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N E W S

**March 2018** 

Newsletter of the Federal Communications Bar Association

# FCBA Meet and Greet the FCC / NTIA Bureau and Office Chiefs Reception to be held on March 15

The FCBA is pleased to announce a reception to meet and greet the FCC and NTIA Bureau and Office Chiefs on Thursday, March 15 from 6:00 – 8:00 p.m. The reception will be held at the JW Marriott, 1331 Pennsylvania Avenue, NW, Washington, DC.

Sponsorships of the event are available for \$650 and \$350 and include registrations to the reception. Sponsors will receive recognition

for their support at the event, in promotional emails and the newsletter, and on the website and other social media outlets. Individual tickets to the reception may also be purchased.

To register an individual, click here or use the form on page 34. See page 34 for sponsor registration. See list of reception sponsors on page 8.

### Nominations for the "Excellence in Government Service" Award Due March 9

In 2008, the Federal Communications Bar Association established an award, to be provided annually, to recognize the contributions of federal government employees to the field of communications. Recipients of the award include Daniel "Mack" Armstrong, Evan Kwerel, Julius Knapp, Mary Beth Richards, Patrick Carney, Karl Nebbia, Bobby Baker, Barbara Kreisman, Carol Mattey, and Diane Cornell. The 11th recipient will be announced in spring 2018.

All current federal government employees in communications-related positions (not limited to attorneys or FCBA members) are eligible nominees. The FCBA will consider an individual's dedication to excellence and long-term commitment to federal government public service in selecting the individual to be honored. In addition, the FCBA will view favorably nominees who have demonstrated service, dedication, and generosity of spirit in their careers. Nominations (1,000 words or less) should include the following information: (1) full name, title, work address and contact information of the nominee; (2) summary



Kingsmill Resort

### 2018 FCBA Annual Seminar to be held at Kingsmill Resort May 4 – 6

The 2018 FCBA Annual Seminar will be held at Kingsmill Resort on May 4-6. The Annual Seminar Committee is planning what promises to be an outstanding program filled with the latest information on telecom issues and great networking opportunities. The theme this year is The American Communications Experience. Look for further program details in the coming weeks!

IMPORTANT ROOM RESERVATION INFORMATION: The FCBA special group rates will only be guaranteed through Thursday, April 19. After this date, it is likely that the room rates will increase.

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# **Upcoming Key Events**

# **Wireline Committee CLE Seminar**

**Date/Time:** Monday, March 12, 12:00 – 2:15 p.m. **Location:** Jenner & Block LLP, 1099 New York Avenue, NW, Suite 900

**Topic:** The Connect America Fund Phase II Auction is Coming: Are You Ready?

► SEE PAGE 4

#### 13th Annual FCBA/ ABA Privacy and Data Security Symposium

Date/Time: Tuesday, March 20, 2:00 – 6:00 p.m. EST Location: Arnold & Porter Kaye Scholer LLP, 601 Massachusetts Avenue, NW. The program will also be broadcast live to seven remote Arnold & Porter locations.

**Topic:** "The Changing Cybersecurity Landscape for Communications Companies and Their Law Firms: Are You Ready?"

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#### International Committee CLE Seminar

**Date/Time:** Wednesday, April 4, 6:00 – 8:15 p.m. **Location:** Sheppard, Mullin, 2099 Pennsylvania Avenue, NW. Suite 100

Topic: Space Traffic
Management
SEE PAGE 6

#### Professional Responsibility Committee CLE Seminar

**Date/Time:** Tuesday, April 24, 6:00 – 8:15 p.m. **Location:** TBD

**Topic:** Ethics in a Changing World

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the FCBA?

#### Have a Comment, Idea, or Question for

Email **fcba@fcba.org**. We're always here to assist and are interested in your thoughts on programming, services, or anything else you'd like to

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# **PRESIDENT'S** Message

#### **DEAR FELLOW FCBA MEMBERS:**

With the unpredictable weather around the country, I'm not sure whether to wish you a happy spring, summer or winter. Whatever season you're experiencing, I hope that it's a happy one.



The FCBA is full of talented members, several of whom have been identified by

the Nominating Committee to serve as your elected leaders for terms beginning July 1, 2018. Thanks to this year's Nominating Committee: Robert Branson (Chair); Ann West Bobeck; Christine Crowe; Matthew DelNero; Kristine Fargotstein; Mia Guizzetti Hayes; Jennifer Manner; Nirali Patel; Lee Petro; Edward "Smitty" Smith; Bryan Tramont; Caroline Van Wie; and Stephanie Weiner. The full slate and more details about the upcoming voting process are included in this newsletter.

The FCBA Foundation's College Scholarship Committee and its dedicated team of volunteers is gearing up to review DC high school students' written applications and/or conduct interviews with the most promising applicants as part of the 2018 College Scholarship Program selection process. Thanks to everyone who has signed up to help review applications and interview students for one of the most rewarding FCBA volunteer activities. Scholarship winners will be announced at the June Annual Luncheon.

Just a few weeks ago, the FCBA and The Catholic University of America, Columbus School of Law successfully co-sponsored the 2018 National Communications and Technology Moot Court Competition. This was the largest field of teams to participate in recent years. Thanks to all FCBA members who participated in judging briefs and oral arguments. Kudos to the FCBA National Communications and Technology Moot Court Committee: Jeremy Berkowitz, Patrick Halley, Sean Lev, Andy Schwartzman, Danielle Thumann, Josh Turner, and CUA Law 3L, Kelsie Rutherford. And of course, congratulations to the George Washington University Law team for their victory.

The FCBA Chapters around the U.S. are busy planning their activities, so keep them in mind as you travel around the country. On March 15, the Rocky Mountain Chapter, in partnership with Silicon Flatirons, presents "Cyber Risks in an IoT World." Thanks to Rocky Mountain co-chairs **Mark Walker**, **Adam Peters** and **Lauren Wallace** for orchestrating this event. Also, on March 24, the Southern California Chapter will welcome Commissioner O'Rielly for a fireside chat during the 42nd Annual UCLA Entertainment Symposium. Thanks to co-chair **Robyn Polashuk** for her efforts to pull this wonderful program together.

We are thrilled to announce a live format for an event that will enable members across the country to participate. On Tuesday, March 20, the FCBA Privacy and Data Security Committee, the

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Angela M. Simpson
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#### **CHAPTER REPRESENTATIVES**

Joiava T. Philpott Robyn R. Polashuk

# DELEGATE TO THE AMERICAN BAR ASSOCIATION

M Anne Swanson

#### YOUNG LAWYERS REPRESENTATIVE

Kristine Fargotstein

#### **FCBA STAFF**

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Janeen Wynn, Senior Manager, Programs and Special Projects (janeen@fcba.org)

Wendy Jo Parish, Bookkeeper (wendy@fcba.org)

Editor – Kerry Loughney

Photographer – Mark Van Bergh www.markvanbergh.com



Website: http://www.fcba.org/foundation

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Rebecca Murphy Thompson

#### **EXECUTIVE COMMITTEE LIAISON**

Lee G. Petro

#### **Nominations Committee Presents FY2019 Slate of Candidates**

Pursuant to Article V, Section 21 of the Association's By-Laws, the FCBA Nominations Committee has nominated the persons set forth below as candidates for the positions shown for terms beginning July 1, 2018. Pursuant to Article IV, Section 2 of the By-Laws, this year the membership will elect a President-Elect, a Secretary, an Assistant Secretary, an Assistant Treasurer, a Chapter Representative for a two-year term, three (3) individuals to the Executive Committee for threeyear terms, three (3) individuals to the Nominations Committee for twovear terms, and four (4) individuals as Trustees of the FCBA Foundation for three-year terms.

#### **OFFICERS**

**President-Elect Joshua S. Turner**Wiley Rein LLP

**Assistant Treasurer Barry J. Ohlson**Cox Enterprises, Inc.

Secretary Anna Gomez Wiley Rein LLP

**Assistant Secretary Megan Anne Stull** Google

# CHAPTER REPRESENTATIVE TO EXECUTIVE COMMITTEE

**Timothy G. Nelson**Brooks, Pierce, McLendon, Humphrey & Leonard, LLP

#### **EXECUTIVE COMMITTEE**

(Three to be elected for three-year terms)

John Branscome
United States Senate
Committee on Commerce, Science and

Transportation

**Rudy Brioché** Comcast Corporation **Kathleen A. Kirby** Wiley Rein LLP

**Alison A. Minea**DISH Network L.L.C.

**Glenn T. Reynolds**Telcordia d/b/a iconectiv

**Brita D. Strandberg** Harris, Wiltshire & Grannis LLP

### NOMINATIONS COMMITTEE

(Three to be elected for two-year terms)

#### Claude Aiken

Federal Communications Commission

**Cristina Chou**Davis Wright Tremaine LLP

**Adam D. Krinsky** Wilkinson Barker Knauer, LLP

**Thomas Parisi**Covington & Burling LLP

Deborah J. Salons

Federal Communications Commission **Holly L. Saurer**Federal Communications Commission

# FCBA FOUNDATION BOARD OF TRUSTEES

(Four to be elected for three-year terms)

**Megan Brown**Wiley Rein LLP

Patrick R. Halley

Wilkinson Barker Knauer, LLP

**Trey Hanbury** Hogan Lovells US LLP

**Thomas C. Power** CTIA

**Joy M. Ragsdale**Federal Communications Commission

**Alex Reynolds**Davis Wright Tremaine LLP

Michael Saperstein

Frontier Communications

**Mary Claire York** 

Federal Communications Commission

Pursuant to the FCBA By-Laws, current President-Elect, **Lee G. Petro**, Drinker Biddle & Reath LLP, will become President on July 1, 2018 and current Assistant Treasurer **Natalie G. Roisman**, Wilkinson Barker Knauer, LLP, will become Treasurer on July 1, 2018. In addition, **M. Anne Swanson**, Cooley LLP, will serve a second year as Delegate to the American Bar Association and **Robyn Polashuk**, Covington & Burling LLP, will serve a second year as a Chapter Representative.

Pursuant to Article V, Section 21(c) of the FCBA By-Laws, additional nominations of candidates for the positions listed above may be made by Petition. The signatures of at least twenty-five (25) members of the FCBA must support each candidate nominated by Petition. Nominating Petitions must be submitted no later than Wednesday, April 4, 2018 to Kerry Loughney, FCBA Executive Director, 1020 19th Street, NW, Suite 325, Washington, DC 20036.

Election materials and instructions for electronic voting will be sent to all members eligible to vote around May 1, 2018. The election results will be announced during the FCBA Annual Meeting at the June Luncheon.

Special thanks to members of this year's Nominations Committee: Robert Branson (Chair); Ann West Bobeck; Christine Crowe; Matthew DelNero; Kristine Fargotstein; Mia Guizzetti Hayes; Jennifer Manner; Nirali Patel; Lee Petro; Edward "Smitty" Smith; Bryan Tramont; Caroline Van Wie; and Stephanie Weiner.

# Monday, March 12, 12:00 – 2:15 p.m. The Connect America Fund Phase Il Auction is Coming: Are You Ready?

The FCBA **Wireline Committee** will sponsor a CLE on **Monday, March 12** from **12:00 – 2:15 p.m.** entitled "The Connect America Fund Phase II Auction is Coming: Are You Ready?" The program will be held at Jenner & Block LLP, 1099 New York Avenue, NW, Suite 900.

To register, click here or go to the FCBA Website – Calendar of Events or use the form on page 32.

### Agenda

12:00 – 12:05 p.m. WELCOME AND INTRODUCTIONS

**Rebekah Goodheart**, Partner, Jenner & Block LLP

12:05 - 1:05 p.m.

#### PANEL 1: CONNECT AMERICA FUND PHASE II AUCTION RULES AND PROCEDURES

The first panel will include FCC experts who will provide an overview of the FCC's Connect America Fund Phase II Auction, including the applicable rules, auction design and bidding procedures. Our experts will explain how to participate in the Auction, when applications are due and additional education opportunities to learn more about the Auction framework.

Moderator:

Carol Mattey, Mattey Consulting LLC

Panelists:

Members of the FCC's Rural Broadband Auctions Task Force

1:05 – 1:15 p.m. BREAK 1:15 - 2:15 p.m.

# PANEL 2: ANALYSIS AND PREDICTIONS

This panel of experts will explain how the CAF Phase II Auction is different from previous universal service auctions and spectrum auctions. This panel will examine the implications of various decisions about the auction design and discuss how such decisions may impact the auction.

Moderator:

**L. Charles Keller**, Partner, Wilkinson Barker Knauer, LLP

Panelists:

**Dr. Peter Cramton**, Professor of Economics at the University of Cologne and the University of Maryland **Dr. Scott Wallsten**, President and Senior Fellow at the Technology Policy Institute

**Dr. David Salant**, Professor of Economics at the Toulouse School and Senior Managing Director at FTI Consulting

Tuesday, March 20, 2:00 - 6:00 p.m. EST 13th Annual ABA/ FCBA Privacy and Data Security Symposium The Changing Cybersecurity Landscape for Communications Companies and Their Law Firms: Are You Ready?

The FCBA Privacy and Data Security Committee and the ABA Forum on Communications Law will hold the 13th Annual Privacy & Data Security Symposium on Tuesday, March 20, 2018 from 2:00 – 6:00 p.m. This program will be held at Arnold & Porter Kaye Scholer LLP, 601 Massachusetts Avenue, NW. The

program will also be broadcast live to seven remote Arnold & Porter locations across the country.

Within the first five months of his administration, President Trump signed an executive order designed to improve the nation's cybersecurity efforts. Executive Order 13800 was generally hailed by both Republicans and Democrats as timely and important, as destabilizing cyberattacks like the WannaCry and NotPetya ransomware outbreaks demonstrate implementing a robust national cybersecurity posture and defending critical infrastructure cannot wait. While the Executive Order produced detailed analysis and reports on the country's cybersecurity framework, some experts clamor for more aggressive action by the Trump Administration, especially with respect to our nation's communications systems. This year's Symposium will examine this Executive Order, along with Congress, the FCC, and federal and state agency attempts to bolster the nation's cyber defenses. The individual sessions also will discuss the state of cyber law and recent cybersecurity incidents and risks to the telecommunications and media industries, including law firms. We will discuss the ABA and state bar association model codes and formal opinions and explore best practices for staying ahead of and responding to increasingly sophisticated cyber threats.

If you are an FCBA member who will be attending in person in Washington, DC, click here or use the form on page 32. \*Note that ABA Forum on Communications Law members may not register online. Please download the form and fax, mail, or email it.

To register to attend at one of the seven remote Arnold & Porter locations, use the form on page 33.

If you are interested in attending via teleconference and are located outside of the Washington, DC metropolitan area, please contact wendy@fcba.org.

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#### MARCH 20 CLE

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### Agenda

# 2:00 – 2:15 p.m. OPENING REMARKS AND INTRODUCTION OF OPENING ADDRESS SPEAKER

S. Jenell Trigg, Co-Chair, Annual Symposium; Founding Co-Chair Emeritus, FCBA Privacy & Data Security Committee; and Member and Chair, Privacy & Data Security Practice, Lerman Senter PLLC

**Carolyn Y. Forrest**, Chair, ABA Forum on Communications Law; and Vice President Legal Affairs, Fox Television Stations, LLC

**Julie Kearney**, President, FCBA; and Vice President, Regulatory Affairs, Consumer Technology Association

#### 2:15 - 2:40 p.m.

# AN OPENING ADDRESS: POLICY PRIORITIES FOR THE TRUMP ADMINISTRATION

A change in administration between parties always brings with it a change in policies and priorities. Over a year into the Trump administration, David Redl, Assistant Secretary for Communications and Information and Administrator at the National

### Charity Auction Beneficiary Application Now Available

The Auction Committee is now accepting applications from local charities to be considered as beneficiary of the 29th Annual FCBA Charity Auction. The application is available at

http://www.fcba.org/wp-content/uploads/2018/03/Auction-Beneficiary-Application-2018.pdf and should be received by the FCBA by U.S. Mail, fax, or email no later than Friday, April 13, 2018.

Telecommunications and Information Administration in the U.S. Department of Commerce will provide an overview of the administration's priorities with respect to cybersecurity matters.

**DAVID REDL**, Assistant Secretary for Communications and Information and Administrator, National Telecommunications and Information Administration, U.S. Department of Commerce

#### 2:40 - 4:10 p.m.

# SESSION I - STATE OF THE LAW AND ENFORCEMENT

Government entities took both proactive and reactive steps to address various cybersecurity concerns in 2017. Particularly in Congress, data breach notification and data security issues raised alarm among lawmakers following the Equifax hack exposed in August. However, other efforts, such as those by states and the executive branch have sought, in part, to be more proactive in countering cyber threats. Federal and state entities addressed cybersecurity concerns through a variety of initiatives, including providing more funding for improved security measures, requiring government agencies or businesses to implement specific types of security practices, increasing penalties for computer crimes and assessing threats to critical infrastructure. Session I will examine enacted measures to protect and strengthen the nation's cybersecurity framework. Further, the panel will discuss what more federal and state governments must accomplish to ensure robust protections against growing cyber threats.

#### Moderator:

John Heitmann, Co-Chair, Annual Symposium; Chair, FCBA Privacy & Data Security Committee; and Chair and Partner, Communications, Kelley Drye & Warren LLP

#### Speakers:

**Megan Brown**, Partner, Telecom, Media & Technology and Privacy & Cybersecurity, Wiley Rein LLP **Hayley Chang**, Deputy General Counsel, Department of Homeland Security

Hilary Lane, Senior Vice President, Information Governance, and Chief Privacy Officer, NBCUniversal (invited) John Marinho, Vice President, Cybersecurity & Technology, CTIA Michael (Mick) Stawasz, Deputy Chief for Computer Crime, Criminal Division, Department of Justice

4:10 – 4:30 p.m. BREAK

#### 4:30 - 6:00 p.m.

#### SESSION II - REQUIREMENTS AND BEST PRACTICES FOR STAYING AHEAD OF AND RESPONDING TO CYBER THREATS

Major cybersecurity attacks are increasingly common and sophisticated, affecting large and small organizations in the private and public sectors. Communications companies and law firms are both particularly prized targets for cybercriminals. The potential impact of a coordinated attack on an organization, its brand and its customer trust is significant, regardless of whether or not an attack results in data breaches or data theft. Cybersecurity against today's threats requires full attention and engagement across an organization, including its affiliates, suppliers/vendors, and professional companies, such as law firms, extending well beyond the realm of IT. Session II will discuss cybersecurity prevention strategies to help mitigate communications companies and their law firms' risks for inadvertent disclosure of confidential information in addition to identification of legal requirements and best practices to stay ahead of emerging threats.

#### Moderator:

Adrienne Fowler, Co-Chair, Annual Symposium; Co-Chair, FCBA Privacy & Data Security Committee; and Partner, Data Privacy, Security & Use, Harris, Wiltshire & Grannis LLP

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#### **MARCH 20 CLE**

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#### Speakers:

**Dr. Allan Friedman**, Director of Cybersecurity Initiatives at National Telecommunications and Information Administration, U.S. Department of Commerce

**Sam Matheny**, Chief Technology Officer, National Association of Broadcasters

Edward J. McAndrew, Co-Practice Leader and Partner, Privacy & Data Security, Ballard Spahr LLP Harry Wingo, Faculty Member, College of Information and Cyberspace, National Defense University

#### 6:00 p.m.

#### **CLOSING REMARKS**

John Heitmann, Co-Chair, Annual Symposium; Chair, FCBA Privacy & Data Security Committee; and Chair and Partner, Communications, Kelley Drye & Warren LLP

**SYMPOSIUM SPONSORS:** Arnold & Porter Kaye Scholer; Consumer Technology Association (CTA)<sup>TM</sup>; Harris, Wiltshire & Grannis; Lerman Senter; and Wilkinson Barker Knauer

#### **ABA PASSPORT SPONSORS:**

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**REGISTRATION:** The ABA/FCBA Privacy & Data Security Symposium

originates in Washington, DC, with broadcast transmissions to Arnold & Porter Offices in New York, Los Angeles, San Francisco, Chicago, West Palm Beach, Houston, and Denver. Telephoneonly remote transmission will also be available for persons located outside of the Baltimore-Washington metropolitan area.

- \$225 for Private Sector FCBA/ABA Forum Members
- \$100 for Government/Academic/ Transitional FCBA/ABA Forum Members
- \$50 for FCBA/ABA Forum Student Members
- \$400 for Non-Members

Please contact S. Jenell Trigg, Lerman Senter PLLC, ABA Forum Chair of the Symposium, for more information about registration and sponsorships: **strigg@lermansenter.com** or 202-416-1090.

## Wednesday, April 4, 6:00 – 8:15 p.m. Space Traffic Management

The FCBA International Telecommunications Committee will sponsor a CLE on Wednesday, April 4 from 6:00 – 8:15 p.m. entitled "Space Traffic Management." This program will be held at Sheppard, Mullin, 2099 Pennsylvania Avenue, NW, Suite 100.

We are at a very exciting time in the further development of space for communications, manned missions,

commercial ventures and other innovative uses. With this increased usage, whether it is constellations of non-geostationary orbit satellites, nanosats, increasing launch activities, manned missions or other commercial ventures, this challenges the current regimes governing space management. This CLE will explore this area and how industry, the government and others are responding to this challenge domestically and internationally.

To register, click here or go to the FCBA Website – Calendar of Events or use the form on page 32.

### Agenda

6:00 – 6:05 p.m. WELCOME AND INTRODUCTIONS

#### 6:05 – 6:25 p.m. KEYNOTE ADDRESS

**Earl Comstock**, Director, Office of Policy and Strategic Planning, Department of Commerce

#### 6:25 – 7:15 p.m.

# DEFINING THE SPACE TRAFFIC MANAGEMENT PROBLEMS – WHY FINDING A SOLUTION IS EXCEEDINGLY COMPLICATED

The first panel will discuss the growing need for space traffic management in light of the already crowded conditions in space and the plans for many more mega-constellations. This CLE program will examine how developing solutions within the United States and globally is exceedingly complicated from both technical and regulatory perspectives.

#### Moderator:

**Stephen Goodman**, Counsel, Butzel Long and Co-Chair, FCBA International Telecommunications Committee

#### Speakers:

**Karl Kensinger**, Deputy Division Chief, Satellite Division, International Bureau **Steve Kitay**, Deputy Assistant Secretary of Defense for Space Policy (*invited*)

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# **To Update Your Membership Contact Information**

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.

#### **APRIL 4 CLE**

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**Tim Maclay**, Ph.D, Director of Mission Systems Engineering, OneWeb (*invited*)

7:15 – 7:25 p.m. BREAK

# 7:25 - 8:15 p.m. POTENTIAL SOLUTIONS TO THE INTRACTABLE PROBLEM OF SPACE TRAFFIC MANAGEMENT

The second panel will address some of the ways that we might be able to address the critical need for rules, cooperation and information sharing to create a system of effective Space Traffic Management. The panelists will discuss the roles of government and private-sector actors in developing an effective system for maintaining outer space as a critical resource for communications and remote imaging satellites.

#### Moderator:

**Jennifer A. Manner**, Senior Vice President, Regulatory Affairs, Echostar

#### Speakers:

**Bhavya Lal**, Ph.D., Research Staff Member, IDA Science and Technology Policy Institute

**Therese Jones**, Senior Director of Policy, Satellite Industry Association **Brian Weeden**, Director of Program Planning, Secure World Foundation

## Thursday, April 19, 3:00 – 5:15 p.m. Technology and Policy for Connected and Autonomous Vehicles

The FCBA **Engineering and Technical** and **Internet of Things Committees** will sponsor a CLE on **Thursday, April 19** from **3:00 – 5:15 p.m.** entitled "Technology and Policy for Connected and Autonomous Vehicles." The program will be held at Hogan Lovells US LLP, 555 13th Street, NW.

To register, click here or go to the FCBA Website – Calendar of Events or use the form on page 32.

### Agenda

#### 3:00 – 3:05 p.m. WELCOME AND INTRODUCTIONS

**Laura Stefani**, Co-Chair, FCBA Engineering and Technical Committee

#### 3:05 - 4:05 p.m.

# REGULATORY CHANGES TO SUPPORT CONNECTED AND AUTONOMOUS VEHICLES

Both traditional and non-traditional car manufacturers are focused on bringing semi-autonomous or even autonomous vehicles to market – perhaps within the next half decade. Meeting these goals will depend on numerous regulatory changes from both the Capitol Hill and various federal agencies, including the NHTSA and FCC. This panel looks at issues that must be addressed before real deployment can occur.

#### Moderator:

Laura Stefani, Of Counsel, Mintz Levin

#### Speakers:

Nancy Bell, Senior Manager, External Affairs, Fiat Chrysler Automotive John Kuzin, Vice President and Regulatory Counsel, Government Affairs, Qualcomm Rob Schill, HERE Government Relations – Americas Steve Wood, Assistant Chief Counsel for Vehicle Safety Standards & Harmonization, National Highway

Traffic Safety Administration (invited)

4:05 – 4:15 p.m. BREAK

# 4:15 – 5:15 p.m. PRIVACY AND CYBERSECURITY IN CONNECTED AND AUTONOMOUS VEHICLES

Autonomous vehicles additionally raise new technological challenges in the areas of privacy, security and accountability. This panel considers legal and regulatory issues that must be addressed regarding privacy and cybersecurity.

#### Moderators:

**Tim Tobin**, Partner, Hogan Lovells US LLP

Megan Brown, Partner, Wiley Rein LLP

#### Speakers:

Paul Schomberg, Director, Government & Public Affairs, Panasonic Corporation of America Lauren Smith, Privacy Counsel, Future of Privacy Forum

### Tuesday, April 24, 6:00 – 8:15 p.m. Ethics in a Changing World

The FCBA **Professional Responsibility Committee** will sponsor a CLE on **Tuesday, April 24** from **6:00 – 8:15 p.m.** entitled "Ethics in a Changing World." The program will be held at a location to be determined in Washington, DC.

The FCBA has applied for 2.0 hours of MCLE Ethics credit from the VA State Bar. Approval is pending.

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### Join the FCBA on Facebook and Twitter!

Did you know that FCBA has a Facebook page and Twitter account? The FCBA Social Media Committee 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! Facebook: <a href="https://www.facebook.com/CommunicationsBar/">https://www.facebook.com/CommunicationsBar/</a> - Twitter: @FCBALaw

#### **APRIL 24 CLE**

CONTINUED FROM PAGE 7

To register, click here or go to the FCBA Website – Calendar of Events or use the form on page 32.

#### Agenda

6:00 – 6:05 p.m. WELCOME AND INTRODUCTIONS

# 6:05 – 7:05 p.m. STAYING ETHICALLY GROUNDED THROUGH LATERAL COMINGS AND GOINGS

The panelists will discuss ethical issues you should consider when changing firms, or when hiring lateral attorneys, how to safeguard the firm's client base and client confidentiality when a colleague leaves, and the rules governing notification to clients when leaving a firm. The following topics will be discussed:

- How and when should a departing lawyer (or the firm) notify existing clients? Who has the right to the client's file? What happens if the client owes money? Can a lawyer be guilty of dishonesty in taking clients or other staff in a lateral move? Of misconduct in "abandoning" a client? What about the lawyer's right to compete?
- What imputed conflicts apply when an attorney changes firms, either with clients or without clients? Do jurisdictions differ on this question?
- Would ABA Rule 1.6 on client confidentiality or various state permutations (or lack thereof) ever preclude an incoming attorney from disclosing client information for purposes of screening conflicts?

7:05 – 7:15 p.m. BREAK

# 7:15 - 8:15 p.m. ADAPTING TO NEW TECHNOLOGY AS AN ETHICAL ATTORNEY

The experts will discuss the requirements for staying

technologically up-to-date, valuable digital tools for the competent attorney, some of the pitfalls in using social media, and the use of social media in adversarial cases. The following topics will be discussed:

- What are the affirmative obligations to use new technology to make legal service and support more accessible? Does the bar writ large have such a duty?
- How do the ethics rules apply to the use of social media by attorneys in their practice? What are the duties to use technology affirmatively and to defend against its adverse use in representing clients?
- What boundaries do ethics place on using social media to market or promote legal services?
- Are there geographic limitations that lawyers must heed now that technology makes practice anywhere possible?
- How do attorneys handle technology changes happening faster than bars can issue ethical guidance?

#### Confirmed speakers:

Arthur D. Burger, Jackson and

Campbell, P.C.; Chair, Professional Responsibility Practice Group **Marni E. Byrum**, McQuade Byrum, PLLC, President-Elect Designee, Virginia State Bar; Former Chair, Virginia State Bar Standing Committee on Legal Ethics

Charles Davant, Partner, Williams & Connolly LLP; Chair, District of Columbia Court of Appeals Committee on Unauthorized Practice of Law Bernard J. DiMuro, Managing Partner, DiMuro Ginsburg; Past President, Virginia State Bar; Former Chairman, Virginia Supreme Court Disciplinary Board

**Jack Marshall**, President and founder, ProEthics, Ltd.

#### Moderator:

**Amy Richardson,** Partner, Harris, Wiltshire & Grannis, LLP; Co-Chair, Professional Responsibility Practice Group

# Thanks to the Bureau and Office Chiefs Reception Sponsors!

\*as of 3/1/18

Arnold & Porter

#### GOLD

AT&T Services Inc BakerHostetler LLP COMCAST NBCUNIVERSAL Competitive Carriers Association Covington & Burling LLP Fletcher, Heald & Hildreth Harris, Wiltshire & Grannis LLP Hogan Lovells US LLP Iridium Communications Inc. Lockheed Martin Corporation Microsoft. Mintz Levin Pillsbury Winthrop Shaw Pittman LLP Sheppard, Mullin, Richter & Hampton LLP Somos, Inc. Squire Patton Boggs (US) LLP T-Mobile Government Affairs USTelecom - The Broadband Association Venable LLP Verizon Wiley Rein LLP Wilkinson Barker Knauer, LLP Willkie Farr & Gallagher LLP

#### SILVER

Association

Wireless Infrastructure

American Cable Association
Cox Enterprises
CTIA
Drinker Biddle & Reath LLP
Frontier Communications
Latham & Watkins LLP
Lerman Senter PLLC
NCTA – The Internet &
Television Association
Satellite Industry Association
Telecommunications Industry
Association
Viacom

#### **ANNUAL SEMINAR**

CONTINUED FROM PAGE 1

**RESERVATIONS BY PHONE:** You may make reservations over the phone by calling the Resort Reservation Department at 800-832-5665 or 757-253-1703. In order to receive the preferred rates, attendees will need to identify themselves with the Federal Communications Bar Association.

**RESERVATIONS ONLINE:** You may also make reservations online by accessing the following link: https://reservations.travelclick.com/15459?groupID=1902768. This link will direct guests straight to the Federal Communications Bar Association reservation site.

Resort guest rooms are located along the golf course and tennis courts and are a short walk to the sports club, spa and restaurants. Deluxe guest rooms are located in close proximity to the fitness center, spa and restaurants, and overlook Wareham's Pond. River guest rooms feature views of the James River and are closest to the pools, fitness center, spa and restaurants. All guest rooms feature a private balcony or patio.

Rooms for government employees are available at per diem rates. Contact Kerry Loughney (**kerry@fcba.org**) for more information. Please reserve your rooms now!

To register for the seminar and activities, use the form on page 35.

If you are interested in sponsoring the Annual Seminar, please use the form on page 36.

For information on the government and academic scholarships being offered, see page 31.

The social side of the seminar will begin with a reception Friday evening followed by our traditional family BBQ dinner. Following dinner, attendees will have an opportunity to compete for unique prizes at the always popular Bingo Party. Later in the evening the FCBA's Club Karaoke will provide the opportunity for one and all to showcase their singing talents for their colleagues, families, and friends. Saturday will open with our breakfast buffet. Saturday afternoon will feature FCBA golf and tennis tournaments. in addition to a few activities still being organized. Saturday evening will feature a reception followed by a dinner buffet and evening activity. Sunday morning the seminar closes with a breakfast buffet.

# SATURDAY AFTERNOON ACTIVITIES

Golf and Tennis. Participate in the golf outing and enjoy an afternoon on the Plantation Golf Course, an Arnold Palmer and Ed Seay design that challenges players of all skill levels. The 6,432-yard, par-72 course favors accurate iron play and good putting. Enjoy refreshments from the beverage care courtesy of Verizon. If

you would rather play tennis, join your fellow FCBA friends in a round robin tournament!

#### **ABOUT KINGSMILL**

Kingsmill is situated on 2,900 protected acres along the James River, 150 miles from downtown Washington, DC. The resort offers many unique experiences. To learn more about Kingsmill and its many amenities and activities, go to: https://www.kingsmill.com/.

Williamsburg offers tons of exciting adventures and activities. You can step back in time and relive the days of Colonial Virginia, go to Busch Gardens, or explore a variety of shops and boutiques.

If you plan to book a spa treatment, call 800-965-4772 or 757-253-8230 as soon as possible. Appointments are certain to book up quickly. When contacting the resort for any service, be sure to mention that you will be attending the FCBA Seminar. Visit <a href="https://www.kingsmill.com/spa/overview/">https://www.kingsmill.com/spa/overview/</a> for information about the services offered.

# BABYSITTING AND CHILDCARE

Please contact Kerry (kerry@fcba.org) with questions about babysitting or childcare throughout the weekend.

We hope you join us for the 2018 FCBA Annual Seminar!

### **Special Thanks to our Annual Seminar Sponsors!**

\*as of 3/01/18

#### GOLD

AT&T

CenturyLink

Comcast NBCUniversal

Consumer Technology Association

 $(CTA)^{TM}$ 

Covington & Burling LLP

**CTIA** 

Google

ITTA

Lawler, Metzger, Keeney & Logan, LLC Lukas, LaFuria, Gutierrez & Sachs, LLP Neustar, Inc. T-Mobile Government Affairs Venable LLP Verizon

Wiley Rein LLP

Wilkinson Barker Knauer, LLP

#### SILVER

NCTA – The Internet & Television Association

#### **BRONZE**

Deutsche Telekom Iridium Communications Inc. Kellogg, Huber, Hansen, Todd, Evans & Figel, P.L.L.C.

#### **ACTIVITY SPONSORS**

Friday Evening Reception Harris, Wiltshire & Grannis LLP

Friday Night Bingo AT&T Services, Inc.

Friday Night Karaoke

Hogan Lovells US LLP

Saturday Morning Break Sidley Austin LLP

Saturday Evening Reception Somos, Inc.

Golf Tournament Verizon

# **COMMITTEE AND CHAPTER Events**

#### **Engineering and Technical** Committee

**Event:** CLE Seminar co-hosted by the Internet of Things Committee

Date/Time: Thursday, April 19, 3:00 –

5:15 p.m.

Location: Hogan Lovells US LLP, 555 13th

Street, NW

**Topic:** Technology and Policy for Connected

and Autonomous Vehicles

For more information: See page 7. To register: Click here or go to the FCBA Website - Calendar of Events or use the form on page 32.

#### **FCC Enforcement Committee**

**Event:** Brown Bag Lunch co-hosted with the

Young Lawyers Committee

**Date/Time:** Friday, March 23, 12:15 – 1:30 p.m. (please arrive early to allow for FCC security check)

**Location:** Federal Communications Commission, 445 12th Street, SW, (3 South) **Topic:** Enforcement 101, Session 2 – Analysis of an Investigation; Enforcement Case Study

Speakers: TBD

To RSVP: Click here or go to the FCBA Website - Calendar of Events

#### International **Telecommunications Committee**

**Event:** Brown Bag Lunch

Date/Time: Thursday, March 29, 12:15 -

1:30 p.m.

**Location:** Sheppard, Mullin, 2099 Pennsylvania Avenue, NW. Suite 100

**Topic:** A novel approach to facilitating C band

use for terrestrial

**Speakers:** Steve Goodman, Butzel Long (Moderator). Peter Pitsch. Associate General Counsel, Intel, and Danielle Piñeres, NCTA Associate General Counsel, other speakers TBD

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

**Event:** CLE Seminar

Date/Time: Wednesday, April 4, 6:00 –

Location: Sheppard, Mullin, 2099 Pennsylvania Avenue, NW, Suite 100 **Topic:** Space Traffic Management For more information: See page 6. To register: Click here or go to the FCBA Website - Calendar of Events or use the form on page 32.

#### **Internet of Things Committee**

**Event:** CLE Seminar co-hosted by the Engineering and Technical Committee **Date/Time:** Thursday, April 19, 3:00 – 5:15

**Location:** Hogan Lovells US LLP, 555 13th

Street, NW

**Topic:** Technology and Policy for Connected

and Autonomous Vehicles

For more information: See page 7. To register: Click here or go to the FCBA Website - Calendar of Events or use the form on page 32.

#### **Mass Media Committee**

**Event:** Brown Bag Lunch

Date/Time: Tuesday, March 13, 12:15 -

**Location:** Wiley Rein LLP, 1776 K Street,

**Topic:** FCC's Modernization of Media Regulations Initiative: From what has been done, to what is in play, to what is on the industry's wish list.

**Speakers:** Davina Sashkin, Member, Fletcher, Heald, Hildreth; Ann Bobeck, Special Counsel, Covington & Burling; Sally Buckman, Manager, Lerman Senter; Emmy

Parsons, Assistant General Counsel, National Association of Broadcasters

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

#### **Privacy and Data Security Committee**

**Event:** CLE Seminar presented in association with the ABA Forum on Communications Law **Date/Time:** Tuesday, March 20, 2:00 – 6:00 p.m. EST

**Location:** Arnold & Porter Kaye Scholer LLP, 601 Massachusetts Avenue, NW. The program will also be broadcast live to seven remote Arnold & Porter locations across the country. **Topic:** 13th Annual ABA/FCBA Privacy &

Data Security Symposium: "The Changing Cybersecurity Landscape for Communications Companies and Their Law Firms: Are You Ready?"

For more information: See page 4. To register an FCBA member to attend in-person at the DC location:

**Click here** or use the form on page 32. \*Note that ABA Forum on Communications Law members may not register online. Please download the form and fax, mail, or email it.

To register to attend at one of the seven remote Arnold & Porter **locations:** Use the form on page 33.

#### **Professional Responsibility Committee**

**Event:** CLE Seminar

**Date/Time:** Tuesday, April 24, 6:00 – 8:15 p.m.

Location: TBD

**Topic:** Ethics in a Changing World The FCBA has applied for 2.0 hours of MCLE Ethics credit from the VA Bar. Approval is

pending.

For more information: See page 7. To register: Click here or go to the FCBA Website - Calendar of Events or use the form on page 32.

#### **Wireline Committee**

**Event:** CLE Seminar

Date/Time: Monday, March 12, 12:00 -

2:15 p.m.

**Location:** Jenner & Block LLP, 1099 New

York Avenue, NW. Suite 900

**Topic:** The Connect America Fund Phase II Auction is Coming: Are You Ready? 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 32.

#### **Young Lawyers Committee**

**Event:** Brown Bag Lunch

Date/Time: Friday, March 16, 12:15 -

1:30 p.m.

**Location:** Wilkinson Barker Knauer, LLP,

1800 M Street, NW, 800N

**Topic:** The Next Step in Your Career: A YLC Roundtable Discussion. We've toasted the deans and suppered with mentors. Now join more experienced members of the YLC to discuss how young lawyers can continue growing in their careers, nurture mentor/ sponsor relationships, find challenging work, and determine when to seek new opportunities.

Speakers: Erin Griffith (WBK), Sadé Oshinubi (WIA), Henry Wendel (Cooley), and another TBD. Moderated by Rachel Wolkowitz (WBK) and Jamile Kadre (FCC).

For more information: Contact Rachel Wolkowitz RWolkowitz@wbklaw.com or Jamile Kadre at Jamile.Kadre@fcc.gov.

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

**Event:** Brown Bag Lunch co-hosted with the FCC Enforcement Committee

Date/Time: Friday, March 23, 12:15 -1:30 p.m. (please arrive early to allow for FCC

security check)

**Location:** Federal Communications Commission, 445 12th Street, SW, (3 South) **Topic:** Enforcement 101, Session 2 – Analysis of an Investigation; Enforcement Case Study

Speakers: TBD

To RSVP: Click here or go to the FCBA

Website - Calendar of Events.

CONTINUED ON NEXT PAGE ▶

# **COMMITTEE AND CHAPTER** Events

CONTINUED FROM PAGE 10

#### **Rocky Mountain Chapter**

**Event:** Program presented in partnership with

the Silicon Flatirons

**Date/Time:** Thursday, March 15, 4:00 – 7:00

p.m. (Mountain Time)

**Location:** CableLabs, 858 Coal Creek Circle,

Louisville, CO 80027

**Topic:** Cyber Risks in an IoT World **For more information:** See **page 12**. **To register:** Visit **https://siliconflatirons.org/events/cyber-risks-in-an-iot-world/**. This program is free to FCBA members.

#### **Southern California Chapter**

**Event:** The 42nd Annual UCLA Entertainment Symposium

**Date/Time:** Friday, March 23 and Saturday, March 24, 2018; the FCBA co-sponsored program will be on Saturday, March 24 at 9:00 a.m. **Location:** Macgowan Hall/UCLA, 245 Charles E. Young Drive E, Los Angeles, CA

90095

**Topic:** Fireside Chat with FCC Commissioner

Michael O'Rielly

**Speaker:** Michael O'Rielly has served as an FCC Commissioner since 2013, joining the Commission after having previously served in the Office of the Senate Republican Whip. He joins UCLA Entertainment Symposium first-

thing Saturday morning for a fireside chat with UCLA Law Professor Doug Lichtman, where the two will explore the Commission's recent efforts with respect to broadband deployment, network neutrality, and a host of other issues.

For more information: Please contact

Southern California Chapter Chair, Robyn Polashuk, at **rpolashuk@cov.com**.

**To register:** Use this link to the **Symposium Registration Page** at the UCLA Central Ticket Office. This program with Commissioner O'Rielly is co-sponsored with FCBA, and FCBA members receive a 20% discount off the \$395 Symposium registration fee (\$316 for the two-day Symposium) -- please enter the code FCBA20

#### PRESIDENT'S MESSAGE

CONTINUED FROM PAGE 2

ABA Forum on Communications Law, and the ABA Cybersecurity Legal Task Force will hold the 13th Annual Privacy & Data Security Symposium from 2:00 – 6:00 p.m. EST. This program will be held at the DC offices of Arnold & Porter Kaye Scholer. The program will also be broadcast live to seven remote Arnold & Porter locations across the country. Details are on page 4 of this newsletter, so please sign up!

Don't forget to submit nominations for the "Excellence in Government Service" Award, which are due on March 9. This is our opportunity to recognize our colleagues who have dedicated themselves to public service in the field of communications.

The Annual Seminar Planning Committee is in full swing planning "The American Communications Experience," which is our theme for the weekend of May 4 to 6 at Kingsmill Resort in Williamsburg, Virginia. We'll have a dynamic and exciting schedule of programming and activities that you won't want to miss. Come early and beat the traffic!

The FCBA Committees and Chapters have been busy planning timely and topical events. Make sure to attend the upcoming, substantive events on public

safety communications systems, privacy and security, the Connect America Fund, space traffic management, autonomous vehicles and more! Check the newsletter, the FCBA website, Facebook and Twitter for details.

I look forward to seeing you at the FCBA's many events this month, including the Meet and Greet with the FCC/NTIA Bureau and Office Chiefs Reception on March 15. As always, feel free to contact me at: jkearney@CTA.tech or 703.907.7644.

#### Julie M. Kearney

FCBA President 2017-2018

#### **NOMINATIONS**

CONTINUED FROM PAGE 1

of the nominee's outstanding service and/or achievements; (3) a narrative explanation of the nominee's service including the following information: how the nominee's dedication to excellence and public service is outstanding, significant, and "above and beyond the call of duty;" the length of the government service; and any other relevant information, such as a history of mentoring, that would assist the award committee in evaluating the nomination. Please submit nominations by email to kerry@fcba. org. Nominations are due no later than Friday, March 9, 2018.

## Volunteers Needed for Young Lawyers Committee Law School Outreach Program

It is time once again for the FCBA Young Lawyers Committee's annual law school outreach initiative. The goal of the initiative is to reach out to law students and introduce them to the FCBA and careers in communications law through sponsoring career panels at various law schools. We are currently looking for volunteers to speak on panels and help organize the events.

Please contact Bill Durdach (williamdurdach@gmail.com), Tim Doughty (timothy. doughty@gmail.com), and Lauren McCarty (laurenmcct@gmail.com) if you would like to help with this outreach effort and make 2018 another successful year for the program!

# **COMMITTEE AND CHAPTER News**

### FCBA Rocky Mountain Chapter and the Silicon Flatirons present "Cyber Risks in an IoT World"

THURSDAY, MARCH 15, 4:00 – 7:00 P.M. (MOUNTAIN TIME) LOCATION: CABLELABS, 858 COAL CREEK CIRCLE, LOUISVILLE, CO 80027

From DDoS attacks to ransomware to data breaches, there is no shortage of cyber threats in today's connected world. The risk to consumers, businesses of all sizes, and governments are only increasing with the rapid proliferation of connected devices known as the "Internet of Things" (IoT), many of which are highly vulnerable to exploitation. Recent reports conclude that the number of IoT devices has surpassed the number of desktops, laptops, tablets, and smartphones combined and is only expected to grow dramatically. The IoT promise of increased productivity, safety, and convenience is in jeopardy, unless cybersecurity is more fully addressed by all stakeholders.

With the constant barrage of cyber incidents and associated headlines, governments at all levels are taking notice and seeking to grapple with the rapidly evolving threat landscape. Cybersecurity is no longer the domain of the IT department, but rather a key area of governance for nearly all enterprises. This event will examine key elements of federal cybersecurity policy and the evolving risk landscape faced by enterprises.

Please register at https://siliconflatirons. org/events/cyber-risks-in-an-iot-world/. This program is free to FCBA members.

### Agenda

# 4:00 – 4:05 p.m.

**Rob Alderfer**, Vice President, Technology Policy, CableLabs

4:05 - 4:35 p.m.
OVERVIEW AND PRIMER ON
FEDERAL CYBERSECURITY
POLICY

**Clete D. Johnson**, Partner, Wilkinson Barker Knauer, LLP

# 4:35 – 5:25 p.m. IMPLICATIONS FOR THE ENTIRE INTERNET ECOSYSTEM: THE FEDERAL GOVERNMENT'S RECENT BOTNET REPORT AND THE PROPOSED IOT CYBERSECURITY IMPROVEMENT ACT

Moderator:

**Mark Walker**, Director, Technology Policy, CableLabs

#### Presenter:

**Evelyn Remaley**, Deputy Associate Administrator, Office of Policy Analysis and Development, National Telecommunications and Information Administration

#### Panelists:

**Tracy L. Lechner**, Shareholder, Brownstein Hyatt Farber Schreck, LLP **Nick Feamster** (Invited), Professor of Computer Science; Deputy Director, Center for Information Technology Policy, Princeton University

5:25 – 5:40 p.m. BREAK

# 5:40 – 6:30 p.m. THE RISK LANDSCAPE FOR ENTERPRISES: ATTACKS, RECOVERY, LIABILITY, AND COMPLIANCE

#### Moderator:

**Blake Reid**, Associate Clinical Professor, University of Colorado Law School; Technology Policy Initiative Director, Silicon Flatirons

#### Panelists:

**Paul Diamond**, Public Policy Director, CenturyLink

**John Diana**, General Counsel, LogRhythm, Inc.

**Ryan Howe**, General Counsel, Webroot. Inc.

**Deborah Shinbein Howitt**, Director, Lewis, Bess, Williams & Weese, P.C.

#### 6:30 - 7:00 p.m. RECEPTION

Sponsored by Wilkinson Barker Knauer, LLP

### **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.

In general, we need conference rooms that can seat at least 30 people at tables for brown bag lunches and committee meetings and conference rooms that can seat at least 60 people theatre style for CLE seminars. Firms and companies hosting brown bag lunches provide beverages and desserts; firms and companies hosting CLE seminars provide beverages and snacks. Brown bag lunches are generally held from 12:00-1:30 p.m. and CLE seminars are generally held from 12:00-2:15 p.m., 3:00-5:15 p.m., or 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, and video projection capabilities for PowerPoint presentations. If your firm or company has the needed conference room facilities and capabilities and would be willing to host future FCBA activities, please email **Kerry Loughney**, **kerry@fcba.org**.

# **COMMITTEE AND CHAPTER News**

# Legislative and Young Lawyers Committees Brown Bag Lunch co-hosted by the Women in Government Relations Telecom, Tech, & IP Task Force

On February 20, the Legislative and Young Lawyers Committees co-hosted a brown bag lunch with the Women in Government Relations (WGR) Telecom, Tech, & IP Task Force about what is coming up in tech and telecom policy in 2018. Panelists from the FCC and the House Energy & Commerce Committee focused on policy efforts around spectrum and infrastructure as well as cybersecurity and process reform. The event, which was hosted by Arnold & Porter, was attended by over 30 FCBA and WGR members. Special thanks to panelists Brooke Ericson

(Chief of Staff and Media Advisor, Office of FCC Commissioner Michael O'Rielly), Jerry Leverich (Minority Counsel for Communications and Technology, House Energy & Commerce Committee), Matthew Pearl (Legal Advisor, Office of the Bureau Chief, FCC Wireless Telecommunications Bureau), Lauren McCarty (Counsel, House Committee on Energy & Commerce), and moderators Kristin Strobel (Director of State Affairs, BGR Government Affairs) and Rachel Nemeth (Director of Regulatory Affairs, Consumer Technology Association).







# Are you an expert on a topic that should be the subject of a CLE or other FCBA event? Or can you recommend someone who is?

The FCBA invites you to send your ideas! Our committees are always looking for potential speakers from diverse backgrounds. Suggestions will be added to a list maintained by the Diversity Committee and the FCBA. This will help the Committee to provide the most inclusive suggestions possible when supporting other Committees in their programming efforts. Please forward any suggestions you have (including suggesting yourself!) to Kerry Loughney at kerry@fcba.org.

# **FOUNDATION** News

# A Message on behalf of the FCBA Foundation

#### DEAR FCBA MEMBERS,

In these early months of 2018, your FCBA Foundation Board of Trustees has been hard at work implementing three programs core to our mission: scholarships for local high school students interested in communications-related fields of education, including STEM programs, law, economics, and journalism; stipends for law students who choose to serve in communicationsrelated public service internships for the summer; and scholarships for students in communications-related graduate legal studies. Our application process is in full swing, and by May we will have completed our extensive review and interview process. Last year, we awarded four-year college scholarships to 22 deserving Washington, DC high school graduates; stipends to 16 law school students who interned in public service positions; and scholarships to nine law school students for the 2017-2018 school year.

Of course, we cannot sustain our vibrant scholarship and stipend programs without financial help from our members. The amount of money we raise by March 31 largely will determine how many students we can assist this 2017-2018 fiscal year. If you have not done so already, the Board of Trustees invites you and your organization to support the FCBA Foundation. Recognizing the social value and importance of our programs, many of our Named Scholarship donors are there for the Foundation year after year, as are

so many of you. Given the increasing interest in our scholarship programs, we would welcome broader participation across the FCBA's membership. Making a donation is simple: please click here to donate online or click here to download the donation form.

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 our Annual Meeting luncheon in June and at the Chairman's Dinner in December, as well as in our Annual Report and newsletter. For FY2017, our Named Scholarship donors included:

- 21st Century Fox
- AT&T Services, Inc.
- Comcast Corporation
- Consumer Technology Association (CTA)<sup>TM</sup>
- Cox Enterprises, Inc.
- CTIA
- Google
- National Association of Broadcasters

- NCTA The Internet & Television Association
- Sidley Austin LLP and The Sidley Austin Foundation
- Sinclair Broadcast Group
- The Karen Kincaid Scholarship Fund sponsored by Wiley Rein and Karen's Friends
- The Young Lawyers and Charity Auction
- T-Mobile US, Inc.
- Verizon
- Wilkinson Barker Knauer, LLP

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 FY2017, Time Warner Inc. and Willkie Farr & Gallagher LLP reached the level of "Masters of Media." Davis Wright Tremaine LLP; Fletcher, Heald & Hildreth, PLC; Harris, Wiltshire & Grannis LLP; Latham & Watkins LLP; Lerman Senter PLLC; and Windstream 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

This past fiscal year, the Foundation recognized more than 100 individual FCBA members who donated to the Foundation.

For a complete listing of last year's Foundation donors, programming, and award recipients, click here to download the 2016-2017 Annual Report.

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### The FCLJ is Looking for Articles

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, Cassandra Horton (fcljarticles@law.gwu.edu). Articles may also be submitted through ExpressO. For general inquiries about the FCLJ, please contact the Editor-in-Chief, Jane Lee (fclj@law.gwu.edu).

# **FOUNDATION** News

#### **FOUNDATION MESSAGE**

CONTINUED FROM PAGE 14

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. Please do not hesitate to contact us should you have any questions regarding the Foundation and its programs.

#### Darah Smith Franklin Aspasia Paroutsas

Co-Chairs, 2017-2018 FCBA Foundation Board of Trustees

## 22nd Annual FCBA Foundation Golf Tournament to be held Tuesday, June 5

#### **NEW COURSE! LOWER FEES!**

On Tuesday, June 5, we will start a new chapter of the FCBA Golf Tournament by moving to the 1757 Golf Club in Sterling, Virginia. Managed by Billy Casper Golf, 1757 Golf Club is known for its pristine golf course and beautiful facilities, and is located close to downtown DC. Thanks to the shrewd negotiating skills of the Golf Committee, we were able to substantially reduce the cost of the

Tournament, so now there is no excuse to join your colleagues for a wonderful afternoon of fun.

In addition, even if you cannot attend, you can help "rebalance" the demographic tilt of the tournament by directly contributing to this effort by donating \$50 to the Golf Stipend fund. Such funds would be applied to assist young FCBA lawyers, law students, clerks, and interns with the golf fees and allow them to join the tournament.

But we aren't changing everything! We've decided to stick with scheduling the Tourney in the afternoon this year so that our workaholic can get in a few hours at the office (or plenty of time to warm up on the range). Shotgun start will be at 1:00 p.m. followed by a delicious post-round Buffet BBQ Dinner.

As always, all of the proceeds from the Tournament go straight to the FCBA Foundation to support its wonderful programs, including the Scholarship programs and the Summer Legal Internship program. Over the years, the Tournament has raised over \$400,000 for the FCBA Foundation charities, all under the auspices of getting together with your colleagues for an enjoyable day of golf! Our goal and motto: "What a great concept: Do good and have fun at the same time!" We hope you can join us this year!

See registration details on page 38 of this newsletter and sign up today! The Golf Committee always welcomes prize donations or those interested in helping out! Contact Lee G. Petro at Lee.Petro@dbr.com if you want to help!

### FCBA Foundation 2018 Law School Summer Stipend Program: Application Now Available

For the 25th consecutive year, the FCBA Foundation will award stipends to law students through its Law School Summer Stipend Program. The program provides stipends of up to \$5,000 to outstanding law students employed as unpaid summer interns in positions with the FCC and other federal, state and local government agencies with a connection to the communications industry (*i.e.*, broadcasting, cable, information technology, television, telephony, satellite, and wireless).

The Law School Summer Stipend Program awards stipends from its FCC Chairman Robert Emmet Lee Scholarship and Internship Fund, and last year provided support to nearly 20 outstanding law

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1757 Golf Club in Sterling, Virginia

# **FOUNDATION** News

#### **INTERNSHIP STIPEND**

CONTINUED FROM PAGE 15

students. In addition, the Foundation will select one outstanding intern among those chosen to receive and additional stipend for the summer: The Max Paglin Award. The Foundation considers funding from other sources in making award decisions and generally will adjust its stipend awards so that a recipient's total funding for the internship will not exceed \$7,000.

The application for the stipend is now available and can be accessed at <a href="https://webportalapp.com/sp/login/fcbastipend">https://webportalapp.com/sp/login/fcbastipend</a>. The deadline for submission of applications is Saturday, March 31, 2018.

If you have any questions about the Foundation Law School Summer Internship Stipend program or application,

please contact the FCBA offices at 202-293-4000 or by email at **kerry@fcba.org**.

### FCBA Foundation 2018 Law School Scholarship Program: Application Now Available

The FCBA Foundation Law School Scholarship Program provides financial assistance to rising second or third year students currently enrolled in accredited law schools in the United States who have a demonstrated interest in pursuing a career in communications law. The scholarships range from \$2,500 – \$5,000 each, and will be payable to the

applicable law school in one lump sum to help the student with tuition or other education-related expenses. Last year, the Foundation provided support to nine students.

The application for the scholarship is now available and can be accessed at <a href="https://webportalapp.com/sp/fcbalawscholarship">https://webportalapp.com/sp/fcbalawscholarship</a>. The deadline for submission of applications is Monday, April 9, 2018. The Foundation plans to notify successful applicants regarding their scholarship awards by Tuesday, May 15, 2018.

If you have any questions about the Foundation Law School Scholarship program or application, please contact the FCBA offices at 202-293-4000 or by email at kerry@fcba.org.

# Members of the FCBA Executive Committee Volunteer at Miriam's Kitchen

The FCBA has a special relationship with and long history of supporting DC-based Miriam's Kitchen. In January and February, Executive Committee members volunteered at Miriam's and look forward to returning soon.



Natalie Roisman and Russ Hanser



Bob Branson and Krista Witanowski



Kristine Fargotstein, Krista Witanowski, and Bob Branson



Josh Turner, Roger Sherman, and Barry Ohlson

### Sunday, April 8, 2018 FCBA/ABA 37th Annual Representing Your Local Broadcaster - Prime Time!

Please join us for our annual event at the NAB Show in Las Vegas —the 37th Annual Representing Your Local Broadcaster – Prime Time! It's a "Must See CLE" covering the legal, regulatory, and political landscape facing broadcasters with under the Trump Administration and a deregulatory FCC Chairman.

LOCATION: THE ENCORE HOTEL, 3131 LAS VEGAS BLVD. SOUTH, LAS VEGAS, NV 89109

Program Schedule Sunday, April 8

8:30 – 9:45 a.m.
REGISTRATION AND
CONTINENTAL BREAKFAST

8:30 - 9:30 a.m.
WOMEN IN COMMUNICATIONS
LAW BREAKFAST

9:45 - 10:00 a.m.

#### INTRODUCTORY REMARKS

**Carolyn Y. Forrest**, Chair, ABA Forum on Communications Law, Fox Television Stations, LLC, Atlanta, GA

**Kathleen A. Kirby**, Program Chair, Wiley Rein LLP, Washington, DC

**Joseph Di Scipio**, Past President, Federal Communications Bar Association, Fox Television Stations, LLC, Washington, DC

10:00 - 11:00 a.m.
PANEL: BROADCAST
ENGINEERING WITH THE
STARS

Whether prime time or drive time, live or prerecorded, local, syndicated or network, how does that programming get from where it originates to our homes, cars, and mobile devices? To best represent your local broadcaster (and avoid hearing "You're Fired!"), a lawyer should understand how station operations work. Join our expert panel for a nuts and bolts look at what they do to keeps thing humming, and how they rely on counsel for help. They love it when a plan comes together.

Moderator:

**Henry Gola**, Wiley Rein LLP, Washington, DC

Panelists:

**David Burke**, Vice President, Technology, Raycom Media, Montgomery, AL

**Mark Turner**, Vice President, Station Operations, Nexstar Broadcasting, Inc., Tampa, FL

**John Kennedy**, VP Technical Operations, Entercom Communications, Boston, MA (invited)

**Steve Shultis**, CTO, New York Public Radio, New York, NY (invited)

11:00 – 11:15 a.m. BREAK

# 11:15 – 12:15 p.m. PANEL: CANCELLED: OVERHAULING THE REGULATORY LINEUP

Received an inquiry from the FCC Enforcement Bureau? Don't Have a Cow, Man. Join our expert panelists as they parse the regulations governing local broadcasting, whether media ownership, station recordkeeping and other operational obligations, sponsorship id, children's programming, political broadcasting and more. All that, and you'll learn from this impressive tribe which of the burdensome broadcast regulations the deregulatory Pai Commission has voted off the island.

Moderator:

**Bill LeBeau**, Holland & Knight LLP, Washington, DC

Panelists:

**Rosemary Harold**, Chief, Enforcement Bureau, Federal Communications Commission, Washington, DC

**Joseph Di Scipio**, Fox Television Stations, LLC, Washington, DC

**Dawn Sciarrino**, Sciarrino & Associates, Washington, DC

**Timothy Nelson**, Brooks Pierce, McLendon, Humphrey & Leonard, LLP, Raleigh, NC

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

1:00 - 1:45 p.m.

# PANEL: AND THAT'S THE WAY IT IS: MEDIA IN THE TRUMP ERA

Here it is, your moment of Zen as our expert panel guides you through a variety of issues making headlines over the past year. From net neutrality to broadcast deregulation, get an insider's view of how the independent FCC is operating under the Trump administration, and what tops the agenda. With the media under attack and sometimes told to stifle, how are journalists faring? And with any number of media mergers pending, how are the FCC, FTC, and the DOJ looking at competition? It'll be a really big show.

Moderators:

**Kathleen A. Kirby**, Wiley Rein LLP, Washington, DC

**Charles D. Tobin**, Ballard Spahr LLP, Washington, DC

Panelists:

**Brooke Ericson**, Chief of Staff, Press Contact, Legal Advisor, Media, Office of Commissioner Michael O'Rielly, Federal Communications Commission, Washington DC

**Dan Shelley**, Executive Director, Radio Television Digital News Association, Washington, DC

**Jacqueline Policastro**, Washington Bureau Chief, Gray Television, Washington, DC **Jack N. Goodman**, Offices of Jack N. Goodman, Washington, DC

1:45 – 2:00 p.m. BREAK

2:00 – 3:00 p.m.
PANEL: COMING
ATTRACTIONS: THE REPACK
AND ATSC 3.0

It's going to be legen—wait for it—dary! With the voluntary spectrum auction of television spectrum behind us,

CONTINUED ON NEXT PAGE

### **SPECIAL** Events

#### LOCAL BROADCASTER

CONTINUED FROM PAGE 17

broadcasters are readying for the repack and the advent of the NextGen television standard. What do broadcasters need to know about the repack, channel shares, and potential reimbursement dollars for LPTV and FM radio? Will ATSC 3.0 truly be dyn-o-mite, how do broadcasters plan to use it, and what are we learning about the transition of over-the-air television broadcasting to the next-generation standard from the model market test beds? Our panel will focus on how lawyers can help their clients make it work.

#### Moderator:

**Christina Burrow**, Cooley LLP, Washington, DC

#### Panelists:

**John Hane**, President, The Spectrum Consortium, Washington, DC

**Joshua Pila**, General Counsel, Meredith Local Media, Atlanta, GA

**Davina Sashkin**, Partner, Fletcher Heald, & Hildreth, PLC, Washington, DC

**Dennis Wallace**, Managing Partner, Meintel, Sgrignoli, & Wallace, LLC, Waldorf, MD

#### 3:00 – 4:00 p.m.

# PANEL: NOW READY FOR PRIME TIME: CONTENT DISTRIBUTION IN A MULTI-PLATFORM WORLD

No yada yada yada here. Specific, practical advice about the legal questions that arise as broadcasters distribute content on multiple platforms, and how to tackle them. What will it take for our video programming ecosystem to live long and prosper? Our experts will offer their views on the ramifications of providing content in many directions, from retransmission consent to content distribution rights and limitations, methods for protecting intellectual property rights, to online privacy issues and more.

#### Moderator:

**Jennifer Tatel**, Wilkinson Barker Knauer, LLP, Washington, DC

#### Panelists:

**Amy Tenbrink**, Senior Vice President, Business Affairs, Univision, New York, NY **Michael Hill**, Covington & Burling LLP, New York, NY

**Claire Magee**, Corporate Counsel, Raycom Media, Charlotte, NC

**Hadass Kogan**, Corporate Counsel, Dish Network, Washington, DC (invited)

#### 4:00 - 5:30 p.m. RECEPTION

#### PROGRAM INFORMATION:

Discounted program registration is available to all ABA and FCBA members. Registration can be completed online: http://www.americanbar.org/groups/communications\_law.html.

**HOTEL:** Housing fills quickly for this event, which again will be held on Sunday, April 8, at the Encore Hotel, 3131 Las Vegas Blvd. South, Las Vegas, NV 89109. For reservations at the discounted NAB Show rate, you must make your reservations through NAB's housing office at <a href="http://attendeemx.expobook.com/home/index/339">http://attendeemx.expobook.com/home/index/339</a>.

**REGISTRATION FEE:** Your registration fee includes admission to the program, continental breakfast, coffee breaks, luncheon, reception, and online access to the program materials.

- \$400 FCBA/ABA Forum Members
- \$450 ABA Members
- \$275 Government/Public Interest
- \$500 Non-ABA Members
- \$175 Law Students/BEA

**CLE CREDIT:** The ABA directly applies for and ordinarily receives CLE credit for ABA programs in AK, AL, AR, AZ, CA, CO, DE, GA, GU, HI, IA, IL, IN, KS, KY, LA, MN, MS, MO, MT, NH, NM, NV, NY, NC, ND, OH, OK, OR, PA, SC, TN, TX, UT, VT, VA, VI, WA, WI, and WV. These states sometimes do not approve a program for credit before the program occurs. This course is expected to qualify for 4.75 CLE credit hours in 60-minute states, and 5.70 credit hours in 50-minute states.

**QUESTIONS?** Contact Kathleen Kirby, Program Chair **kkirby@wileyrein.com** or Ann Bobeck, Co-Chair **abobeck@cov.com**.

### Join the Lawyers Have Heart FCBA Team – June 9, 2018

Lawyers Have Heart, which will be held **Saturday**, **June 9**, **2018**, at **7:00 a.m.** at Georgetown's Washington Harbor, is a 10k race, 5k run, and fun walk led by the DC legal community that brings together more than 300 organizations and over 6000 runners and walkers in support of the American Heart Association. The FCBA has formed a team to participate in the event, and signups are underway. We hope that you will join us. Runners and walkers of all ages, fitness levels, and speeds are welcome!

The registration fee is \$45—discounted to just \$40.50 for FCBA Team members! There is no fundraising commitment, although contributions and fundraising are welcomed. To join the FCBA team, search for the team "Federal Communications Bar Association" on the Lawyers Have Heart website at: <a href="http://www2.heart.org/site/TR?fr\_id=3070&rpg=entry">http://www2.heart.org/site/TR?fr\_id=3070&rpg=entry</a>. Enter the discount code FCBA18 for 10% off of the registration fee.

Group long runs will be scheduled soon, geared to beginners who want to start racing or novice runners seeking the challenge of a longer race. LHH registrants will be notified individually of group run details. We are also looking into possible team T-shirts and a social event after the race. We hope to turn this year's event into an annual tradition. Instead of just meeting in our business suits, maybe we can meet in our running gear.

Please contact team captains Brooks Harlow, Jessica Quinley, or Jennifer Manner with any questions at **bharlow@fcclaw.com**, **jess.quinley@gmail.com**, or **Jennifer.Manner@echostar.com**.

# Get to Know an FCBA MEMBER

#### John Windhausen

John Windhausen is the Executive Director of the Schools, Health & Libraries Broadband Coalition (SHLB Coalition). He founded the organization in 2009 (with financial assistance from the Gates Foundation) to help anchor institutions, such as schools, libraries and hospitals, access and afford high-speed broadband connections. John has been in DC and working in a range of public policy positions for many years. His perspective on the ups and downs in a career was valuable as a reminder that no matter how prepared



you may be, chance can have a way of intervening in all kinds of ways in life. John and I had a fun lunch discussing politics and life and I am delighted to share with you some of the highlights of our meeting.

# What attracted you to the field of communications?

I grew up in Manchester, New Hampshire and my parents were both teachers, my dad a professor at Saint Anselm College. As you can imagine with all the political campaigns that come through the state every four years, we felt very close to national politics and I think some of my interest in public policy came from listening to so many politicians present their own philosophies as they came through town.

I went to UCLA Law School which at the time had a communications program run by Charlie Firestone. It just so happened that the FCC came out to interview law students at UCLA in my third year and I took an interview slot to practice my interviewing skills. I guess my skills were at least somewhat honed, as I got a job offer. At that point I really was interested in getting to Washington DC, so I took the job and thought I'd figure out what I really wanted to do once I got to Washington and got my sea legs. Of course, it turned out that in 1984, the work in the FCC's Common Carrier Bureau was fascinating, including the divestiture of AT&T and the effort to promote competition through the first set of interexchange access charges. After a couple of years, however, I found that I did not always see eye to eye with the then FCC Chairman Mark Fowler, who had a very deregulatory approach to communications as a whole - remember the television as a toaster?

# Q: So, what happened next?

When the Democrats took back the Senate in the 1986 midterms, I took the opportunity to go work on Capitol Hill. Chance played a role because one of my housemates played basketball with someone who worked on Capitol Hill and he happened to mention that there were job openings. So I sent up my resume the next day. Tom Cohen hired me as a junior staffer for the Senate Commerce Committee in 1987. That started a terrific nine-year stint working for the Committee, putting me in the middle of a wide range of communications law updates, such as the Cable Act, the FCC spectrum auction authority and of course, the Telecommunications Act of 1996. Looking back, while there were some issues that were partisan, the Commerce Committee was middle-of-the-road on most issues and I became good friends with my counterparts on the Republican side. That made it easier to bridge the gaps and get things done, which is unfortunately not as prevalent today.

Passing the 1996 Telecom Act was thrilling, and I knew nothing on the Hill could top that experience. So I went to work for a small public interest group called the Competition Policy Institute, a non-profit that worked on 1996 Act implementation issues. It was frustrating to see parties mis-characterize the Act and attempt to undermine the careful balance we created to enact it. The FCC did a miraculous job of adopting new rules under very strict

timelines, but ultimately tipped the scales too far in favor of resale competition, a decision that boomeranged a few years later. After a couple years, I left the Competition Policy Institute to become the President of ALTS, the Association for Local Telecommunications Service, a trade association representing facilities-based Competitive Local Exchange Carriers. These companies were the darlings of Wall Street in 1999, but succumbed to the Dot. com bust in 2001. Managing ALTS after the Dot.com bust was quite difficult; in one year our annual conference revenues shrunk to one quarter of what they'd been the year before and our staff of nine shrunk to three. Not a great time for us. Nonetheless, I had a plan to re-build the organization and in 2004 I distributed it by email to the ALTS board members. By strange chance, someone accidentally filed the ALTS strategic plan publicly with the FCC. I only learned of it when I received a call from a reporter during the Board meeting asking me to comment on the material in the ALTS strategic plan. Three days later, the ALTS Board asked me to move on, and I couldn't blame them. The story made it to the Washington Post, and my career was thrown for a loop. But later I learned that the job change probably would have happened anyway. The ALTS CEOs were already contemplating a merger with another association, Comptel, and it made sense for them to go in a different strategic direction with Republicans in control of the White House and Congress.

Following that episode, I opened a consulting practice that I ran from my home. I had three to five clients that I really enjoyed working with and I loved being able to spend more time with my wife and growing daughter. Then when the "stimulus" bill passed in 2009, I was approached by Microsoft about building a coalition to support the BTOP program. Oddly, the Gates Foundation approached me with same idea, which was perhaps not a coincidence. Luckily the two could square the circle and the SHLB Coalition that was born became a client of mine. At first my role was just to conduct group phone calls, create a website and talk

CONTINUED ON NEXT PAGE

# Get to Know an FCBA MEMBER

#### JOHN WINDHAUSEN

CONTINUED FROM PAGE 19

about the value of anchor institutions' need for broadband. Then we became involved with E-rate reform, the National Broadband Plan, and other issues. The Coalition decided that we were more than a short-term project and should become a long-term institution. So we incorporated in 2013, began charging member dues, formed a Board and I became Executive Director, still on a part-time basis. We then received a nice grant from the Gates Foundation, which expires this year. The Board decided to make me full-time in 2017 so that I could dedicate my time to making the Coalition sustainable. After 13 years of working from home, I had to make the adjustment to go into an office every day. I now have two wonderful staff members, so SHLB now has about the same number of staff that I used to have with ALTS when I left. I hope my work for the SHLB Coalition will have a happier ending.

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

The twists and turns have been surprising for sure. But being involved in public policy and taking on leadership roles in D.C. is inherently risky, and you have to build the highs and lows into your expectations. Overall, my career has been what I hoped. I enjoy the exchange of ideas and the opportunity to make a positive difference in policies that improve people's lives.

# What's the most interesting or challenging thing that occupies you in your current position?

Our Coalition members are very collegial and we often achieve consensus in our policy recommendations, so that is very gratifying. My major frustration and challenge at the SHLB Coalition is that we do not have enough staff and funding to participate in every proceeding where our member interests are implicated. Our top three areas of concentration are E-rate, rural healthcare and broadband infrastructure, but there are many other issues – such as broadband

mapping, state broadband initiatives, spectrum reform and 5G – where we could play a role if we had the time and resources.

# What's something or someone that has surprised or impressed you during your career and why?

I have to give kudos to Tom Cohen who hired me as a staffer on the Senate Commerce Committee; he always gave me great advice and taught me that public policy is not a math equation; it's not linear. And in terms of appreciation, I was always fond of Henry Geller's approach – he could express a public interest view that was strong and heartfelt but not confrontational.

# What do you enjoy reading?

I really enjoy reading historical biographies, which is something I guess I have in common with Tom Wheeler. I recently read "Founding Brothers, The Revolutionary Generation" by Joseph Ellis and I found it compelling. Thank goodness that our founders had the wisdom to institutionalize checks and balances – the judicial system, the free press – as mechanisms to preserve our democracy.

# 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 suggest that anyone starting out in the communications field seek out a diversity of jobs and experiences. I would encourage public interest advocates to spend time in federal agencies and on the Hill, and even in the private sector. I learned very different ways to think while at the FCC, on Capitol Hill, and working for commercial companies. Designing legislation and regulations to promote investment really requires an understanding of how businesses make investment decisions, but you should not simply defer to them. My final word of advice, for what it is worth, is that you shouldn't be afraid to change jobs to gain a new perspective.

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

Well, for the last five years I've been learning how to sing opera. That interest came to me slowly and indirectly. I had been singing along with an Andrea Bocelli CD in my car for about two years when it hit me that I enjoyed it enough to seek out some singing instruction. At first, I wanted to sing Irish ballads, but my teacher said singing opera would be great training, and now I love it! My instructor says that I show promise, but he's been saying that for five years, so I'm not sure where it will lead.

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

I cannot say for sure if this year is my 20th or 25th anniversary, but by all means I am a long-time FCBA member. I find that the most compelling events are the brownbag lunches. It's so great to be able to get up to speed on something, often something I am supposed to know. The brown bag events feature true experts and a conversational approach that is very accessible.

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

# **Committee and Chapter Sign-Up**

If you would like to sign up for or update the committee(s)/chapter(s) you are on, fill out the form on page 39 of this newsletter or click here and send it back to the FCBA, 1020 19th Street, NW, Suite 325, Washington, DC 20036, fax: 202-293-4317, or email: wendy@fcba.org.

On Thursday, February 8, 2018, the Young Lawyers Committee, in partnership with the Communications Law Forum of the Women's Bar Association of the District of Columbia, held the Eighth Annual Mentoring Supper. This year's Mentoring Supper featured many prominent practitioners acting as mentors to a diverse group of young lawyers, lawyers in transition and law students with an interest in practicing in the field of communications law. The event was very well attended, with about 120 mentors and mentees. Following introductions and announcements by Lynne Milne of the Communications Law Forum and Rachel Nemeth of the Young Lawyers Committee, FCBA President Julie Kearney of the Consumer Technology Association, provided inspirational mentoring advice from the podium.

**Elizabeth Cuttner** of Cinnamon Mueller LLC next explained that the evening's program was structured as three series of mentoring sessions. The mentors and mentees engaged in intimate and lively discussions of careers, professional development and advice for success, while enjoying a delicious buffet dinner. Mentees were encouraged to ask any questions of the mentors, including those about personal mentor-mentee relationships, career development and opportunities for professional growth. Mentors moved between three tables through the evening, allowing the mentees to meet and learn from as many as six mentors, and hear different perspectives about the varied career paths available to communications lawyers. Excellent mentoring continued throughout the evening, based on the specific circumstances of the mentees and the varied experiences in solving problems of the mentors.

In addition to the contributions of the co-chairs of the FCBA's Young Lawyers Committee – **Rachel Nemeth** of the Consumer Technology Association and **Sean Spivey** of Hogan Lovells US LLP – and two co-chairs of the WBA's Communications Law Forum – **Laura Mow** of The Law Office of Laura C. Mow and **Lynne Milne** of the FCC, the co-chairs appreciate the special assistance





of hard work and creative problem-solving provided by Elizabeth Cuttner, as well as Erin Griffith and Rachel Wolkowitz of Wilkinson Barker Knauer, LLP. The cochairs also thank the other mentors who volunteered their time and expertise to provide appreciated career advice to the mentees participating in this program, including Caroline Van Wie of AT&T Services, Inc., Ryan Wallach of Comcast Corporation, Laura Possessky of the Corporation for Public Broadcasting, Ann West Bobeck, Matthew DelNero and Yaron Dori of Covington & Burling LLP, Barry Ohlson of Cox Enterprises, Inc., Krista Witanowski of CTIA, Jennifer Duane and Aimee Meacham of the Department of Commerce NTIA, Laura Phillips of Drinker Biddle & Reath LLP, Rachael Bender, Micah Caldwell, Justin Faulb, Jennifer Holtz and Jean Kiddoo of the FCC, Neil Chilson and Svetlana Gans of the FTC, Joseph Di Scipio of Fox Television Stations, Inc., Gigi Sohn of Georgetown University Law Center's Institute for Technology Law &



Policy, Darah Franklin of Google Inc., Christopher Wright of Harris, Wiltshire & Grannis LLP, Mark Brennan, Michele Farquhar, Trey Hanbury and Arpan Sura of Hogan Lovells US LLP, Johanna Thomas and Roger Sherman of Jenner & Block LLP, Karen Brinkmann of Karen Brinkmann PLLC, S. Jenell Trigg of Lerman Senter PLLC, Angela Giancarlo of Mayer Brown LLP, Margaret Tobey of NBCUniversal, Ruth Milkman of Quadra Partners LLC, Luisa Lancetti of T-Mobile US, Inc., Robert E. Branson of Verizon, Scott Delacourt of Wiley Rein LLP, Kathleen Abernathy, Melissa Newman and **Anne Swanson** of Wilkinson Barker Knauer, LLP, and Mia Hayes of Willkie Farr & Gallagher LLP.

The co-chairs of the Young Lawyers Committee and the WBA's Communications Law Forum very much appreciate the law firm of **Hogan Lovells US LLP**, the generous signature sponsor of this event.













































The 24th Annual National Telecommunications and Technology Moot Court Competition held on February 9th and 10th, 2018, yielded eight well prepared teams who competed at the highest level of appellate advocacy competition.

Alison Cheperdak and Donald Crowell from the George Washington University Law School placed first at the Annual National Telecommunications and Technology Moot Court Competition, winning the Best Overall award.

Second place went to **Joe Bradley** and **Eileen Bailey** from Temple University Law School.

**Jon'mel Davenport** from the Howard University School of Law was named Best Oral Advocate.

The Best Brief was awarded to **Edyael Casaperalta**, **John Schoppert**, and

**Kristine Roach** from the University of Colorado Law School.

Sponsored by the FCBA and the Law and Technology Institute (LTI) at The Catholic University of America, Columbus School of Law, the competition featured teams from across the country. This year's competition problem considered whether a local government's use of a transmitter to broadcast noise over the 5.8 GHz spectrum constitutes illegal jamming of unmanned aerial vehicles (UAVs). This year's competition problem was drafted by Frederick Hall of Kellogg, Huber, Hansen, Todd, Evans & Figel, PLLC, and Shaun Donovan and Bethany Corbin with Wiley Rein LLP.

A highlight of the competition was the final round panel presided over by FCBA President **Julie Kearney** of Consumer Technology Association, **Kathleen Abernathy** of Wilkinson Barker Knauer,

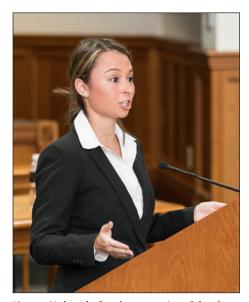
LLP, and **Lee Petro** of Drinker Biddle & Reath LLP.

Megan La Belle, Co-Director of the LTI and Associate Professor of Law at Catholic served on the Steering Committee, with substantial assistance from 2018 J.D. Candidate Kelsie Rutherford. The FCBA Moot Court Committee was co-chaired by Jeremy Berkowitz of Deloitte and Danielle Thumann of Wilkinson Barker Knauer, LLP

The FCBA congratulates and thanks all of the student competitors, faculty members, and administrators who participated in the competition. It also expresses its gratitude to Catholic University and the many FCBA members who served as judges and graded competitors' briefs.



Jamison Gilmore, Southwestern Law School, during preliminary round argument before judges (I to r) John Beahn, Brian Indovina, Harisha Bastiampillai, and Guy Benson.



Kaycee Holcomb, Southwestern Law School, during preliminary round argument.



Preliminary round judges (I to r) John Beahn, Brian Indovina, Harisha Bastiampillai, and Guy Benson.



Jon'mel Davenport, Howard University School of Law, during preliminary round argument.



Jamison Gilmore, Southwestern Law School, during preliminary round argument.



Donald Crowell, George Washington University Law School, during semi-final round argument.



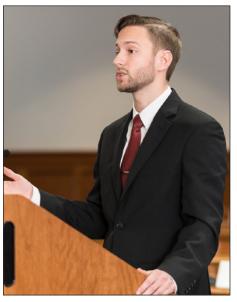
Winner, Best Oralist, Charity Ogbeide, Howard University School of Law, during preliminary round argument before judges (I to r) John Beahn, Brian Indovina, Harisha Bastiampillai, and Guy Benson.



Alison Cheperdak, George Washington University Law School, during semi-final round argument.



Edyael Casaperalta, University of Colorado Law School, during semi-final round argument.



John Schoppert, University of Colorado Law School, during semi-final round argument.



John Schoppert, University of Colorado Law School, looks on during semi-final round argument.



Semi-final round judges (I to r) Adam Copeland and Brian Indovina.



Semi-final round judges (I to r) Aimee Meacham, Ted Frank, and Ruth Pritchard-Kellyg.



Edyael Casaperalta, University of Colorado Law School, during semifinal round argument, as team from George Washington University Law school looks on (I to r, Donald Crowell and Alison Cheperdak).



Winner Best Brief, University of Colorado Law School (middle, I to r) Edyael Casaperalta, John Schoppert and Kristine Roach, with Kelsie Rutherford (Vice Chancellor of the National Telecommunications and Technology Moot Court Competition) on left, and Joshua Turner (FCBA Secretary) on right.



Winning Team, George Washington University Law School, (middle, I to r) Alison Cheperdak and Donald Crowell, with Kelsie Rutherford (Vice Chancellor of the National Telecommunications and Technology Moot Court Competition) on left, and Joshua Turner (FCBA Secretary) on right.



2nd Place Team, Temple University Beasley School of Law (middle, I to r) Eileen Bailey and Joe Bradley, with Kelsie Rutherford (Vice Chancellor of the National Telecommunications and Technology Moot Court Competition) on left, and Joshua Turner (FCBA Secretary) on right.



Winner, Best Oralist, Charity Ogbeide, Howard University School of Law, during preliminary round argument.



Donald Crowell, George Washington University Law School, during semi-final round argument.

Photos by Mark Van Bergh



Final round participants (I to r) Donald Crowell and Alison Cheperdak of George Washington University Law School; judges Lee Petro, Kathleen Abernathy and Julie Kearney; and Eileen Bailey and Joe Bradley of Temple University Beasley School of Law.

### **Thanks to our Moot Court FCBA Member Judges!**

**Harisha Bastiampillai**, TATA Communications Ltd. **John Beahn**, DLA Piper

**Erik Beith**, Wireless Telecommunications Bureau, Federal Communications Commission

**Guy Benson**, Enforcement Bureau, Federal Communications Commission

**Jeff Carlisle**, Jeff Carlisle Attorney at Law

Patricia Cave, Morgan, Lewis & Bockius LLP

**Jonathan Cohen**, Wilkinson Barker Knauer, LLP

Matthew Conaty, Enforcement Bureau, Federal

Communications Commission

**Adam Copeland**, Wireline Competition Bureau, Federal Communications Commission

**Ariel Diamond**, Honors Attorney, Federal Communications Commission

**Bill Durdach**, WTA: Advocates for Rural Broadband

**Lynne Hewitt Engledow**, Wireline Competition Bureau, Federal Communications Commission

**Justin Faulb**, Wireline Competition Bureau, Federal Communications Commission

**Darren Fernandez**, Media Bureau, Federal Communications Commission

**Theodore Frank**, Arnold & Porter Kaye Scholer LLP

**Shiva Goel**, Harris, Wiltshire & Grannis LLP **Erin Griffith**, Wilkinson Barker Knauer, LLP

Patrick Halley, Wilkinson Barker Knauer, LLP

Brian Indovina, T-Mobile

**Daniel Kane**, U.S. Small Business Administration

Julie Kearney, Consumer Technology Association

**Aimee Meacham**, National Telecommunications and Information Administration

Lee Petro. Drinker Biddle & Reath LLP

**Joseph Price**, Wireline Competition Bureau, Federal Communications Commission

Ruth Prichard-Kelly, SES Networks

**Jessica Quinley**, National Telecommunications and Information Administration

Mike Saperstein, Frontier Communications

**Alex Schneider**, The CommLaw Group

**Rekha Sherman**, Federal Energy Regulatory Commission **Luba Shur**, Enforcement Bureau, Federal Communications Commission

Sean Spivey, Hogan Lovells US LLP

**Michele Stovall**, U.S. Department of Justice, Criminal Division

Megan Anne Stull, Google

Michael Deuel Sullivan, Wilkinson Barker Knauer, LLP Jonathan Tabacoff, U.S. Immigration and Customs Enforcement

Joshua Turner, Wiley Rein LLP Mark Van Bergh, Sole Practitioner

# 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** and clearly indicate the ad 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. Ads should not exceed 300 words. No headhunters please.

#### LAW FIRM/CORPORATE

#### 3.18.1

**Counsel and Director, Spectrum Policy –** Arlington (Rosslyn), VA-based technology

Arlington (Rosslyn), VA-based technology policy consulting firm is seeking candidates who have completed or will soon complete graduate-level degree programs in law, journalism or public policy for a full-time position. The firm provides research and strategic consulting services to both government and private-sector clients on a diverse portfolio of domestic and international policy issues in the areas of wireless radio spectrum, internet governance, public safety, space and satellite regulations, legislation and national security policy.

An ideal applicant would have 1-3 years of relevant work experience and related academic coursework and a demonstrated interest in technology or communications regulations, policy, or business. Candidates must be eligible to hold U.S. security clearances. U.S. military service or national security experience is a plus. The firm is seeking an individual who can dive deeply and think critically on a wide range of complex matters and craft written work that communicates on these matters effectively. Candidates must be detail-oriented, analytical, well-organized, and able to meet deadlines working on individual or team projects in a fast-paced environment.

#### Essential responsibilities:

- Write original industry or policy reports.
- Provide research support (e.g., reviewing

- and analyzing, regulatory filings, identifying/tracking technology trends, fact checking, etc.).
- Monitor news coverage and research on specific subject areas.
- Track, assess and summarize legislation/ Congressional hearings and policy events.

#### Qualifications:

- Knowledge of US Military, State Department, Congress or public affairs.
- Demonstrated interest in technology/ communications and public policy.
- US Citizen; must be eligible for TŚ/SCI security clearance.
- Strong communication skills, both oral and written.
- Excellent research, analytical, and organizational skills.
- Highly proactive and flexible, with an ability to work on multiple projects.
- Proficiency with office productivity software such as Outlook, Word, Excel, and PowerPoint.
- Work experience in engineering, IT/hightech, or communications is highly desirable.
- Electrical engineering background with a strong interest in policy also a plus.

Resumes and cover letters should be emailed to: Jay Chauhan

Senior Counsel and Executive Director Freedom Technologies, Inc.

#### jc@ftidc.com

#### 3.18.2

**Government Affairs Internship** – T-Mobile USA, Inc. is interviewing candidates for a paid summer internship position in its Government Affairs Department in Washington, DC.

#### Position Duties and Responsibilities:

- Conducting legal research and writing, drafting presentations to be used internally and in meetings with federal agencies, and preparation of correspondence and legal documents.
- Attending government hearings, industry association meetings, and telecommunications seminars and preparing summaries and analyses.
- Working with members in the federal and state regulatory and legislative groups on various telecommunications topics, including (among others): spectrum regulation, infrastructure reform, consumer and public safety issues, cybersecurity, content regulation, net neutrality, privacy, and universal service.

#### Functional and Technical Skills:

- Excellent research skills.
- Strong verbal and written communication skills.
- Ability to be a team player.
- Ability to work in a fast-paced and innovative work environment.

- Excellent decision making and problemsolving skills.
- High attention to detail and ability to meet tight deadlines.
- Strong working knowledge of PC and Microsoft Office Suite applications (in particular PowerPoint and Excel).
- Familiarity with FCC licensing and other research databases preferred but not required.

#### Experience and Education:

- Intern must be currently obtaining a JD law degree (2nd Year JD candidates preferred).
- Demonstrated interest in and prior experience with telecommunications law and policy preferred.
- Accounting and Finance classes are a plus.
- Knowledge of the wireless industry is desirable.

# Please send resumes to Kerry Loughney at kerry@fcba.org.

#### 3.18.3

Knowledge Lawyer - Privacy and **Cyber security/Communications** – The Washington, DC office of Hogan Lovells is seeking applicants for a position to support the knowledge management and business development initiatives of the Privacy and Cyber security and Communications practice groups. Our award-winning practice groups have been recognized as leaders in their respective fields by Chambers and Legal 500. We were the first ever recipient of the Chambers USA Privacy and Cyber security Practice of the Year in 2015 and we won the award again in 2017. We advise clients on an array of cutting-edge legal issues associated with communications, privacy and cyber security issues, and have a proven track record in dealing with all aspects of these fields, including transactions, investigations, regulatory, litigation, and appeals. We also work seamlessly across borders to deliver solutions for complex, multi-jurisdictional matters. Our lawyers have worked at the U.S. Department of Justice (DOJ), the Federal Trade Commission (FTC), the Federal Communications Commission (FCC), and the National Telecommunications and Information Administration (NTIA), giving us the intimate knowledge we need to help our clients. We are looking to supplement our knowledge and expertise with ongoing knowledge development assistance. The Knowledge Lawyer role includes creating and maintaining model documents and precedents; training and educating lawyers on resources available to them; preparing high quality training materials for internal and external training events and keeping lawyers up to date on market developments. The Knowledge Lawyer will collaborate with firm lawyers,

CONTINUED ON NEXT PAGE

### JOB Bank

marketing and business development, learning and development, research intelligence and information technology teams.

Candidates must have a J.D. from a U.S. Accredited law school, excellent academic credentials, and a minimum of three years of law firm practice. We seek candidates with experience in Privacy and Cyber security and/or Communications Law, and look for candidates with a high level of technical competence and excellent drafting, research, communications and interpersonal skills, who are motivated to work both independently and collaborate as part of our team. Candidates must be admitted to the D.C. Bar. The Knowledge Lawyer role is a full-time position with excellent benefits.

To apply, please complete the on-line application and be prepared to attach a resume, law school transcript and cover letter addressed to: Suzanne Hudgens, Lateral Associate Recruitment Specialist, Hogan Lovells US LLP, 555 13th Street, NW, Washington, DC 20004 or at JoinHoganLovellsDC@hoganlovells.

Hogan Lovells is an Equal Opportunity Employer. All qualified applicants will receive consideration for employment without regard to race, color, religion, sex, pregnancy, age, national origin, disability, sexual orientation, gender identity or expression, marital status, genetic information or protected Veteran status. Principals only should apply.

#### 3.18.4

**Junior Associate** – Lerman Senter PLLC is seeking a junior associate to join its top-rated communications and technology practice. Applicants should have excellent academic credentials and writing skills, as well as outstanding judgment and problem-solving skills. Prior transactional experience and experience counseling clients with respect to FCC regulatory matters preferred.

Lerman Senter is a top communications law firm that combines the collegiality of a small firm with the challenge and complexity of representing diverse clients that are leaders in the media and telecommunications industries. We take a comprehensive, full-service approach to providing legal and advisory services to our clients with particular emphasis on quality and responsiveness. The firm's hallmark is providing top quality service on an efficient, cost-effective basis.

Please send your cover letter, resume, transcript, references and a writing sample to **resumes2@lermansenter.com**.

# Annual Seminar Scholarships Available for Government Employees and Academics

To promote the goal of broad attendance and boost participation from public sector employees and academics, the FCBA is offering up to 10 Annual Seminar scholarships. Last year, the scholarship program was fully subscribed. An increase in attendance by the public sector and academics provides a unique networking opportunity and benefits all Annual Seminar attendees. The scholarship covers the registration fee (approximately \$200), which includes meals, entertainment, and attendance at the seminar. Scholarship recipients will be responsible for all other costs of attending the Seminar, including travel and lodging expenses. Up to 10 scholarships will be available on a first-come, first-served basis. Applicants are urged to apply early.

#### FCBA ANNUAL SEMINAR SCHOLARSHIPS

Information and Application Instructions:

- (1) Scholarships are available to full-time government members and to full-time academic professor members.
- (2) To apply, please fax or email a completed application form along with a copy of your ID card from your government agency or academic institution.
- (3) Applications will be processed on a first-come, first-served basis. The cut-off date for applications is **Friday**, **March 30**, **2018**.
- (4) Scholarships may be applied only toward the registration fee for the 2018 FCBA Annual Seminar. (Individuals receiving scholarships are responsible for all other costs of attending the seminar, including travel and lodging expenses).

Please fax or email the application found on page 37 to:

Kerry Loughney Email: **kerry@fcba.org** Fax: 202-293-4317

#### **COMMITTEE/CHAPTER EVENT** Registration Form Organization \_\_\_\_ Address \_\_\_\_\_ Suite/Room/Apt. \_\_\_\_ City/State/Zip \_\_\_\_\_ **CHECK THE EVENT(S) FOR WHICH YOU ARE REGISTERING:** Monday, March 12, 2018, 12:00 – 2:15 p.m. – CLE Thursday, April 19, 2018, 3:00 – 5:15 p.m. – CLE Seminar: The Connect America Fund Phase II Auction is Seminar: Technology and Policy for Connected and **Autonomous Vehicles**. Location: Hogan Lovells US LLP, Coming: Are You Ready? Location: Jenner & Block LLP. 1099 New York Avenue, NW, Suite 900. 555 13th Street, NW. Cost: \$135.00 for Private Sector Members; \$50.00 for Cost: \$135.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; No charge Government/Academic/Transitional Members; No charge for Law Student Members; \$205.00 for Non-Members for Law Student Members; \$205.00 for Non-Members Registrations and cancellations due by 12:00 Noon, Registrations and cancellations due by 12:00 Noon, Tuesday, March 6, 2018. Wednesday, April 18, 2018. Tuesday, March 20, 2018, 2:00 - 6:00 p.m. EST - CLE Tuesday, April 24, 2018, 6:00 - 8:15 p.m. - CLE Seminar: Ethics in a Changing World. Location: TBD. Seminar/13th Annual ABA/FCBA Privacy & Data **Security Symposium**. Location: Arnold & Porter Cost: \$135.00 for Private Sector Members; \$50.00 for Kaye Scholer LLP, 601 Massachusetts Avenue, NW, Government/Academic/Transitional Members; No charge for Law Student Members; \$205.00 for Non-Members Washington, DC. Cost: \$225.00 for Private Sector FCBA/ABA Members; Registrations and cancellations due by 12:00 Noon, \$100.00 for Government/Academic/Transitional FCBA/ Monday, April 23, 2018. ABA Members; \$50.00 for FCBA/ABA Student Members; \$400.00 for Non-MembersRegistrations and cancellations due by 12:00 Noon, Thursday, March 15, 2018. Wednesday, April 4, 2018, 6:00 – 8:15 p.m. – CLE Seminar: Space Traffic Management. Location: Sheppard, Mullin, 2099 Pennsylvania Avenue, NW, Suite 100. Cost: \$135.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; No charge for Law Student Members; \$205.00 for Non-Members Registrations and cancellations due by 12:00 Noon, Tuesday, April 3, 2018. \_ Total Enclosed □ Visa □ MasterCard □ American Express □ Discover □ Check Credit card no. \_\_\_\_\_ \_Exp. date\_\_\_\_\_ Cardholder Name Signature The number of credits corresponds with the number of hours of course PAYMENT MUST BE RECEIVED NO LATER THAN THE DAY OF THE EVENT. PHONE REGISTRATIONS WILL NOT BE ACCEPTED. time, i.e., a two-hour seminar equals 2.0 hours of credit.

**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.

PLEASE MAIL THIS FORM AND A CHECK MADE PAYABLE TO THE "FCBA" OR FAX OR EMAIL THE FORM TO:

#### **Federal Communications Bar Association**

1020 19th Street, NW • Suite 325 • Washington, DC 20036 Phone: (202) 293-4000 • Fax: (202) 293-4317

Email: wendy@fcba.org

# **13TH ANNUAL FCBA/ABA PRIVACY SYMPOSIUM –** Remote Arnold & Porter Location Registration

Name_	eOrganization		
Addres	ressSuite/Room/Apt		
City/St	ate/Zip		
Phone_		E-mail	
CHECK	THE EVENT(S) FOR WHICH YO	U ARE REGISTERING:	
Sy Co M	<b>Imposium Remote Location Re</b> ost: \$225.00 for Private Sector I embers; \$50.00 for FCBA/ABA	6:00 p.m. EST – CLE Seminar/13th Annual ABA/FCBA Privacy & Data Security gistration FCBA/ABA Members; \$100.00 for Government/Academic/Transitional FCBA/ABA Student Members; \$400.00 for Non-Members Lee by 12:00 Noon, Thursday, March 15, 2018.	
Cl	neck which Arnold & Porter lo	cation you will be attending at:	
	<b>Chicago</b> - 70 West Madison S	Street, Chicago, IL 60602	
	□ <b>Denver</b> - 370 Seventeenth Street, Suite 4400, Denver, CO 80202		
	<b>Houston</b> - 700 Louisiana Stre	eet, Suite 4000, Houston, TX 77002	
	□ <b>Los Angeles</b> - 777 South Figueroa Street, 44th Floor, Los Angeles, CA 90017		
	□ New York - 250 West 55th Street, New York, NY 10019		
	□ San Francisco - Three Embarcadero Center, 10th Floor, San Francisco, CA 94111		
	West Palm Beach - 777 S. Fla	agler Drive, Phillips Point, East Tower, Suite 1000, West Palm Beach, FL 33401	
\$	Total Enclosed	☐ Visa ☐ MasterCard ☐ American Express ☐ Discover ☐ Check	
Credit	card no	Exp. date	
Cardho	older Name	Signature	
	ENT MUST BE RECEIVED NO LA /ENT. PHONE REGISTRATIONS \		

**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.

PLEASE MAIL THIS FORM AND A CHECK MADE PAYABLE TO THE "FCBA" OR FAX OR EMAIL THE FORM TO:

#### **Federal Communications Bar Association**

1020 19th Street, NW • Suite 325 • Washington, DC 20036 Phone: (202) 293-4000 • Fax: (202) 293-4317

Email: wendy@fcba.org

# FCBA MEET AND GREET THE BUREAU AND OFFICE **CHIEFS** Reception

# Thursday, March 15, 2018 6:00 - 8:00 p.m.

THE JW MARRIOTT, 1331 PENNSYLVANIA AVENUE, NW

in the newsletter
in the newsletter
BELOW:

REGISTRATIONS WILL NOT BE ACCEPTED.

Federal Communications Bar Association 1020 19th Street, NW, Suite 325 Washington, DC 20036-6101

Phone: (202) 293-4000; Fax: (202) 293-4317

E-mail: wendy@fcba.org

REGISTRATION FEE.

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

# FCBA 2018 ANNUAL SEMINAR Registration Form

### May 4-6, Kingsmill Resort & Spa, Williamsburg, VA

#### PLEASE TYPE OR PRINT CLEARLY **CALCULATE AMOUNT DUE** Registrant Registrant's Name\_\_\_\_\_ Plus Spouse/Guest Organization\_\_\_\_\_ Plus Teens (ages 13 to 18) Plus Children (ages 4 to 12) Suite/Room/Apt. Plus Golf Tournament City/State/Zip Plus Tennis Tournament \$ \_\_\_\_\_ TOTAL REGISTRATION FEES \$ \_\_\_\_\_ **PAYMENT** Spouse/Guest Full Name ☐ Check made payable to FCBA Children's Full Names and Ages \_\_\_\_\_ ☐ Credit Card □ VISA □ MasterCard □ American Express □ Discover Card Number \_\_\_\_\_ Please provide nicknames for name badges for all attendees Expiration Date (if applicable) Cardholder Name Signature \_\_\_\_\_ Your Golf Handicap \_\_\_\_\_ **CANCELLATION POLICY** Your Spouse/Guest Handicap\_\_\_\_\_

#### **REGISTRATION FEES:**

\$395.00
\$195.00
\$700.00
\$250.00
\$195.00
\$100.00
\$125.00
\$35.00

Name of Person Playing Tennis

#### MAIL, FAX OR EMAIL REGISTRATION

No registrations will be processed without payment. If paying by check, please mail your registration to: FCBA 2018 Annual Seminar, 1020 19th Street, NW, Suite 325, Washington, DC 20036. If paying by credit card, you may fax your registration to FCBA at 202-293-4317 or email to wendy@fcba.org. No phone registrations will be accepted.

All registration fees must be received by April 20, 2018. Cancellations will be accepted and FCBA registration fees refunded (less a \$50.00 cancellation fee per person) if notice is received no later than April 20, 2018. No refunds will be granted after this date. If for any reason FCBA cancels this seminar, it is not responsible for any travel, hotel accommodations, or other costs incurred by the registrant. Registration for the event may be transferred to another person upon written request to the FCBA office.

The Annual Seminar Registration Fee includes attendance at all of the Seminars; Friday evening's family dinner; Saturday evening's reception and dinner; Saturday evening's Kids Banquet and activities; and breakfast buffets on Saturday and Sunday. Meals and activities not included in the Annual Seminar Registration Fee and not sponsored by FCBA (e.g., golf and tennis tournaments, Kids Camp, and lunch on Saturday) are the responsibility of attendees.

Please note that we print and distribute a roster of all FCBA members who attend the Annual Seminar, and that we use the contact information that we have on file for this purpose and not necessarily the contact info provided on this form.

# FEDERAL COMMUNICATIONS BAR ASSOCIATION ANNUAL SEMINAR SPONSORSHIP COMMITMENT Form May 4-6, 2018

To confirm your level of sponsorship, please sign below and return a copy of this form with your credit card information or check (made payable to the "FCBA") to FCBA, 1020 19th Street, NW, Suite 325, Washington, DC 20036, (202) 293-4317 or wendy@fcba.org, no later than Monday, April 16, 2018.

PLEASE CHECK ONE:		
GOLD - \$2,000	SILVER - \$1,250	BRONZE - \$750
FRIDAY AFTERNOON BREAK	- \$1,000	
SATURDAY MORNING BREAK	ζ - \$1,000	
SATURDAY EVENING ENTER	TAINMENT - \$3,000	
*PLEASE SPECIFY EXACTL LISTED FOR PROMOTIONA		THE ORGANIZATION NAME TO BE
Contact Name:		
Organization:		
		Zip:
		<u> </u>
OR \$3,000 EVENT SPONSO	PRSHIP:	found on the website or in the FCBA Newsletter in the
PAYMENT:  □ Visa □ MasterCard □ American	Express □ Discover □ Check	
Number:		
Expiration:		
Signature:		

# FCBA 2018 ANNUAL SEMINAR Scholarship Application

### May 4-6, Kingsmill Resort & Spa, Williamsburg, VA

APPLICATIONS WILL BE PROCESSED ON A FIRST-COME, FIRST-SERVED BASIS. PLEASE FAX OR EMAIL THE APPLICATION NO LATER THAN FRIDAY, MARCH 23, 2018 TO:

FCBA Annual Seminar Committee

Fax: (202) 293-4317 Email: **kerry@fcba.org** 

#### **INFORMATION AND APPLICATION INSTRUCTIONS:**

- (1) To promote the goal of broad attendance and boost participation from public sector employees and academics, the FCBA is offering up to 10 Annual Seminar scholarships to full-time government members and to full-time academic professor members.
- (2) To apply, please fax or email this completed application form along with a copy of your ID card from your government agency or academic institution.
- (3) Scholarships may be applied only toward the registration fee for the 2018 FCBA Annual Seminar. The scholarship covers the registration fee (approximately \$200), which includes meals, entertainment, and attendance at the seminar. Scholarship recipients will be responsible for all other costs of attending the Seminar, including travel and lodging expenses.

Name	Organization
Address	Suite/Room/Apt
City/State/Zip	
Phone	
HAVE YOU PREVIOUSLY ATTENDED AN FCBA AN YES NO	NNUAL SEMINAR?
IMPORTANT: All applicants must attach a copy of a valid pho	to I.D. from an academic institution or a government agency.
Signature	
FOR OFFICE USE ONLY	
Time and date received:	

# 22nd Annual FCC Chairman Robert Emmet Lee Memorial FCBA FOUNDATION GOLF TOURNAMENT

### Tuesday, June 5, 2018 — 1:00 p.m. Shotgun Start

Name		
Organization		
Address	Suite/Room/a	Apt
City/State/Zip		
Phone	E-mail	
YES! I WOULD LIKE TO SUPPORT STERLING, VA, AS INDICATED BE	THE GOLF TOURNAMENT, TO BE HELLOW:	D AT 1757 GOLF CLUB,
☐ Governm☐ Private S☐ Compan☐ Individu☐ Golf Spo	rivate Sector Member \$ 125 nent Employee/Law Student \$ 100 Sector Non-Member \$ 150 by Hole Sponsor \$ 300 al Hole Sponsor \$ 250 sinsor \$ 50	
GOLFERS IN YOUR FOURSOME (Name(s)	Organization	Handicap or average of last two rounds
■ Golf foursome including admission to all event activities ■ Participation with other Foods Club conneces	COMPANY HOLE SPONSOR — \$300 ■ Full page ad in event program ■ Hole signage	PLEASE SEND THIS FORM AND A CHECK MADE PAYABLE TO THE "FCBA FOUNDATION" TO:
<ul> <li>Participation with other Eagle Club sponsors in exclusive "Tournament Within A Tournament" competition to win the coveted Eagle Club trophy</li> <li>Full page ad in event program</li> <li>Top-level recognition in all event advertising before and after the tournament</li> </ul>	<ul> <li>INDIVIDUAL HOLE SPONSOR — \$250</li> <li>Half page ad in event program</li> <li>Hole signage</li> <li>CHAIRMAN ROBERT EMMET LEE</li> <li>The tournament is named in memory of former</li> </ul>	FCBA Foundation 1020 19th Street, NW, Suite 325 Washington, DC 20036 Tel: 202 293-4000 Fax: 202 293-4317 Email: wendy@fcba.org
For more information about the tournament, go to www.fcba.org/foundation.	Federal Communications Commission (FCC) Chairman Robert Emmet Lee, who passed away in April 1993 after serving on the FCC	Email: wenty@teba.org
<b>Note:</b> Players may choose their foursomes regardless of donation level.	for almost thirty years. Chairman Lee served as a Commissioner of the FCC for 28 years and was instrumental in the early development of color television, among other contributions to federal communications policy.	
PLEASE RETURN FORM AND PA	YMENT BY MONDAY, MAY 28, 20	18.
\$ Total Enclosed	□ Visa □ MasterCard □ American Express	☐ Discover ☐ Check
Credit card no.		Exp. date

FCBA NEWS 38 MARCH 2018

\_\_\_\_\_Signature\_\_

Cardholder Name \_\_\_\_

# FEDERAL COMMUNICATIONS BAR ASSOCIATION 2017-2018 COMMITTEE AND CHAPTER Registration

NAME (please print)	
ORGANIZATION	
STANDING COMMITTEES	
Access to Government	Legislative
Annual Seminar Planning	Mass Media
Commendations and Acknowledgements	Membership and Marketing
Conference Planning	National Telecommunications Moot Court Competition
Constitution and By-laws	Privacy and Data Security
Continuing Legal Education	Professional Responsibility
Diversity	Relations with Other Bar Associations
Engineering and Technical	Social Media
FCC Enforcement	State and Local Practice
Homeland Security and Emergency Communications	Transactional Practice
Intellectual Property	Video Programming and Distribution
International Telecommunications	Wireless Telecommunications
Judicial Practice	Wireline
Law Journal	Young Lawyers
AD HOC COMMITTEES	
Charity Auction	Internet of Things
Edge Provider Task Force	Telehealth
International Chapters	

#### **CHAPTERS**

Atlanta	Northern California
Carolina	Pacific Northwest
Florida	Rocky Mountain
Midwest	Southern California
New England	Texas
New York	

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:

FCBA, 1020 19th Street, NW, Suite 325, Washington, DC 20036 Fax: 202-293-4317; Email: wendy@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	
March 12	CLE Seminar: The Connect America Fund Phase II Auction is Coming: Are You Ready? presented by the Wireline Committee
March 13	Mass Media Committee Brown Bag Lunch
March 15	FCBA Meet and Greet the FCC and NTIA Bureau and Office Chiefs Reception
March 15	Rocky Mountain Chapter Event: Cyber Risks in an IoT World presented in partnership with the Silicon Flatirons ( <i>Louisville, CO</i> )
March 16	Young Lawyers Committee Brown Bag Lunch
March 20	CLE Seminar: The 13th Annual ABA/FCBA Privacy & Data Security Symposium presented by the Privacy and Data Security Committee and the ABA Forum on Communications Law
March 23	Enforcement and Young Lawyers Committee Brown Bag Lunch
March 24	Southern California Chapter Event: Fireside Chat with FCC Commissioner Michael O'Rielly during the 42nd Annual UCLA Entertainment Symposium ( <i>Los Angeles</i> , <i>CA</i> )
March 29	International Telecommunications Committee Brown Bag Lunch
April 4	CLE Seminar: Space Traffic Management presented by the International Telecommunications Committee
April 19	CLE Seminar: Technology and Policy for Autonomous Vehicles presented by the Engineering and Technical and Internet of Things Committees
April 24	CLE Seminar: Ethics in a Changing World presented by the Professional Responsibility Committee
May 4-6	Annual Seminar – Kingsmill Resort & Spa, Williamsburg, VA
June 5	22nd Annual FCBA Foundation Golf Tournament at 1757 Golf Club (Dulles, VA)
June 9	Lawyers Have Heart Team Event: 10k race, 5k run, and fun walk



FEDERAL COMMUNICATIONS BAR ASSOCIATION

1020 19th Street, NW Suite 325 Washington, DC 20036 www.fcba.org