Machine Learning & Robotics Committee CLE

Date/Time: Monday, December 13, 3:00 – 5:00 p.m. ET

Topic: AI in Fintech – What's Happening and What Comes Next

► SEE PAGE 6

Pacific Northwest Chapter Program

Date/Time: Tuesday, December 14, 12:00 – 1:30 p.m. Pacific Time (3:00 – 4:30 p.m. ET)

Event: The Future of Telehealth and Virtual Medicine
Sponsors: Cascadia Capital, Davis Wright Tremaine LLP, and Miller Nash LLP

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PRESIDENT'S Message

DEAR FCBA MEMBERS,

On the evening of November 1, I attended a Día de los Muertos celebration. As I gathered the photos of my loved ones and mused about what favorite foods and trinkets to place on the ofrenda, I thought a lot about gratitude. While I was sad to have lost the people who I would be honoring, I was so thankful to have experienced the wonderful times we shared together.

It was a fitting beginning to the month of November, which I associate with gatherings with my loved ones and gratitude for the many good things in my life.

A month centered on reflection and thankfulness is the perfect time during which to hold the 32nd Annual FCBA Charity Auction. This year's event will be held on Wednesday, November 10, with a pre-show starting at 5:00 p.m. ET, and a virtual auction starting at 5:30 p.m. ET. And, don't forget that the online auction will be open for bidding from November 5 to 12. The Charity Auction allows us to come together to celebrate the work of our **FCBA Foundation** and of this year's Auction beneficiary, **Rosie Riveters**. I am incredibly grateful to **Van Bloys** and **Jamile Kadre** for organizing this year's event, as well as for the efforts of the Charity Auction Committee: **Colin Andrews, Valerie Barrish, Noah Cherry, Christine Crowe, Crystal Evans, Anisa Green, Kelsey Guyselman, Chris Laughlin, Sarah Leggin, Madi Lottenbach, Jonathan Mark, Kasey McGee, Kim Miller, Savannah Schaefer, and Joshua Woodbridge**. Planning an in-person gathering based on longstanding tradition is difficult enough, but this Committee had to quickly change its plans due to the emergence of the delta variant and continuing public health crisis. Their creativity, commitment, and resilience to make a positive impact on our community is a cause for celebration. I know that other FCBA members share my appreciation and admiration.

Speaking of traditions, this month marks the 16th Annual FCBA/ABA Privacy and Data Security Symposium. This year's event will be held virtually on November 16 from 2:00 p.m. to 6:00 p.m. and will focus on "The Evolving Privacy Landscape in the Absence of Federal Legislation." Once again, the FCBA Privacy and Data Security Committee has assembled an extraordinary program on a topic grabbing headlines around the globe and influencing the daily work of telecommunications, media, and technology legal and policy professionals. Special thanks go to **Chris Laughlin** and **Kat Scott** for their months of hard work planning this year's Symposium.

Sadly, the ongoing COVID-19 pandemic will prevent us from holding an in-person Annual Dinner featuring the Federal Communications Commission Chair as we traditionally do in December. Nevertheless, another December tradition is scheduled to return in-person, as well as online, this year.



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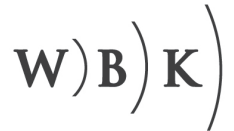
Thank you to the Friends of the FCBA!

The FCBA is so grateful to the firms and companies listed below who have already committed to participate in this important program. They have gone above and beyond in support of the FCBA and its ongoing work towards providing high quality programs and other services during this challenging year! Check out the Friends of the FCBA webpage often to see our Friends! <https://www.fcba.org/about/friends-of-the-fcba>.

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As a reminder, the **Friends of the FCBA** remains open to any interested company, firm, or trade association. Details on the program and levels of sponsorship can be found by clicking on the links below.

[Click here to become a Friend of the FCBA.](#)

[Click here for Details and Levels of Sponsorship.](#)

Tuesday, November 16, 2:00 – 6:00 p.m. ET 16th Annual FCBA/ABA Privacy and Data Security Symposium: “The Evolving Privacy Landscape in the Absence of Federal Legislation”

The FCBA Privacy and Data Security Committee and the American Bar Association’s Forum on Communications Law will hold the 16th Annual Privacy & Data Security Symposium on **Tuesday, November 16 from 2:00 – 6:00 p.m.** This program will be held virtually via the Zoom platform.

A comprehensive, omnibus privacy law has long been on the table in Congress, but it never seems to make it to the House or Senate floor. While such legislation progresses in fits and starts, other government bodies have been flexing their authority to regulate the privacy practices of U.S. businesses. In the past few years, several states have passed omnibus privacy legislation or laws targeted to address specific privacy issues, and more are expected. At the federal level, the Federal Trade Commission (FTC) has given increasing signals that it will take a more aggressive stance against consumer privacy harms. Beyond the U.S.’s borders, other countries have started to follow the lead of the European Union in adopting comprehensive privacy laws.

These actions sometimes overlap, but often diverge, leaving businesses—and the legal professionals that serve them—reeling as they attempt to keep up. This event will take a deeper dive into this evolving landscape, examining the latest developments in the states, at the FTC, and abroad and exploring how U.S. companies can implement policies and procedures that meet the expanding expectations of the varying regimes in the dynamic data ecosystem.

[Click here to register.](#)

If you are an ABA Forum on Communications Law member or have any issues with registration, please contact Elizabeth Hagerty at elizabeth@fcba.org.

[Click here to sponsor.](#) Sponsorship of the event is available for \$1,000 and includes one complimentary registration for the symposium. Sponsors cannot register online.

The FCBA has applied for 3.5 hours of MCLE credit from the VA Bar. This program has not yet been approved.

Agenda

2:00 – 2:05 p.m.
WELCOME AND INTRODUCTION

2:00 – 2:25 p.m.
KEYNOTE ADDRESS - TBD

2:25 – 3:30 p.m.
SESSION I: HOW THE FTC IS FILLING THE FEDERAL PRIVACY LAW VOID

In the absence of an omnibus federal privacy law, the FTC remains the leading arbiter of how companies must protect the privacy of consumers across the U.S. With its new and incoming leadership, the agency seems poised to significantly expand its efforts, which could have substantial implications for businesses. In March, the agency launched a new team to handle rulemaking, and the commissioners voted to streamline the FTC’s rulemaking procedures in July, which together are expected to smooth the way for comprehensive FTC privacy rules. Agency leadership has also signaled that it will use its existing authority to enforce against unfair and deceptive acts and practices that harm consumer privacy before new rules are adopted. Additionally, the FTC is expected to continue its robust enforcement of the Children’s Online Privacy Protection Act (COPPA) and

its COPPA rules, which the agency may soon update. This panel will explore these developments and what they mean for businesses and consumers.

Panelists:

Alan Butler, Executive Director and President of the Electronic Privacy Information Center (EPIC)

Jessica Lee, Partner, Chair, Privacy, Security & Data Innovations, Loeb & Loeb LLP

Rachel Nemeth, Senior Director, Regulatory Affairs, Consumer Technology Association

David Vladeck, A.B. Chettle, Jr., Professor of Law, Georgetown University Law Center

Moderator:

Chris Laughlin, Associate, Kelly Drye & Warren LLP

3:30 – 3:40 p.m.
BREAK

3:40 – 4:45 p.m.
SESSION II: THE GROWING PATCHWORK OF STATE PRIVACY LAWS

Without a comprehensive privacy law at the federal level, states have continued to consider and adopt laws to regulate privacy. In 2018, California was the first state to adopt omnibus legislation: the California Consumer Privacy Act (CCPA). This was followed by the California Privacy Rights Act of 2020 (CPRA), approved by California voters that year. In 2021, Virginia and Colorado followed suit by enacting their own omnibus privacy laws, which will go into effect in 2023. In addition to these omnibus frameworks, targeted state privacy laws are affecting how companies do business, including laws that govern biometrics, online privacy, and ISP privacy. State Attorneys General have been active implementing and enforcing their privacy laws, as well as unfair and deceptive acts and practices that affect consumer privacy. As national companies contend with the growing patchwork of state privacy frameworks, this panel will discuss

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NOVEMBER 16 CLE

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the various laws, rulemaking activity, enforcement trends, and legislative proposals that should inform an organization's compliance strategies and planning.

Panelists:

Kate Goodloe, Senior Director, Policy, BSA | The Software Alliance

Stacey Gray, Senior Counsel, The Future of Privacy Forum

Ryan G. Kriger, Assistant Attorney General, Vermont Office of the Attorney General, Public Protection Division

Pooja Tolani, Associate Corporate Counsel, Microsoft

Yael Weinman, Vice President and Associate General Counsel - Privacy, Verizon

Moderator:

Kathleen Scott, Associate, Wiley

4:45 – 4:50 p.m.

BREAK

4:50 – 6:00 p.m.

SESSION III: GOING GLOBAL—INTERNATIONAL DATA PROTECTION IN A CONNECTED WORLD

International data privacy never rests. International developments have started shaping the daily operations of U.S. businesses. These data protection regimes leave companies mapping and assessing their data collection, use, and retention strategies. Organizations conduct deep-dives to determine whether they can engage in cross-border data transfers. Enforcement actions highlight each jurisdiction's strategy along with the breadth of potential extraterritorial application. Meanwhile, international laws and regulations are in a constant state of flux even as the U.S. carries on without comprehensive privacy legislation. In August 2020, China passed its first omnibus data protection law, the Personal Information Protection Law (PIPL). One month later, Quebec acted to modernize the protections of personal information

with the digital age in mind. At the same time, organizations will have until December 2022 to migrate to the new European Union Standard Contractual Clauses. This panel will discuss the various laws and regulations impacting international data protection and how they impact decisions by American businesses, including cross-border data transfers, in the absence of U.S. federal privacy legislation or meaningful changes to how the U.S. government can access data.

Panelists:

Megan Gray, Principal, GrayMatters Law & Policy

Dr. Dagmar Thimm, Director Digital Law & Data Privacy, TUI (Germany)

Cobun Zweifel-Keegan, Deputy Director, Privacy Initiatives, BBB National Programs

Moderator:

Jennifer Dukarski, Shareholder, Butzel Long

Tuesday, December 7, 12:15 – 2:15 p.m. ET Enhancing U.S. Cybersecurity Through Transparency, Accountability, and Partnership

The FCBA Cybersecurity Committee will sponsor a CLE on **Tuesday, December 7 from 12:15 – 2:15 p.m. ET** entitled "Enhancing U.S. Cybersecurity Through Transparency, Accountability, and Partnership." This program will be held virtually via the Zoom platform.

The FCBA has applied for 2.0 hours of MCLE credit from the VA Bar. This program has not yet been approved.

[Click here to register.](#)

If you have any issues, please contact Elizabeth Hagerty at elizabeth@fcba.org.

Agenda

12:15 – 12:20 p.m.

WELCOME AND INTRODUCTION

Savannah Schaefer, Associate, Wilkinson Barker Knauer, LLP

12:20 – 12:35 p.m.

KEYNOTE: TBD

12:35 – 1:25 p.m.

INCIDENT REPORTING AND INFORMATION SHARING

In the wake of major cyber attacks, including those on SolarWinds, Microsoft Exchange, and Colonial Pipeline, U.S. policymakers are calling for enhanced information sharing and incident reporting commitments from information and communications technology companies – particularly those that support national critical functions. The Biden Administration released Executive Order 14028 on *Improving the Nation's Cybersecurity* in May 2021, which directs (among numerous workstreams) federal agencies and service providers to report cyber incidents. Members in both the House and the Senate have introduced their own contributions aimed at raising the bar for transparency and coordination. This panel will provide an overview of new obligations under EO 14028 and discuss key proposals gaining traction in Congress.

Moderator:

Matt Diaz, Legal Counsel, Dinsmore & Shohl LLP

Panelists:

Kathryn Condello, Senior Director National Security and Emergency Preparedness, Lumen

Robert Mayer, SVP Cybersecurity, USTelecom – The Broadband Association

Daniel Alvarez, Partner, Willkie Farr & Gallagher LLP

1:25 – 2:15 p.m.

SECURING THE IOT ECOSYSTEM

5th generation network infrastructure, with its ability to manage more network

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DECEMBER 7 CLE

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traffic in more efficient ways than ever before, promises a massive expansion of the Internet of Things (IoT). As stakeholders across the globe anticipate exciting new use cases and grapple with the expanding threat surface of increasing connectivity, U.S. policymakers face renewed pressure to enhance IoT device security in a way that delivers accountability and transparency for users. This panel will discuss ongoing efforts to enhance Internet of Things security and policy considerations going forward.

Moderator:

Jennifer A. Manner, SVP Regulatory Affairs, EchoStar/Hughes

Panelists:

Melanie Tiano, AVP Cybersecurity and Privacy, CTIA

Mike Bergman, VP Technology & Standards, CTA

Harold Feld, SVP, Public Knowledge

Thursday, December 9, 12:15 – 2:15 p.m. ET Where It's Coming From and Where It's Going: Federal and State Broadband Funding

The FCBA State & Local and Wireline Committees will co-sponsor a CLE on Thursday, December 9 from 12:15 – 2:15 p.m. ET entitled “Where It's Coming From and Where It's Going: Federal and State Broadband Funding.” This program will be held virtually via the Zoom platform.

The FCBA has applied for 2.0 hours of MCLE credit from the VA Bar. This program has not yet been approved.

[Click here to register.](#)

If you have any issues, please contact Elizabeth Hagerty at elizabeth@fcba.org.

Agenda

12:15 – 12:20 p.m.

WELCOME AND INTRODUCTION

12:20 – 1:20 p.m.

FEDERAL AGENCIES

Representatives of federal agencies charged with distributing broadband funding, including the Department of the Treasury, the Department of Commerce's National Telecommunications and Information Administration (NTIA), and the Federal Communications Commission (FCC), and federal practitioners assisting broadband providers seeking to deploy in rural and hard-to-serve areas, will describe the funding programs available and discuss current and upcoming federal efforts to disburse that funding to entities responsible for broadband deployment and lessons learned from prior federal broadband funding programs.

Speakers: To be announced

1:20 – 2:15 p.m.

STATE AGENCIES

State broadband officials and state practitioners will discuss plans for allocating and awarding broadband funding, provide updates on “how it's going” in their states for broadband deployment, and relate practice tips or lessons learned from prior efforts to fund broadband deployment.

Speakers: To be announced

Monday, December 13, 3:00 – 5:00 p.m. ET AI in Fintech – What's Happening and What Comes Next

The FCBA Artificial Intelligence, Machine Learning & Robotics Committee will sponsor a CLE on Monday, December 13 from 3:00 – 5:00 p.m. ET entitled “AI in Fintech

– What's Happening and What Comes Next.” This CLE will explore current and emerging applications of AI technology in the financial services sector and the attendant legal and policy issues. This program will be held virtually via the Zoom platform.

The FCBA has applied for 2.0 hours of MCLE credit from the VA Bar. This program has not yet been approved.

[Click here to register.](#)

If you have any issues, please contact Elizabeth Hagerty at elizabeth@fcba.org.

Agenda

3:00 – 3:05 p.m.

WELCOME AND INTRODUCTIONS

Daudeline Meme, VP & Associate General Counsel, Federal Regulatory and Legal Affairs, Verizon and Co-Chair, FCBA Artificial Intelligence, Machine Learning & Robotics Committee

3:05 – 4:00 p.m.

INTRODUCTION AND CURRENT LANDSCAPE

The first panel will discuss the role of AI in emerging financial technology, including in payments and lending, as well as the potential benefits and risks and the current policy approach.

Moderator:

Brenda Leong, Senior Counsel, Director of AI and Ethics, Future of Privacy Forum

Speakers:

Aaron Klein, Senior Fellow - Economic Studies, Brookings Institution

Additional Panelists TBD

4:00 – 5:00 p.m.

LEGAL AND POLICY ISSUES

The second panel will take a deeper dive into developing legal and policy questions surrounding AI and fintech, including explainability, transparency, privacy, and avoiding bias.

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DECEMBER 13 CLE

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Moderator:

Duane Pozza, Partner, Wiley and Co-Chair, FCBA Artificial Intelligence, Machine Learning & Robotics Committee

Speakers:

Eli Alper, Director, Associate General Counsel, Brex

Robin Nunn, Partner, Morgan, Lewis & Bockius LLP

Kareem Saleh, CEO, FairPlay AI
Additional Panelist TBD

Wednesday, January 12, 12:00 – 2:00 p.m. ET Telehealth 2022: The FCC Perspective, Lessons Learned and Future Challenges

The FCBA Telehealth Committee will sponsor a CLE on **Wednesday, January 12 from 12:00 – 2:00 p.m. ET** entitled “Telehealth 2022: The FCC Perspective, Lessons Learned and Future Challenges.” This program will be held virtually via the Zoom platform.

The COVID-19 pandemic has left little doubt that patients need immediate and affordable remote access to doctors and health care facilities. And, as the pandemic enters different phases, regulators and health care providers face new challenges in funding and providing telehealth solutions throughout the country, particularly in rural and other underserved areas. The panels described below will address what the Federal Communications Commission has done so far and its future role in telehealth; lessons learned by regulators and service providers in the wake of the pandemic; and the legal and practical issues regulators and providers will face going forward.

The FCBA has applied for 2.0 hours of MCLE credit from the VA Bar. This program has not yet been approved.

[Click here to register.](#)

If you have any issues, please contact Elizabeth Hagerty at elizabeth@fcba.org.

Agenda

12:00 – 12:05 p.m.

WELCOME AND INTRODUCTION

12:05 – 1:05 p.m.

THE FCC AND TELEHEALTH: PAST, PRESENT AND FUTURE

- What funding programs has the FCC administered, and what were the outcomes?

- What lessons were learned from that experience, and how can they be applied in the future?
- What is on the FCC's telehealth agenda today and going forward? Is further Congressional action required?

1:05 – 2:00 p.m.

THE TELEHEALTH ECOSYSTEM IN PRACTICE

- What impact has the pandemic had on telehealth?
- How, if at all, has the pandemic changed how health care providers view and implement telehealth?
- What are the “on the ground” challenges and how should regulators address them?
- What is the level of patient acceptance of telehealth and how can it be improved?

Join Us on Wednesday, November 10, 2021 5:30 – 6:30 p.m. ET (pre-show at 5:00) for the 32nd Annual FCBA Charity Auction

LOCATION:
Your Home!

*This year's Charity Auction will be virtual! In addition to the **virtual gala** on November 10, make sure to join us for the **online auction** running from November 5 – 12!*

To pre-register to bid, go to <https://fcba2021.ggo.bid/> and click the “Start Bidding” button in the upper right-hand corner of your screen. Then click the green “Create Account” button to register!

To donate directly to the Charity Auction, text FCBA to 44321 or [donate online here](#).

If you have any questions about the virtual format for the Charity Auction, please contact Van Bloys (Van.Bloys@crowncastle.com) or Janeen Wynn (janeen@fcba.org).

Proceeds to benefit Rosie Riveters and the FCBA Foundation

For more Charity Auction updates, follow the FCBA on [Facebook](#), [Twitter \(@FCBALaw\)](#), and [Instagram \(@FCBA_law\)](#)!

FCBA Third Annual WOMEN'S SUMMIT SERIES

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Frieda Barkin Hennock (first woman FCC Commissioner); Katherine Johnson (NASA mathematician); Ada Lovelace (visionary computer programmer); and Emma Nutt (first woman telephone operator). Sponsors will receive recognition for their support in promotional emails, the FCBA newsletter, on the FCBA website, and via social media. In addition, the top three sponsorship tiers will receive complimentary registrations for this series of events, as well as logo recognition in the FCBA newsletter and during each session of the series.

[Click here to sponsor the Third Annual Women's Summit Series.](#)

Thanks to our 3rd Annual Women's Summit Series Sponsor!

(*as of 11/2/21)

ADA LOVELACE



Please contact Women's Summit Co-Chair Mia Hayes at mhayes@willkie.com if you would like to serve on the planning committee, have speaker ideas, or would otherwise like to help with this Series or the Women's Leadership Committee.

Agenda

3:00 – 3:05 p.m.

INTRODUCTORY REMARKS

Megan Anne Stull, Senior Counsel, Google and President, FCBA

3:05 – 3:15 p.m.

KEYNOTE

Speaker TBD

3:15 – 3:20 p.m.

INTRODUCTION

Tawanna Lee, Associate, Wiley Rein LLP

3:20 – 3:35 p.m.

CYBER TECHNOLOGY 101

Lauren Zabierek, Executive Director, Cyber Project at Harvard Kennedy School's Belfer Center

3:35 – 4:25 p.m.

PANEL DISCUSSION

Moderator:

TBD

Speakers:

Lisa Fowlkes, Chief, Public Safety and Homeland Security Bureau, FCC

Lauren Van Wazer, Vice President, Global Public Policy, Akamai Technologies

Other Speakers TBD

4:25 – 4:30 p.m.

CLOSING REMARKS

FCBA Member Photos

We know that our members look forward to seeing pictures from our fun events in each month's newsletter. Of course, we've had to change our strategy. If you would like to submit pictures of you or your staff working from a home office or fun family and friend outings, we'd love to put them in the newsletter. In addition, if you have pictures from favorite FCBA past events, please submit and we'll run those too. You may send to kerry@fcba.org.

FCBA Unplugged

FCBA UNPLUGGED is a podcast series for and about our beloved FCBA community. FCBA Unplugged features a series of fun, informal conversations between host Kelly Donohue, a Public Policy Manager at Facebook and co-chair of the FCBA's Membership and Marketing Committee, and you, our FCBA members! While it's certainly no proxy for in-person events, it's a fun opportunity to collectively check in with our FCBA friends and family while we are all working from home in our pajama bottoms, and maybe discover a few hidden talents along the way.



ABOUT OUR LATEST PODCAST! You can check out the episode here: <https://www.buzzsprout.com/1458427>.

HOW CAN I LISTEN AND SUPPORT THE SHOW? We're available on Spotify, Apple Podcasts, on the FCBA website - <https://www.fcba.org/products-services/podcast>, and at <https://www.buzzsprout.com/1458427>. Please tune in, leave a review, and tell the world about the show on Facebook, Instagram, LinkedIn, and Twitter!

CAN I BE ON THE SHOW? If you have ideas for topics or guests, or would like to be on the show yourself, send Kelly an email at kellydonohue@fb.com. The suggestion box is open!

32nd Annual FCBA CHARITY AUCTION

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HOW DO I "ATTEND" THE VIRTUAL GALA?

Tune in [here](#) when the event goes live on Wednesday, November 10th at 5:30 p.m. ET. We will host a pre-show starting at 5:00 p.m. ET featuring trivia and other special presentations, plus tips on how to pre-register for the online auction to get you ready to bid. We recommend you tune in with two devices (computer/tablet/smartphone) or open two tabs on your browser. This will allow you to simultaneously watch the livestream program and bid in the online auction during the event.

HOW DO I REGISTER FOR THE ONLINE AUCTION?

The online auction opens on November 5 at noon and closes on November 12 at noon ET. To participate, you must first register to bid, which you can do prior to November 5:

1. To access the online auction, go to <https://fcba2021.ggo.bid/>
2. Click the "Start Bidding" button in upper right-hand corner of screen
3. Click the green "Create Account" button

Once you've registered, start bidding when the online auction opens simply by logging in! For additional instructions, check out this short video [here](#) on how to register.

HOW CAN I BID ON AN AUCTION ITEM?

Watch this short video on how to easily bid [here](#).

HOW DO I DONATE TO THE CHARITY AUCTION?

Funds raised during the 32nd Annual FCBA Charity Auction help support this year's beneficiaries—the **FCBA Foundation** and **Rosie Riveters**. You can make a direct donation to the Charity Auction in support of these great organizations.

To donate, text FCBA to 44321 or [donate online here](#).

The Auction Committee Would Like to Thank the Following Sponsors for This Year's Event!

(*as of 11/1/21)

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WHAT SORTS OF PRIZES CAN I EXPECT?

We have a fantastic lineup of food and wine experiences, vacation stays, the latest gadgets, and more unique prizes you won't find elsewhere. Here are a few highlights:

- \$1,000 gift card to two-star Michelin restaurant Jont DC, *courtesy of Krista Witanowski*
- Four dugout seats to a 2022 home Washington Nationals game, *courtesy of Will Johnson*

- A weekend stay at Thorn Hill Inn in Lexington, Virginia, *courtesy of Bennett Ross*
- A half-year subscription of fresh flowers for your home, *courtesy of Wiley Rein*
- A weekend getaway package for four to Universal Studios Orlando, *courtesy of Comcast*

And so much more! We look forward to seeing you at the gala on November 10!

Join the FCBA and FCBA Foundation on Social Media!

The FCBA and the FCBA Foundation invites you to "Like" and "Follow" our pages today to be in the loop for upcoming events, share fun pictures of your FCBA friends and colleagues, and grow your social media network! Come join the conversation!

FCBA: [Facebook](#), [LinkedIn](#), [Twitter](#) (@FCBALaw) and [Instagram](#) (@fcba_law)
FCBA Foundation: [Foundation LinkedIn](#) (FCBA Foundation) and [Twitter](#) (@FcbaFoundation)

32nd Annual FCBA CHARITY AUCTION PEP RALLY HELD OCTOBER 16 AT HOOK HALL



PRESIDENT'S Message

CONTINUED FROM PAGE 2

On December 8, the Practising Law Institute in cooperation with the FCBA will present the 39th Annual Institute on Telecommunications Policy & Regulation. The in-person portion of this year's event will be held at the Four Seasons Hotel in Washington, D.C. with the program commencing at 9:00 a.m. Eastern. We are grateful to PLI for its continued partnership on this program, as well as to the work of our Conference Planning Committee Co-Chairs, **Scott Delacourt**, **Michele Farquhar**, and **Bryan Tramont**, in planning this year's Institute.

Traditions need not be old to be cherished. In that vein, I would like to thank the firms and companies (**Verizon**, **Wiley**, **Wilkinson Barker Knauer, LLP**, **Cox Enterprises**, **Lerman Senter PLLC**, **Mintz, Arnold & Porter**, **CTIA**, **Davis Wright Tremaine**, **Faegre Drinker Biddle & Reath LLP**, **USTelecom – The Broadband Association**, **Fletcher, Heald & Hildreth**, **Foster Garvey PC**, **Telecommunications Law Professionals PLLC**, and **TheDCOffice.com**) that as of November 2 have already committed to participate in the Friends of the FCBA Sponsorship Program for 2021-2022. This Program, in its second year, has helped the FCBA continue to provide high-quality programs and other services during the COVID-19 pandemic. It also has helped the FCBA ensure that we can retain our

deserving employees, who continue to work tirelessly to ensure that events and operations continue seamlessly. We are all grateful, and I am looking forward to thanking additional Friends in next month's Newsletter.

In another new FCBA tradition, I would like to extend a huge thank you to the first 21 employer participant organizations (including one sponsored internship) to commit to the second year of the FCBA's Diversity Pipeline Program: **ACA Connects—America's Communications Association**; **AT&T Services, Inc.**; **Comcast NBCUniversal**; **Cox Enterprises**; **CTIA**; **Davis Wright Tremaine LLP**; **Future of Privacy Forum (sponsored by Loeb & Loeb LLP)**; **Harris, Wiltshire & Grannis LLP**; **Hogan Lovells US LLP**; **Internet Association**; **Kellogg, Hansen, Todd, Figel & Frederick, PLLC**; **Latham & Watkins, LLP**; **Lerman Senter PLLC**; **Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C. (fall 2022)**; **NCTA—The Internet & Television Association**; **T-Mobile US**; **TripAdvisor**; **USTelecom – The Broadband Association**; **Verizon Communications**; **Wiley Rein LLP**; and **Wilkinson Barker Knauer, LLP**. These commitments are vital to the success of the DPP's internship placements, academic enrichment, and mentoring for diverse law students, and we are incredibly grateful for them.

For the third year, the Women's Leadership Ad Hoc Committee, including Co-Chairs **Lynn Follansbee**, **Svetlana Gans**, **Anna**

Gomez, **Erin Griffith**, **Mia Guizzetti Hayes**, **Tawanna Lee**, **Laura Stefani**, and **Danielle Thumann**, have been planning events that promise to provide a fresh look at ways to connect and empower women in technology, media, and telecom law and policy. The first of these events, which will be held in partnership with ABA Antitrust Women.Connected, WICT – Women in Cable Telecommunications (Baltimore/DC Chapter), and the Women's Bar Association of the District of Columbia, and the FCBA Cybersecurity and Privacy and Data Security Committees, is scheduled for Thursday, December 2 at 3:00 ET and will focus on "Unlocking Women's Excellence in Cybersecurity Law and Policy." I am very excited to learn about the latest developments in threat assessment, risk mitigation, and breach recovery from women at the forefront of cybersecurity law and policy. Big thanks to this Committee for bringing this program to our members.

Finally, I remain grateful to have been asked to be a leader of the FCBA, and for all of the professional relationships and friendships that I have forged over the years through this organization. I wish everyone a safe, happy, and healthy Thanksgiving.

Best,
Megan Anne Stull

The FCLJ is Looking for Articles

The *Federal Communications Law Journal* (FCLJ), the official academic journal of the FCBA, is hosted by The George Washington University Law School. It has long been an important source of legal scholarship on communications issues, and the FCBA is proud to offer the journal as a benefit to our members.

The *Federal Communications Law Journal* (FCLJ) editorial board at The George Washington University Law School is seeking article submissions for potential publication in the upcoming issues of the FCLJ. Interested members may submit articles to the Senior Articles Editor, Andrew Magloughlin (fcljarticles@law.gwu.edu). Articles may also be submitted through ExpressO or Scholastica. For general inquiries about the FCLJ, please contact the Editor-in-Chief, Merrill Weber (fclj@law.gwu.edu).

COMMITTEE AND CHAPTER *Events*

Artificial Intelligence, Machine Learning & Robotics Committee

Event: CLE Seminar

Date/Time: Monday, December 13, 3:00 – 5:00 p.m. ET

Location: Virtual via the Zoom platform

Topic: AI in Fintech – What's Happening and What Comes Next

For more information: See [page 6](#).

Cost: \$135.00 for Private Sector Members; \$95.00 for Non-Profit 501c3 Members; \$50.00 for Government/Academic/Transitional/Retired Members; No charge for Law Student Members; \$205.00 for Non-Members

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#). If you have any issues, please contact Elizabeth Hagerty at elizabeth@fcba.org.

Cybersecurity Committee

Event: CLE Seminar

Date/Time: Tuesday, December 7, 12:15 – 2:15 p.m. ET

Location: Virtual via the Zoom platform

Topic: Enhancing U.S. Cybersecurity Through Transparency, Accountability, and Partnership

For more information: See [page 5](#).

Cost: \$135.00 for Private Sector Members; \$95.00 for Non-Profit 501c3 Members; \$50.00 for Government/Academic/Transitional/Retired Members; No charge for Law Student Members; \$205.00 for Non-Members

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#). If you have any issues, please contact Elizabeth Hagerty at elizabeth@fcba.org.

Pacific Northwest Chapter

Event: Webinar - The Future of Telehealth and Virtual Medicine

Date/Time: Tuesday, December 14, 12:00 – 1:30 p.m. Pacific Time (3:00 – 4:30 p.m. ET)

Location: Virtual via the Zoom platform

More information: The FCBA Pacific Northwest Chapter is pleased to present a moderated panel session featuring health industry leaders who will discuss the telehealth and virtual medicine technology, legal and regulatory environment.

Keynote Speaker: John D. Halamka, M.D., M.S., president of the Mayo Clinic Platform

Panelists: Joanne Charles, Senior Corporate Counsel, Microsoft Corporation; Adam Romney, Partner, Davis Wright Tremaine LLP; Peter Ku, Vice President, Sr. Tech Counsel, Providence; Jeffrey Neal, National Director, Federal Sales, T-Mobile for Government, T-Mobile; Angela Moore, CEO of Cynergy Wellness

Moderators: Teri Ohta, National Director, State Regulatory Affairs, T-Mobile; David Rice, Partner, Miller Nash LLP

Sponsors: Cascadia Capital, Davis Wright Tremaine LLP, and Miller Nash LLP

Cost: The program is free of charge for FCBA Members and \$15.00 for FCBA Non-Members.

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#). If you have any issues, please contact Elizabeth Hagerty at elizabeth@fcba.org.

Privacy and Data Security Committee

Event: CLE Seminar presented in association with the ABA Forum on Communications Law

Date/Time: Tuesday, November 16, 2:00 – 6:00 p.m. ET

Location: Virtual via the Zoom platform

Topic: 16th Annual FCBA/ABA Privacy & Data Security Symposium: "The Evolving Privacy Landscape in the Absence of Federal Legislation"

For more information: See [page 4](#).

Cost: \$245.00 for Private Sector FCBA/ABA Members; \$205.00 for FCBA/ABA Non-Profit 501c3 Members; \$125.00 for FCBA/ABA Government/Academic/Transitional/Retired Members; \$50.00 for FCBA/ABA Law Student Members; \$425.00 for Non-Members

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#). If you are an ABA Forum on Communications Law member or have any issues, please contact Elizabeth Hagerty at elizabeth@fcba.org.

State and Local Committee

Event: CLE Seminar co-hosted by the Wireline Committee

Date/Time: Thursday, December 9, 12:15 – 2:15 p.m. ET

Location: Virtual via the Zoom platform

Topic: Where It's Coming from and Where It's Going: Federal and State Broadband Funding

For more information: See [page 6](#).

Cost: \$135.00 for Private Sector Members; \$95.00 for Non-Profit 501c3 Members; \$50.00 for Government/Academic/Transitional/Retired Members; No charge for Law Student Members; \$205.00 for Non-Members

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#). If you have any issues, please contact Elizabeth Hagerty at elizabeth@fcba.org.

Telehealth Committee

Event: CLE Seminar

Date/Time: Wednesday, January 12, 12:00 – 2:00 p.m. ET

Location: Virtual via the Zoom platform

Topic: Telehealth 2022: The FCC Perspective, Lessons Learned and Future Challenges

For more information: See [page 7](#).

Cost: \$135.00 for Private Sector Members; \$95.00 for Non-Profit 501c3 Members; \$50.00 for Government/Academic/Transitional/Retired Members; No charge for Law Student Members; \$205.00 for Non-Members

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#). If you have any issues, please contact Elizabeth Hagerty at elizabeth@fcba.org.

Wireless Telecommunications Committee

Event: Lunch and Learn

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

Location: Virtual via the Zoom platform

Topic: Meet the FCC's Wireless Telecommunications Bureau Front Office

Speakers: To be announced

[Click here to register.](#)

Wireline Committee

Event: CLE Seminar co-hosted by the State and Local Committee

Date/Time: Thursday, December 9, 12:15 – 2:15 p.m. ET

Location: Virtual via the Zoom platform

Topic: Where It's Coming from and Where It's Going: Federal and State Broadband Funding

For more information: See [page 6](#).

Cost: \$135.00 for Private Sector Members; \$95.00 for Non-Profit 501c3 Members; \$50.00 for Government/Academic/Transitional/Retired Members; No charge for Law Student Members; \$205.00 for Non-Members

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#). If you have any issues, please contact Elizabeth Hagerty at elizabeth@fcba.org.

Pacific Northwest Chapter Program on December 14 The Future of Telehealth and Virtual Medicine

The FCBA **Pacific Northwest Chapter** will present a program entitled “The Future of Telehealth and Virtual Medicine” on **Tuesday, December 14 from 12:00 – 1:30 p.m. Pacific Time (3:00 – 4:30 p.m. ET)**. The program will be held virtually via the Zoom platform.

Sponsors: Cascadia Capital, Davis Wright Tremaine LLP, and Miller Nash LLP

Telehealth and virtual medicine, supported by high speed networks, are growing at an exponential rate. And there are new advancements in health data analysis using AI and Machine Learning. This is having a major impact on how care is delivered, costs are managed, and how health care organizations function. COVID has accelerated these developments, but they were already in motion and are now directed towards a post-COVID future. As telehealth and virtual medicine progress, new issues emerge around privacy, equity, and access to the underlying broadband technology necessary to make it possible.

This will entail a moderated panel session featuring health industry leaders who will discuss the telehealth and virtual medicine technology, legal and regulatory environment.

The program is free of charge for FCBA Members and \$15.00 for FCBA Non-Members.

[Click here to register.](#)

If you have any issues, please contact Elizabeth Hagerty at elizabeth@fcba.org.

Agenda

KEYNOTE:

John D. Halamka, M.D., M.S.,
President of the Mayo Clinic Platform

PANEL ONE – LEGAL AND REGULATORY ISSUES

Joanne Charles, Senior Corporate Counsel, Microsoft Corporation
Adam Romney, Partner, Davis Wright Tremaine LLP

PANEL TWO – TECHNOLOGY AND SOLUTIONS

John D. Halamka, M.D., M.S.,
President of the Mayo Clinic Platform
Peter Ku, Vice President, Sr. Tech Counsel, Providence
Jeffrey Neal, National Director, Federal Sales, T-Mobile for Government, T-Mobile
Angela Moore, CEO of Cynergy Wellness

Moderators:

Teri Ohta, National Director, State Regulatory Affairs, T-Mobile
David Rice, Partner, Miller Nash LLP

39th Annual Institute on Telecommunications Policy & Regulation Wednesday, December 8, 2021 Four Seasons Hotel Washington, DC and via Live Webcast

Join a faculty of top practitioners, in-house counsel from telecommunications organizations, and senior officials from the FCC **in-person** or via **live webcast** at the **39th Annual Institute on Telecommunications Policy & Regulation** on **December 8** at the Four Seasons Hotel in Washington, DC. This premier conference, presented by Practising Law Institute in cooperation with the Federal Communications Bar Association, will provide attendees with in-depth understanding of current issues facing the telecommunications industry today while looking ahead at what is in store for 2022.

Topics will include:

- Here Comes the Money – Federal Broadband Investments Go Big!
- Network and Cybersecurity Updates
- Developments and Trends in Spectrum and Wireless Telecom Policy
- Developments in Media and Video Regulation
- New Frontiers in Communications; the Evolution to 5G and Beyond
- Emerging Issues for Technology Platforms
- View from Capitol Hill – Infrastructure, Reconciliation and More!

Special Features

- Featured remarks from FCC Commissioners and key industry representatives
- Lunch will be provided

FCBA Members receive **10% off the cost of registration.**

[Click here to register](#) and to view agenda, Featured Speaker, and Faculty updates!

COMMITTEE AND CHAPTER News



Georgetown University Law Center (GULC) and FCBA TMT Law Career Panel & Networking Mixer on October 7



Howard University School of Law (HUSL) and FCBA TMT Law Career Panel & Networking Mixer on October 21



Inaugural Meeting of the FCBA Book Group on Technology in Fiction held October 14

Do one thing for your career today – join the FCBA Speakers Bureau!

A **key part** of building your personal brand is driving up your visibility within your industry and personal network. By joining the FCBA Speakers Bureau, you can raise your professional profile while sharing your insights and knowledge with your colleagues.

With the Speakers Bureau, the FCBA maintains a broad list of potential speakers at all stages of their careers and with diverse backgrounds. The FCBA will use the list to offer opportunities for speakers to contribute their knowledge to CLEs, brown bags, and other events.

Complete this easy **form** to join the FCBA Speakers Bureau today!





Anisa Latif Green



Erin M. Griffith

A Message from the FCBA Foundation Board of Directors

DEAR FCBA MEMBERS:

In November, we focus on reflecting and giving thanks for the good things in our life. We ask that this year, as part of your thanksgiving, you consider sharing some of your good fortune with those in need. The Tuesday after Thanksgiving, November 30, is “Giving Tuesday.” As we enter the charitable season, the FCBA Foundation Board of Trustees invites you and your organization (preferably both!) to consider the programs of the Foundation in your end-of-year giving. If you would like to make a donation to the FCBA Foundation, please [click here to donate online](#) or [click here to download the donation form](#).

Even a small donation can make a world of difference to local Washington, DC high school students as they attend college, to a law student coming to Washington, DC for an unpaid government internship, or to a law student pursuing their degree.

All FCBA members belong to the FCBA Foundation, and many of you donate your time, talents, and financial support to the Foundation’s programs throughout the year. This past fiscal year, we awarded four-year college scholarships to 29 deserving Washington, DC high school graduates; stipends to 12 law school students who interned in public service positions this past summer; and scholarships to six law school students for the 2020-2021 school year. More details regarding the Foundation’s programs can be found in our [FY2021 Annual Report](#).

As in the past, the Foundation will recognize donors throughout the year, and each of our donors will be listed in our Annual Report. To encourage members within organizations to work together to support our programs, the FCBA Foundation will recognize gifts by individuals or groups that choose to combine their contributions (for example, partners and associates in the same firm, employees of the same company, or old friends remembering a colleague) while also crediting the individual donors for their contributions.

Named Scholarships. Each year, we specially recognize those organizations that have funded Foundation scholarships in amounts of \$10,000 or more through our Named Scholarships program. Named Scholarship donors are acknowledged at the Annual Meeting in June and at the Annual Dinner, as well as in our Annual Report, on the website, and in the newsletter. For FY2021, our Named Scholarship donors included AT&T, Comcast NBCUniversal, Consumer Technology Association (CTA)®, Cox Enterprises, CTIA, DLA Piper LLP, Fox Corporation, Google, NCTA – The Internet & Television Association, The Karen Kincaid Scholarship: Sponsored by Wiley Rein and Karen’s Friends, T-Mobile US, Inc., USTelecom – The Broadband Association, Verizon, Wilkinson Barker Knauer, LLP, and the Young Lawyers and Charity Auction.

Honorary Degrees. Organizations donating between \$2,000 and \$9,999 will be recognized with the following “honorary degrees”:

Masters of Media	\$5,000 - \$9,999
Bachelors of Broadband	\$2,000 - \$4,999

In FY2021, Latham & Watkins LLP and Willkie Farr & Gallagher LLP became “Masters of Media.”

Jenner & Block LLP, Somos, and Twilio became “Bachelors of Broadband.”

Gems (Individuals). In addition, individual donations will be recognized at the following levels:

Diamond	\$1,000 and above
Emerald	\$500 - \$999
Pearl	\$250 - \$499
Ruby	\$100 - \$249
Sapphire	\$99 and below

Our Annual Report recognized all individual FCBA members who donated to the Foundation this past fiscal year, including 12 who reached the “Diamond” level.

The FCBA Foundation is extremely grateful for every contribution, no matter its size. We thank you for the time and talent that each of you contributes to the FCBA Foundation, and we look forward to hearing from you regarding the Foundation and its programs.

Very truly yours,
**Anisa Latif Green and
 Erin M. Griffith**
 Co-Chairs, 2021-2022 FCBA
 Foundation Board of Trustees

Donate to the FCBA Foundation Using Amazon Smile!

Want to help the FCBA Foundation without spending any extra money? The Foundation is now registered with [Amazon Smile](#), which provides an automatic way for you to support the Foundation every time you shop, at no cost to you. Simply shop at [smile.amazon.com](#) and Amazon will donate a portion of the purchase price (0.5%) to the Foundation. More about Amazon Smile can be found [here](#). Thanks for continuing to support the FCBA Foundation mission

Get to Know an FCBA MEMBER

Coleman Bazelon

By: Laura Phillips

Coleman Bazelon comes from a family of lawyers; in fact people of a certain vintage many recall his great uncle, David Bazelon, who was a well-known chief judge for the DC Circuit Court of Appeals in the 1970s who was first appointed by Harry Truman. But Coleman took another quite interesting career route towards becoming an economist rather than a lawyer. And as he explains in this interview, he had the good fortune to become very well versed in a range of telecommunications topics, and he enjoys working with lawyers and a varied group of clients. For a number of years he's been a Principal at the consulting economic firm The Brattle Group. I caught up with him on a video conference to hear a bit about the how and why of Coleman's work in communications economics.



Q: What attracted you to the field of communications?

A: My PhD from the Agricultural and Resource Economics Department at UC Berkeley was titled 'The Political Economy of California Water Policy.' In 1995, the Congressional Budget Office hired me to help estimate federal receipts from FCC spectrum auctions. The reason they hired me was because water and radio spectrum were similar goods from an economic perspective. They are both legally owned by the public with peculiar private use rights. A farmer in California could use water, but, given the nature of their property right, could not sell it to a city. Similarly, a television broadcaster could use the spectrum licensed to them, but, at that time, not sell it to a cell phone company. On my first day at CBO, the first assignment I was given was to 'call Paul Milgrom at Stanford and ask him to explain these new spectrum auctions to you.' I never looked back.

Q: Have things unfolded in your career more or less the way you planned?

A: You are assuming facts not in evidence. I don't think it is fair to say I planned a career. I went into economics because it was interesting to me, but did not know what I was going to do. As noted, my first job at CBO was not what would be expected given what I studied. In 2001, I left CBO and went into economic consulting. I was looking for a change of pace, but did not understand

what a career in economic consulting would be like. It turns out to be a great fit for me, but I did not know that when I started. The first post-CBO job entailed me assisting and working with Tom Hazlett, a former FCC Chief Economist and someone who did a fair amount of cable TV work. When he started his own firm, I remained and soon moved to The Brattle Group as a Principal, where I've now been for quite a while.

One thing that has worked out much better than planned, expected or hoped for is the amount of policy analysis I incorporate into my work. From my years as an undergrad, I was always interested in how we, as a society, managed to work things out as well as we do. I studied government before getting into economics. In my work now, I am always asking the question of why the rules (laws, regulations, etc.) are crafted the way they are. This perspective helps in everything I do, whether measuring economic damages, advocating for policy changes, or advising a client in an auction.

Q: What's the most interesting or challenging thing that you've done in your current position?

A: Expert reports in litigation are always interesting and challenging. Like my children, I am reluctant to pick a favorite. The Nortel bankruptcy was notable for its size, complexity and intellectual challenge. I testified physically in Toronto, but

through a video link was also testifying in Delaware in an internationally jointly held bankruptcy Hearing. The issue was how to allocate the assets of Nortel between Europe, Canada and the U.S. The biggest asset was a multi \$billion patent portfolio. There were three competing theories of allocation that favored each claimant with the investments creating the patent portfolio favoring Europe, legal ownership favoring Canada, value of sales created favoring the U.S. I had to master each theoretical approach to be able to explain to the Courts why these theories were irreconcilable before I suggested taking a consolidated claims approach, which the Courts accepted as the solution to this Gordian Knot.

I've also spent a fair amount of time over the last eight years teaming with telecom lawyers on a pro bono project having to do with prison payphone rates. While at the time I started there was no tradition of consulting economists doing pro bono work, I'm pleased to say that because of my work and the interest others at the firm have in it, The Brattle Group now has a pro bono program.

One challenge I'd note is that the clients that have worked with me in one area, say spectrum auctions, do not always automatically think of me for other telecom matters in cable, or other areas. But I suspect that's similar to the challenges many lawyers in law firms face as well.

Q: What do you enjoy reading?

A: I remember reading. For pleasure it is mostly books on tape while exercising now. My favorite genre is alternative histories (Fatherland, The Plot Against America, etc.) and (hopefully) alternative futures (Handmaids Tale). Although more in the movie realm, I love Zombie movies and particularly the first five minutes of the film where the narrative transforms from the world as we know it to one with Zombies. What I love about that is the parts of the social

CONTINUED ON NEXT PAGE ►

Get to Know an FCBA MEMBER

COLEMAN BAZELON

CONTINUED FROM PAGE 16

structure that hold and the parts that drop away first. This is an extension of my undergrad interest in how society works as well as it does. Also, I saw *Night of the Living Dead* when I was ten and it scared the hell out of me.

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

A: As an economic expert, credibility is key. Early in your career when you first start getting your own clients and get some of your first chances to be the expert, you are so happy that someone will hire you. But you have to live with the positions you take for your entire career. One of Brattle's founding partners once said, 'you have not really arrived as an economic consultant until you have been fired by a client.'

I'd also say that not all PhD economists are well suited to be successful consulting economists. Not only do you have to be

comfortable with an analytic structure and level of abstraction, you have to work with teams and clients and produce work product on deadlines, as well as being someone that people actually want to work with. And of course, you need to market your services effectively so that people know who you are and what you do. The economist's duty in approaching an economic issue is to find and develop the idea that improves social welfare. It's not to find the self-serving answer for a particular client needing a particular result, which means it is not for everyone.

Q: What is something interesting about you that people are not generally aware of that you're willing to share?

A: My dad owned the Biograph Theatre, an old repertoire movie theatre in Georgetown that closed in 1996, so only folks who have been around DC a long time would remember it. It was a formative part of my childhood and as I like to say, it is where I misspent my youth.

I've also been quite involved with the ACLU, having been a Maryland ACLU

Board Member for a decade. In fact, that position is what connected me to the prison payphone rate proceeding.

Q: How has your life changed as a result of COVID-19?

A: I live in Western Howard County Maryland and for 25 years I've had a very long commute to my office in DC. It all paid off in the past year when the commute became insanely short!

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

A: I have been a member for about 20 years. I value the community of people who are attracted to telecommunications law. Everyone seems intellectually engaged with their work, which makes them fun people to network and socialize with.

Interested in learning more about another FCBA member? If there is a member you'd like to know better, contact Laura Phillips at laura.phillips@faegredrinker.com.

2022 FCBA Annual Seminar to be held in-person at The Omni Homestead Resort

APRIL 1-3 ~ SAVE THE DATES!

Mark your calendars now and make plans to join your colleagues in-person at The Omni Homestead Resort for the 2022 FCBA Annual Seminar on April 1-3. Watch for program details in the coming months.

The Omni Homestead Resort is nestled in the Allegheny Mountains, and provides plenty of opportunities for socially distant fun. Located across more than 2,000 acres of scenic Virginia landscape, the resort is accessible by both train and car from DC and provides timeless comforts and access to an exciting array of activities for families, couples, individuals, and colleagues. The resort also has been designated a National Historic Landmark and makes up most of the charming city of Hot Springs, Virginia.

To learn more about The Omni Homestead and its many amenities and activities, go to: <https://www.omnihotels.com/hotels/homestead-virginia>.

We hope you join us in-person in April 2022 for the FCBA Annual Seminar, and we can't wait to see everyone!

To Update Your Membership Contact Information

We'd like to remind everyone that if you have any changes to your membership contact information, please contact Elizabeth Hagerty (elizabeth@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 information themselves. Also note that we do not include prefixes or titles in any of our member listings.

TO RESPOND TO JOB BANK LISTINGS

If the employer is listed, send the information requested directly to the employer. If you are responding to a **BLIND BOX** listing, email the necessary information to kerry@fcba.org. Clearly indicate the Blind Box number to which you are responding. If you are applying to a Blind Box, you may specify to the FCBA any organization to which you do not wish your application to be forwarded. Responses to Blind Box listings can be accepted only from FCBA members.

TO LIST A JOB

Complete a Job Bank Form (found by [clicking here](#) or going to the FCBA website under the Products, Publications, and Services link) and email or fax the form and the appropriate payment to Kerry Loughney (202-293-4317, kerry@fcba.org). In addition, please email the text of the ad to kerry@fcba.org. Listings and payment received by the 20th day of each month will appear in the next month's newsletter. If possible, ads should not exceed 75 words. Please call the FCBA questions. (No headhunters please).

LAW FIRM / CORPORATE

11.21.1

Entry-Level Associate – Wilkinson Barker Knauer, LLP seeks an entry-level associate with zero to two years of experience for its top-tier communications regulatory practice. This position is to begin in fall 2022 and may be resident in our Washington, DC or Denver, Colorado office. WBK specializes in regulatory practice before federal and state agencies, including the Federal Communications Commission, the Federal Trade Commission, the Federal Energy Regulatory Commission, the Patent and Trademark Office, and state public utilities commissions, and in complex transactional matters presenting challenging regulatory issues. Applicants should possess outstanding academic credentials, superb writing ability, excellent analytical skills, and sound judgment. We provide competitive compensation and benefits, excellent partnership prospects, and an enjoyable, good-natured work environment.

WBK is a special place to practice law; we mean it when we say we are #notjustanotherlawfirm. With 65 attorneys, the firm offers clients the capabilities and expertise of a large firm combined with the personal style only a smaller firm can deliver. Each day, we work together for both the common good of the group and the common goal of building and maintaining a nationally recognized legal practice. We highly value collaboration

and support each other personally and professionally using our individual talents and expertise. All attorneys are encouraged to be entrepreneurial and to contribute in their own ways—there is no single model for success. We avoid silos, hierarchy, and bureaucracy, working as a team to deliver results. WBK has long been committed to community, inclusion, and service, with attorneys and staff devoting substantial time and energy to volunteerism, civic and community leadership, charitable giving, pro bono work, mentoring, service on nonprofit boards, teaching, and more. These activities are not just permitted but actively encouraged and supported at WBK.

To sustain and enhance these unique firm qualities, we seek candidates who have balanced excellence in law school and career achievements with a personal commitment to advance the legal profession and serve the broader community.

WBK is an equal opportunity employer. We are committed to equal employment opportunity regardless of gender, age, racial or ethnic background, national origin, religion, sexual orientation, gender identity and expression, disability, or veteran status. The ideal candidate will also bring a strong work ethic, team-oriented ethos, and a healthy, perhaps even irreverent, sense of humor. We look forward to meeting you.

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The Federal Communications Law Journal

The *Federal Communications Law Journal* has long been an important source of legal scholarship on communications issues, and the FCBA is proud to offer the journal as a benefit to our members.

FCBA members may now decide how they would like to receive the journal. The *FCLJ* itself will continue to be published in hard copy, however, rather than receiving hard copies as a default, we'll be distributing electronic links to the content.

For those of you who would like to receive the *FCLJ* electronically, you don't have to do anything. We will email you a link when a new issue is published. You may also visit <http://www.fclj.org/volumes/> to view archived volumes.

For those of you who would like to receive the *FCLJ* in hard copy format, you should sign up for this option by following the instructions below. You must log in to your membership account and select the *FCLJ* subscription. Note that the hard copy journal is free, but it must be ordered through our website.

- To log in to your account, [click here](#) or go to www.fcba.org and click the **Log In** button.
- Click on the link to the "Online Store" on the left side of the page.
- Click on the link to the "Federal Communications Law Journal Annual Subscription". You may also type the word Journal into the Search Bar, if needed.
- Click on "Add to Cart".
- Click on "Check Out".
- Click on "Purchase Now", and you're done!

Note that we will also send out an email reminder to members about the opt-in process before each issue is published.

If you have any questions, please send an email to Elizabeth Hagerty (elizabeth@fcba.org).

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Compensation and Benefits: Associates' annual base compensation is based on a lockstep scale and ranges from \$160,000 to \$240,000. Associates are eligible for an annual bonus based on their performance during the preceding 12 months. In addition to compensation and bonuses, Associates are eligible for the following benefits: medical, dental and vision insurance; short term disability; long term disability insurance; life insurance; accidental death or dismemberment insurance; travel insurance; employee assistance plan; a 401(k) plan; profit sharing (once eligible); parental leave; vacation/personal leave; wireless phone service allowance and coverage of bar association dues consistent with WBK policies. Associates can also make pre-tax contributions for transportation, parking, dependent care, and a health savings account (if enrolled in a high deductible medical plan). All benefits listed above are subject to change at the discretion of the Partnership.

To apply, please submit cover letter, resume, and writing sample to <https://recruiting.paylocity.com/Recruiting/Jobs/Details/723990>

11.21.2

Paralegal, Regulatory Affairs –

NBCUniversal, one of the world's leading media and entertainment companies, is seeking to hire a regulatory paralegal for its Washington, DC, office.

Responsibilities include managing multiple regulatory databases, including master FCC license list, compliance reminder/tracker and docketing calendar; monitoring FCC Daily Digest, Federal Register and other sources for deadlines and FCC actions; proofreading and filing applications and other documents in the FCC's electronic filing systems, including LMS, ULS and MyIBFS; assisting in the compilation and filing of annual Children's Programming Reports; training station staff in FCC filing and reporting requirements; assistance to station staff in maintaining public inspection/political files; drafting and submitting quarterly and annual USAC reports; assisting in preparation of annual regulatory fee filings; assisting in preparation of certifications regarding close captioning and commercial limits compliance; and interacting directly with FCC staff to troubleshoot filing systems and other matters.

The basic qualifications required are 3+ years of relevant experience as a paralegal and/or equivalent experience in a law firm or corporate setting or a J.D. from an accredited law school. Additionally, proficiency with software programs, including the Microsoft Office suite of programs (Excel, PowerPoint, Word), is required. A paralegal certificate is preferred.

Desired characteristics include experience handling matters before the FCC; excellent oral and written communication skills; attention to detail; excellent organizational skills; ability to work both independently, based on general guidance and experience, and collaboratively;

and ability to handle multiple simultaneous assignments in a fast-paced environment.

Interested candidates must submit a resume/CV online here [Paralegal, Regulatory](#) to be considered, be willing to work in Washington, DC, and have unrestricted authorization to work in the United States.

NON-PROFIT/GOVERNMENT/ACADEMIC

11.21.3

Privacy Counsel – USAC is looking for an Assistant or Associate General Counsel to join the Office of General Counsel. The Asst./Assoc. Counsel will provide legal and strategic support to attorneys on work related to USAC's operations primarily privacy and cybersecurity but including other enterprise legal matters. Responsibilities include responding to privacy and security-related and regulatory inquiries and investigations, providing privacy and data security legal and subject matter expertise and collaborate with the OGC team and the programs and divisions across USAC. Communication skills are essential as this position interacts with FCC Staff, internal clients, the USAC Board and external contacts concerning legal matters. Candidates must have a Juris Doctorate from an accredited law school. Candidates can apply at www.usac.org/careers.



Friends of the FCBA Event Sign-Up

Based on your sponsorship level, you receive a certain number of tickets/complimentary registrations.

Please use this form to register your attendees for upcoming events. They should not register on their own in another manner.

A form must be submitted for every registrant.

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Please send the form to Elizabeth Hagerty at elizabeth@fcba.org.

SPONSORSHIPS INCLUDE:

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Includes twelve (12) complimentary tickets to an upcoming CLE or an FCBA event of similar value

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Includes two (2) complimentary tickets to an upcoming CLE or an FCBA event of similar value

FCBA WOMEN'S SUMMIT SERIES *Sponsorship Form*

Thursday, December 2, 2021 ~ 3:00 – 4:30 p.m. ET

***Future sessions of the Third Annual Women's Summit Series will be announced in early 2022**

PLEASE SELECT YOUR SPONSORSHIP LEVEL:

_____ **Frieda Barkin Hennock - first woman FCC Commissioner (\$5,000)**

*includes three (3) complimentary registrations

_____ **Katherine Johnson - NASA mathematician (\$2,500)**

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_____ **Ada Lovelace - computer programmer (\$1,250)**

*includes one (1) complimentary registration

_____ **Emma Nutt - first woman telephone operator (\$250)**

*Sponsors will receive recognition for their support in promotional emails, and the FCBA newsletter, on the FCBA website, and via social media. Sponsors will also be recognized during the Summit program.

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Federal Communications Bar Association

1020 19th Street, NW, Suite 325

Washington, DC 20036-6101

E-mail: elizabeth@fcba.org

FEDERAL COMMUNICATIONS BAR ASSOCIATION 2021-2022 COMMITTEE AND CHAPTER Registration

NAME (please print) _____

ORGANIZATION _____

STANDING COMMITTEES

	Access to Government
	Annual Seminar
	Commendations and Acknowledgements
	Conference Planning
	Constitution and By-laws
	Continuing Legal Education
	Diversity
	Enforcement
	Engineering and Technical
	Homeland Security and Emergency Communications
	Intellectual Property
	International Telecommunications
	Judicial Practice
	Law Journal

	Legislative
	Mass Media
	Membership and Marketing
	National Telecommunications and Technology Moot Court Competition
	Privacy and Data Security
	Professional Responsibility
	Relations with Other Bar Associations
	Social Media
	State and Local Practice
	Transactional
	Video Programming and Distribution
	Wireless Telecommunications
	Wireline
	Young Lawyers

AD HOC COMMITTEES

	Artificial Intelligence, Machine Learning, and Robotics
	Connected and Autonomous Vehicles
	Consumer Protection
	Cybersecurity
	Diversity Pipeline Committee

	Emerging Issues in Technology
	Internet of Things
	Telehealth
	Women's Leadership

CHAPTERS

	Atlanta
	Carolina
	Florida
	Midwest
	New England
	New York

	Northern California
	Pacific Northwest
	Rocky Mountain
	Southern California
	Texas

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

Please indicate your committee/chapter choices and return this form to: elizabeth@fcba.org

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

Calendar

November 10	32nd Annual Charity Auction
November 16	The 16th Annual FCBA/ABA Privacy & Data Security Symposium CLE presented by the FCBA Privacy and Data Security Committee and the ABA Forum on Communications Law
December 1	Wireless Telecommunications Committee Lunch and Learn
December 2	FCBA Women's Summit Series – Session 1: Decryption Key: Unlocking Women's Excellence in Cybersecurity Law and Policy
December 7	CLE Webinar: Enhancing U.S. Cybersecurity Through Transparency, Accountability, and Partnership presented by the Cybersecurity Committee
December 8	39th Annual PLI and FCBA Conference
December 9	CLE Webinar: Where It's Coming from and Where It's Going: Federal and State Broadband Funding presented by the State & Local and Wireline Committees
December 13	CLE Webinar: AI in Fintech – What's Happening and What Comes Next presented by the Artificial Intelligence, Machine Learning & Robotics Committee
December 14	FCBA Program: The Future of Telehealth and Virtual Medicine presented by the Pacific Northwest Chapter
January 12	CLE Seminar: Telehealth 2022: The FCC Perspective, Lessons Learned and Future Challenges presented by the Telehealth Committee
April 1-3, 2022	FCBA Annual Seminar at the Omni Homestead in Hot Springs, VA



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