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N E W S

November 2014

Newsletter of the Federal Communications Bar Association

28th Annual Chairman's Dinner on December 4

The **28th Annual Chairman's Dinner** will be held **Thursday, December 4** at the Washington Hilton, 1919 Connecticut Avenue, NW. The evening will begin with a reception at 6:00 p.m., followed by dinner at 7:30 p.m. in the International Ballroom and will be followed by remarks from FCC Chairman Tom Wheeler. Sponsor's tables include a \$350.00 tax deductible donation to the FCBA Foundation.



FCC Chairman
Tom Wheeler

INVITING GOVERNMENT GUESTS

Pursuant to the Office of Government Ethics regulation on widely-attended gatherings (5 C.F.R. 2635.204(g)(2)), the **Chairman's Dinner** appears to qualify as a widely attended gathering. The value of an individual ticket to the dinner is \$275.00. Most employees of the Federal Communications Commission may be directly invited

Please use the registration form on [page 23](#) to attend the dinner as guests of individuals to order tables or individual tickets.

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25th Annual FCBA Charity Auction to be held on November 6th

On **Thursday, November 6** from **6:30 – 10:00 p.m.**, the FCBA will host the historic 25th Annual FCBA Charity Auction. The Charity Auction is one of the premier "must-attend" events for the communications industry, and helps support great local charities. We are proud to celebrate our 25th year! This year's beneficiaries are **BUILD Metro DC** and the **FCBA Foundation**.

BUILD Metro DC offers a four-year program that targets high school students in low-income communities who are not on-track academically and are at the highest risk of dropping out of school. Through entrepreneurship-based, experiential learning, BUILD equips these youth for high school, college, and career success. From their freshman through senior year of high school, BUILD guides participating students through every step of starting and running a licensed business, including writing a business plan, working in teams, pitching investors, budgeting, manufacturing, and selling products. "BUILDers" also receive extensive academic training, including



2013 FCBA Charity Auction

classroom tutoring, free SAT and ACT prep courses, college application guidance, and financial aid support. BUILD's efforts have had a demonstrable impact on the lives of these students, with 100 percent of BUILD Metro DC seniors having graduated high school and enrolled in a college or university. The FCBA Foundation will use proceeds from the Charity

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This Month's Key Events

25th Annual Charity Auction

Date/Time: Thursday, November 6, 6:30 – 10:00 p.m.
Location: The Almas Temple, 1315 K Street, NW

▶ SEE PAGE 1

Diversity Committee Brown Bag Lunch

Date/Time: Friday, November 7, 12:15 – 1:30 p.m.
Location: Squire Patton Boggs LLP, 1200 19th Street, NW, 3rd Floor (Independence Conference Room). Nearest metro is Dupont Circle, south side exit.

Topic: Mentoring, Diversity & Inclusion

▶ SEE PAGE 6

Legislative Committee CLE Seminar

Date/Time: Thursday, November 13, 6:00 – 8:15 p.m.
Location: Mayer Brown LLP, 1999 K Street, NW

Topic: Introduction to Legislative Drafting in the House of Representatives

▶ SEE PAGE 3

Transactional Committee CLE Seminar

Date/Time: Monday, November 17, 6:00 – 8:15 p.m.
Location: Wiley Rein LLP, 1776 K Street, NW

Topic: How the Antitrust Agencies and the FCC Are Likely to Analyze Vertical Mergers

▶ SEE PAGE 3

Wireline Committee CLE Seminar

Date/Time: Wednesday, November 19, 6:00 – 8:15 p.m.
Location: Wiley Rein LLP, 1776 K Street, NW

Topic: Peering into the Future: An Examination of Legal and Technical Issues Surrounding Peering Arrangements

▶ SEE PAGE 3

FCBA Welcomes Its New Director of Programs and Special Projects

Starsha Valentine has joined the FCBA staff as the new Director of Programs and Special Projects. Starsha previously worked at the American Coatings Association and the National Association of Home Builders in the Washington, DC area. She received her B.S. degree from Howard University and her M.S. degree in Nonprofit Management from the University of Maryland University College.



Starsha Valentine

Starsha will be responsible for working with the FCBA Committees and Chapters in the planning of their seminars, events, and CLE programs. She will also work closely with the Young Lawyers and Auction Committees on the Annual Charity Auction and with the FCBA Foundation on its community outreach programming, including the internship stipend and college and law schools scholarships. She spends her free time reading, volunteering with Greater DC Cares, and currently serves on the gala committee for the local nonprofit, Street Sense. We are excited to have her join the FCBA team and we know members will give her a warm welcome at our upcoming events.

CHAIRMAN'S DINNER

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and organizations purchasing tables or tickets. In most cases, individuals and organizations may issue invitations to the Chairman's Dinner without the involvement of the FCBA. Some agencies, departments and branches of the Federal Government, however, apply additional stipulations above the regulations issued by the Office of Government Ethics. Individuals who have signed the Administration's Ethics pledge cannot accept invitations from most registered lobbying organizations or registered lobbyists. While this event has qualified as a widely-attended-gathering in previous years, each FCC employee is required to obtain individual ethics clearance based on matters they are working on within the Commission. Employees of the Commerce Department are required to obtain individual ethics clearance through the Department's Office of General Counsel. Invitations to Members of Congress, Congressional Staff, and employees of the Department of State must be issued by the FCBA. Contact the FCBA for additional information.

Requests for invitations to be sent from the FCBA must be emailed to chairmans.dinner@fcba.org by Monday, November 17. Invitations will be sent on a "first-come, first-served" basis.



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BAR ASSOCIATION

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1020 19th Street, NW
Suite 325
Washington, DC 20036-6101
Phone: (202) 293-4000
Fax: (202) 293-4317
E-mail: fcba@fcba.org
Website: <http://www.fcba.org>

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FCBA STAFF

Kerry Loughney (kerry@fcba.org)
Executive Director
Starsha Valentine (starsha@fcba.org)
Director, Programs and Special Projects
Wendy Jo Parish (wendy@fcba.org)
Bookkeeper
Editor – Kerry Loughney
Photographer – Mark Van Bergh
www.markvanbergh.com

The FCLJ is Looking for Articles

The Federal Communications Law Journal (FCLJ) editorial team at The George Washington University Law School Law is now seeking and accepting article submissions for possible publication in the upcoming volume of the FCLJ. Members interested in submitting articles may contact Senior Articles Editor, Ryan Radia (fcljarticles@law.gwu.edu). Articles may also be submitted through ExpressO. For general inquiries or questions about the FCLJ please contact Editor-in-Chief, Tony Glosson (fclj@law.gwu.edu).

Thursday, November 13, 6:00 – 8:15 p.m. Introduction to Legislative Drafting in the House of Representatives

The FCBA **Legislative Committee** will hold a CLE on **Thursday, November 13** from **6:00 – 8:15 p.m.** entitled *Introduction to Legislative Drafting in the House of Representatives*. This program will be held at Mayer Brown LLP, 1999 K Street, NW.

Chris Osborne, Assistant Counsel of the House Office of the Legislative Counsel, will present an introductory course on the process of drafting legislation for Congressional lawmakers. He will discuss the key questions that are asked by a drafter to understand the client's basic policy and ideas in order to ensure that the drafter understands the legislative intent. In addition, he will describe some basic elements of legislative drafting style and format, as well as the role the Office of the Legislative Counsel plays in the lawmaking process.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 22](#).

Agenda

6:00 – 6:05 p.m.

WELCOME AND INTRODUCTION

Howard Waltzman, Partner, Mayer Brown LLP, formerly Chief Counsel, Telecommunications and the Internet for the Committee on Energy and Commerce, U.S. House of Representatives

6:05 – 6:20 p.m.

THE CLIENT'S PERSPECTIVE ON LEGISLATIVE DRAFTING IN THE HOUSE

David Redl, Chief Counsel, Communications and Technology,

Committee on Energy and Commerce, U.S. House of Representatives

6:20 – 6:30 p.m.

DISCUSSION OF THE HISTORY & ROLE OF THE OFFICE OF LEGISLATIVE COUNSEL IN DRAFTING LEGISLATION

Christopher B. Osborne, Assistant Counsel, Office of the Legislative Counsel, U.S. House of Representatives

6:30 – 7:05 p.m.

LEGISLATIVE DRAFTING 101

Christopher B. Osborne, Assistant Counsel, Office of the Legislative Counsel, U.S. House of Representatives

7:05 – 7:15 p.m.

BREAK

7:15 – 8:15 p.m.

INTERACTIVE DRAFTING SESSION, INCLUDING QUESTION & ANSWER SESSION

Christopher B. Osborne, Assistant Counsel, Office of the Legislative Counsel, U.S. House of Representatives

Monday, November 17, 6:00 – 8:15 p.m. How the Antitrust Agencies and the FCC Are Likely to Analyze Vertical Mergers

The FCBA **Transactional Committee** will hold a CLE on **Monday, November 17** from **6:00 p.m. – 8:15 p.m.** entitled *How the Antitrust Agencies and the FCC Are Likely to Analyze Vertical Mergers*. This program will be held at Wiley Rein LLP, 1776 K Street, NW.

In 2010, the Department of Justice and the Federal Trade Commission released revised *Horizontal Merger Guidelines*. The Federal Communications Commission's analysis generally follows, and is consistent with,

the *2010 Horizontal Merger Guidelines*. Unfortunately, no similar guidance has been released in recent years as to how the antitrust agencies and the FCC will evaluate vertical mergers. During this program four distinguished antitrust scholars and practitioners, two of whom helped develop the *2010 Horizontal Merger Guidelines*, will discuss the issues raised by vertical mergers, including both potential efficiencies and potential competitive concerns. They will also discuss how the antitrust agencies and the FCC have reviewed vertical mergers in the past and how they are likely to do so in the future. Finally, they will provide practical advice for lawyers representing clients in such mergers.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 22](#).

Moderator:

Jon Nuechterlein, General Counsel, Federal Trade Commission

Speakers:

Joe Farrell, Partner, Bates White
John Flynn, Partner, Jenner & Block
Mark Israel, Executive Vice President, Compass Lexecon
Additional speakers TBA

Wednesday, November 19, 6:00 – 8:15 p.m. Peering into the Future: An Examination of Legal and Technical Issues Surrounding Peering Arrangements

The FCBA **Wireline Committee** will hold a CLE on **Wednesday, November 19** from **6:00 – 8:15 p.m.** entitled *Peering into the*

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NOVEMBER 19 CLE

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Future: An Examination of Legal and Technical Issues Surrounding Peering Arrangements. This program will be held at Wiley Rein LLP, 1776 K Street, NW.

This program will examine the debate among Internet service providers, content providers and public interest groups regarding what the FCC should and will do next with respect to paid peering arrangements. The topic is particularly timely in light of the FCC's recent request for information from industry stakeholders regarding peering agreements. The CLE will feature a presentation on the technical aspects of peering arrangements, perspectives from leading legal and policy experts, and discussion of the relationship between peering arrangements and the proposed net neutrality rules. Further details and an agenda with speakers will be forthcoming.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 22](#).

Thursday, December 11, 6:00 – 8:15 p.m. Internet Governance: Results of Plenipotentiary-14, and Prospects for IANA Transition and UNGA-15

The FCBA International Telecommunications Committee will hold a CLE on Thursday, December 11 from 6:00 p.m. – 8:15 p.m. entitled “Internet Governance: Results of Plenipotentiary-14, and Prospects for IANA Transition and UNGA-15.” This program will be held at a location to be determined in Washington, DC.

In December 2012, the International Telecommunication Union (ITU)

held a treaty conference to revise its Telecommunication Regulations (WCIT). That conference exposed a rift between those Member States who wanted greater control over Internet Governance and those – such as the U.S. and Europe – committed to the Multistakeholder model. Subsequent surveillance-related issues underscored the importance of these issues at subsequent meetings at the ITU, at other U.N. bodies, and at various “multistakeholder” groups and meetings. In spring 2014, the Department of Commerce launched a process to transfer its remaining oversight of the “IANA” function. This kick-started a process being coordinated by the Internet Corporation for Assigned Names and Numbers (ICANN), and initiated Congressional debate about the wisdom of this action. In addition, Internet Governance issues will be central to the quadrennial ITU Plenipotentiary Conference, held October 20–November 7 in Korea. Finally, the U.N. General Assembly (UNGA) will address these issues in 2015.

This CLE will examine the legal and policy outcomes of the Plenipotentiary, and how any alterations to the treaty or resolutions (particularly regarding Internet Governance) could affect U.S. interests, including business. It also will review the IANA transition process to date and expected future timing. Finally, the CLE will examine how to maximize the private sector's role in UNGA's 2015 review of Internet Governance.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 22](#).

2014 FCBA Membership Directories

The FCBA 2014 Membership Directories have been mailed to members. Please use the order form on [page 26](#) to order additional copies for your office.

Agenda

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

6:05 – 7:05 p.m.
**KOREA: ITU
PLENIPOTENTIARY (PP-14)
AND THE ITU'S ROLE IN
OVERSIGHT OF THE INTERNET**

What were the U.S. objectives for PP-14? What challenges did the U.S. face? Which countries were our allies? What were the “success stories”? What were the outcomes that are problematic? What follow-up do you expect—Executive, Legislative or otherwise?

Moderator:

Jennifer Warren, Vice President, Technology Policy & Regulation, Lockheed-Martin, and Past President, Federal Communications Bar Association

Panelists:

Ambassador Daniel A. Sepulveda, Deputy Assistant Secretary, Bureau of Economic and Business Affairs, Department of State
Robert Pepper, Vice President, Global Technology Policy, Cisco
Jackie Ruff, Vice President, International Public Policy and Regulatory Affairs, Verizon
Sarah Wynn-Williams, Manager of Global Public Policy, Facebook (Invited)

7:05 – 7:15 p.m.

BREAK

7:15 – 8:15 p.m.

**INTERNET OR SPLINTERNET?
THE FUTURE OF ICANN, IANA,
AND THE ROOT ZONE FILE**

Is the U.S. forfeiting “control” over the Net? Will there be sufficient safeguards and accountability? If not, what are the plausible alternatives for IANA if not ICANN oversight? How can non-governmental entities help convince the UNGA that the multistakeholder model works well for Internet “governance.”?

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DECEMBER 11 CLE

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Moderator:

David A. Gross, Partner, Wiley Rein LLP and President, Federal Communications Bar Association

Panelists:

Jamie Hedlund, Advisor to the ICANN President, ICANN

Aparna Sridhar, Counsel, Google

Fiona Alexander, Associate Administrator, Office of International Affairs, NTIA, Department of Commerce

Ellen Blackler, Vice President, Global Public Policy, The Walt Disney Company

CHARITY AUCTION

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Auction to support its annual scholarship program.

THE DETAILS

The auction will take place at The Almas Temple, 1315 K Street, NW, Washington, DC 20005, from 6:30 p.m. – 10:00 p.m. Admission is free and the event is open to the public. Our 2014 auction will feature award-winning auctioneer B.J. Jennings of 1st Class Benefits and celebrity emcees **Jane Mago** and our very own FCBA President, **David Gross**.

ONLINE AUCTION – GET STARTED EARLY

The fifth annual online auction will run from **Thursday, October 30 through Thursday, November 13**. We encourage everyone to check out the online auction, and share the link with friends and family. Check back often – bidding will heat up quickly, and new prizes are added throughout the online auction. To access the online auction, visit www.biddingforgood.com/fcbafoundation.

PRIZES, FUN, FRIENDS!

The 25th Annual FCBA Charity Auction will feature live and silent auctions, raffles, light hors d'oeuvres, two drink tickets per person, and a cash bar for drinks after that. And of course, it's a great informal way to meet with new and old friends and colleagues.

This year's raffle grand prize is a 55-inch LG OLED TV featuring Pencil-Thin, Limitless Contrast, and Unparalleled Color, courtesy of **LG Electronics USA**. To purchase or help sell raffle tickets, please contact Kevin Ryan at kryan@wbklaw.com.

Some of the amazing prizes include:

- **One-of-a-Kind Prizes:** A Dream Car Tour – drive six supercars on the open road, including cars like the Aston Martin DB9, Ferrari F430, and others; a private walking tour of Georgetown; a one hour Portrait Photography Session; a behind the scenes tour of NPR Headquarters; a delicious meatless meal for six prepared by the Vegetarian Vixens Dining Club (a.k.a., Monica Desai, Erin Dozier, Mia Hayes, Donna Lampert, Megan Stull, Jessica Zufolo, and Jennifer Taylor); Grand Tasting Passes for the 2015 New York City Wine and Food Festival, including hotel and airfare for two.
- **Vacation Packages:** A one-week stay at a wonderful home on Martha's Vineyard; a one-week stay in Paris, France in a trendy Left Bank apartment; a weekend at a charming 1876 Victorian home located steps from the beach in Cape May Point, NJ; a one-week stay in a three-bedroom house in Rehoboth Beach, DE; a two-night stay at the Universal Orlando Resort.
- **Sporting Events and Memorabilia:** A VIP trip for four to the 2015 NCAA Men's Final Four; two tickets to all games of the 2014 NCAA Big East Men's Basketball Tournament March 11 through March 14 at Madison Square Garden in New York City; tickets to Nats, Caps, Wizards, D.C. United, and Redskins games; a 2007 PGA Championship Pin Flag signed by Tiger Woods.
- **Electronics:** A Samsung Galaxy S5; an HTC One M8; a DIRECTV System; a Slingbox 500; a Nest Thermostat; an Xbox One.

- **Restaurants:** A seven course dinner for four, with wine paring at Volt PLUS limousine service; dinner for two and one night's stay at the Inn at Little Washington; and dinner at Del Campo, Pearl Dive Oyster Palace and Black Jack, Bobby Van's Steakhouse, Komi, Rouge 24.

DO YOU LIKE INSTAGRAM AND WINNING PRIZES? ENTER OUR SOCIAL MEDIA SWEEPSTAKES!

It couldn't be easier. Post a picture on Instagram of you holding a completed copy of the **My Auction Memory** or **I Support the Charity Auction Because** documents, tag the post #FCBACHarity, and send a confirmation e-mail to fcbaauction@gmail.com with your Instagram handle. You will be entered to win a certificate good for dinner for two at Veranda, including a three-course meal valued at \$70 (excluding tax, tip, and alcohol).

Of course, conditions and restrictions apply. See the official rules [here](#).

ON FACEBOOK? TWEET? INSTA? QUESTIONS? ? ?

Check out the Auction **Facebook** page, follow us on **Twitter** for updates on other great prizes, and check out our Instagram feed @FCBACHarity!

If you have any questions about the auction, please contact **Lindsey Tonsager**, 202-662-5609, ltonsager@cov.com, or **Kerry Loughney**, 202-293-4000, kerry@fcb.org.

COMMITTEE AND CHAPTER *Events*

Diversity Committee

Event: Brown Bag Lunch

Date/Time: Friday, November 7, 12:15 – 1:30 p.m.

Location: Squire Patton Boggs LLP, 1200 19th Street, NW, 3rd Floor (Independence Conference Room). Nearest metro is Dupont Circle, south side exit.

Topic: Mentoring, Diversity & Inclusion. Mentoring can be an integral tool for organizations seeking to foster diversity and inclusion to ensure that attorneys from all backgrounds have the opportunity to succeed. But how can organizations and individuals use mentoring most effectively to encourage diversity and inclusion within the communications bar? Diane Cornell, Special Counsel to FCC Chairman Tom Wheeler, will moderate a panel discussion featuring Maurita Coley, Jason Llorenz, John Nakahata, and Staci Pies. This group of esteemed panelists will discuss how to mentor effectively, offer advice on finding and making the most of the mentor/mentee relationship, and suggest strategies for organizations seeking to incorporate mentoring as a tool to further diversity and inclusion, and, as a result, help improve the performance and effectiveness of the organization.

To RSVP: [Click here](#) or go to the [FCBA Website – Calendar of Events](#).

Homeland Security and Emergency Communications Committee

Event: Brown Bag Lunch co-sponsored by the Young Lawyers Committee

Date/Time: Tuesday, November 18, 12:15 – 1:45 p.m.

Location: Venable LLP, 575 7th Street, NW

Topic: A discussion of the FCC's proposed new rules on 911 indoor location accuracy and how they could affect public safety stakeholders

Speakers: TBA

For more information: Contact Rachael Bender (RBender@mobilefuture.org) or Jeremy Berkowitz (Berkowitz_Jeremy@BAH.com).

To RSVP: [Click here](#) or go to the [FCBA Website – Calendar of Events](#).

International Telecommunications Committee

Event: Brown Bag Lunch

Date/Time: Thursday, November 6, 12:15 – 1:30 pm

Location: Hogan Lovells US LLP, 555 13th Street, NW. Check in with the lobby receptionist for an escort to the Hogan Lovells Academy Room (12th Floor West room 600).

Topic: The International Bureau's Part 25 Further Notice of Proposed Rulemaking – Streamlining and Making More Efficient the FCC's Satellite Licensing Rules

Speakers: Jose Albuquerque, Chief, Satellite Division, FCC, Stephen Goodman, Partner, Butzel, Long, Daniel Mah, Regulatory Counsel, SES, John Janka, Partner, Latham and Watkins, Jennifer Manner, Vice President, EchoStar

Notice: Because this panel involves an open rulemaking proceeding, participants are asked if they ask questions or make comments to file an ex parte in the Part 25 docket.

To RSVP: [Click here](#) or go to the [FCBA Website – Calendar of Events](#).

Event: CLE Seminar

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

Location: Hogan Lovells US LLP, 555 13th Street, NW

Topic: Internet Governance: Results of Plenipotentiary-14, and Prospects for IANA Transition and UNGA-15

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 22](#).

Legislative Committee

Event: CLE Seminar

Date/Time: Thursday, November 13, 6:00 – 8:15 p.m.

Location: Mayer Brown LLP, 1999 K Street, NW

Topic: Introduction to Legislative Drafting in the House of Representatives

For more information: See [page 3](#).

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 22](#).

Transactional Committee

Event: Brown Bag Lunch

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

Location: Wiley Rein LLP, 1776 K Street, NW

Topic: Meet the FCC's Chief Economist. Join us for remarks by the FCC's Chief Economist, Tim Brennan, followed by Q&A led by two leading practitioners, Donald Stockdale and Michael Cohen.

Speakers: Tim Brennan, Chief Economist, FCC; Donald Stockdale, Bates White; and Michael Cohen, Paul Hastings

To RSVP: [Click here](#) or go to the [FCBA Website – Calendar of Events](#).

Event: CLE Seminar

Date/Time: Monday, November 17, 6:00 – 8:15 p.m.

Location: Wiley Rein LLP, 1776 K Street, NW

Topic: How the Antitrust Agencies and the FCC Are Likely to Analyze Vertical Mergers

For more information: See [page 3](#).

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 22](#).

Wireline Committee

Event: Brown Bag Lunch

Date/Time: Friday, November 14, 12:15 – 1:15 p.m.

Location: Wiley Rein LLP, 1776 K Street, NW (1st floor)

Topic: The FCC's Special Access Data Collection. This event will provide a platform for legal practitioners to engage the Commission's staff on the Special Access Data Collection to assist their clients in meeting the December 15, 2014, data submission deadline. The staff will provide an overview of the data collection and the submission process, including the Confidential and Highly Confidential treatment of submitted information, and will then be available to answer questions about the collection.

Speakers: FCC Staff – Deena Shetler, Billy Layton, Chris Koves, Belinda Nixon, Greg Haledjian; Wireline Competition Bureau
Moderator: Philip Macres, Principal, Klein Law Group PLLC

To RSVP: [Click here](#) or go to the [FCBA Website – Calendar of Events](#).

Event: CLE Seminar

Date/Time: Wednesday, November 19, 6:00 – 8:15 p.m.

Location: Wiley Rein LLP, 1776 K Street, NW

Topic: Peering into the Future: An Examination of Legal and Technical Issues Surrounding Peering Arrangements

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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 25](#) of this newsletter or download it at <http://www.fcba.org/wp-content/uploads/2014/06/FY15-Committee-Form.doc> 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.

COMMITTEE AND CHAPTER *Events*

WIRELINE COMMITTEE

CONTINUED FROM PAGE 6

For more information: See [page 3](#).

To register: [Click here](#) or go to the [FCBA](#)

Website – Calendar of Events or use the form on [page 22](#).

Young Lawyers Committee

Event: Brown Bag Lunch co-sponsored by the Homeland Security and Emergency Communications Committee

Date/Time: Tuesday, November 18, 12:15 – 1:45 p.m.

Location: Venable LLP, 575 7th Street, NW

Topic: A discussion of the FCC's proposed new rules on 911 indoor location accuracy and how they could affect public safety stakeholders

Speakers: TBA

For more information: Contact Rachael Bender (RBender@mobilefuture.org) or Jeremy Berkowitz (Berkowitz_Jeremy@BAH.com).

To RSVP: [Click here](#) or go to the [FCBA Website – Calendar of Events](#).

Event: The Next Generation of Communications Attorneys: Career Panel & End of the Year Social

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

Location: Kelley Drye & Warren LLP, 3050 K Street, NW, (Washington Harbour)

Topic: Join the Young Lawyers Committee to learn more about the next generation of communications attorneys and the new issues

on the horizon, followed by a networking reception.

Speakers: TBA.

For more information: Contact Rachael Bender at RBender@mobilefuture.org or Robyn Mohr at rmohr@kelleydrye.com.

To RSVP: [Click here](#) or go to the [FCBA Website – Calendar of Events](#).

Southern California Chapter

Event: Breakfast

Date/Time: Friday, November 14, 8:30 a.m. – 10:00 a.m.

Location: Sheppard Mullin, 1901 Avenue of the Stars, Suite 1600, Los Angeles, CA 90067-6017

Topic: A Practical Approach to Doing Business in Mexico's Telecommunications Sector Within the New Regulatory Framework

Speakers: Daniel Rios, Director of Regulatory Affairs Mexico's Federal Institute of Telecommunications (IFT) (the IFT is the recently created agency as part of the reform, for the development, regulation and supervision of the broadcasting and telecommunication sectors in Mexico).

To RSVP: [Click here](#) or go to the [FCBA Website – Calendar of Events](#).

Event: Reception

Date/Time: Tuesday, November 18, 5:30 – 7:30 p.m.

Location: 111 Minna Gallery, 111 Minna Street, San Francisco, CA

More Information: Davis Wright Tremaine, in association with the Federal Communications Bar Association, is pleased

to invite you to a reception while you are in San Francisco. Please join us for an evening of socializing with industry friends and colleagues, while enjoying some of San Francisco's best sips and bites. This event is not sponsored by NARUC, nor is it part of the 126th Annual Meeting agenda.

For questions: Contact Sandra Severtson at SaundraSevertson@dwt.com.

To RSVP: [Click here](#) or go to the [FCBA Website – Calendar of Events](#).

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.

December 4-5 PLI/FCBA 32nd Annual Institute on Telecommunications Policy & Regulation

For the 32nd consecutive year, the FCBA and the Practising Law Institute will co-sponsor an annual conference on "Telecommunications Policy and Regulation." This year's Conference will be held on December 4-5, at the Washington Hilton, 1919 Connecticut Avenue, NW, Washington, DC. The Conference will provide attendees with a comprehensive understanding of the hot button issues facing the telecommunications industry today – at the FCC, Congress, and within the Executive and Judicial branches.

The Conference will open with a keynote address by **FCC Commissioner Mignon Clyburn**. The luncheon will feature a "fireside chat" with **FCC Commissioner Michael O'Rielly**, conducted by FCBA President **David Gross**. **NTIA Administrator Lawrence Strickling** will close the first day of the Conference. The second day of the Conference will open with a Q&A session with **FCC Commissioner Ajit Pai**.

Other highlights include a Congressional staff panel, three substantive panels featuring industry experts dealing with recent developments in wireline, wireless, and privacy issues, and an exciting new panel, titled *New Technologies: Views from Silicon Valley*, which will feature companies engaged in the development of new technologies, as well as innovative use of existing technologies.

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

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

A registration form for the 1½ day seminar is on [page 24](#). As noted, a registration fee discount is available to FCBA members.

Practising Law Institute in cooperation with the Federal Communications Bar Association present: The 32nd Annual Institute on Telecommunications Policy & Regulation

Thursday, December 4

9:00 a.m.
WELCOME

David A. Gross, President, Federal Communications Bar Association

9:15 a.m.
FEATURED SPEAKER

The Honorable Mignon Clyburn, Commissioner, FCC

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

- Legislative highlights of 2014, what's left to do from a communications policy perspective this year, and election impacts
- A 2015 legislative preview, including Communications Act reform, net neutrality, privacy and data security, Internet governance, possible FCC reform and other initiatives

Panelists:

John B. Branscome, U.S. Senate Commerce Committee
Margaret McCarthy, U.S. House Energy and Commerce Committee
David B. Quinalty, U.S. Senate Commerce Committee
David J. Redl, U.S. House Energy and Commerce Committee

FCBA Co-Moderators:

Laura H. Phillips, Drinker Biddle & Reath LLP

Scott Weaver, Wiley Rein LLP

10:45 a.m.
NETWORKING BREAK

11:00 a.m.
TECHNOLOGY OVERVIEW

Tutorial will break down the technological issues at play in the telecommunications arena Spectrum basics, the spectrum crunch, unlicensed devices, television white spaces, wireless technology and more

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

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

A summary of the Wireline Competition Bureau's ongoing work, including the FCC's net neutrality proceeding, the IP transition, universal service reform and intercarrier compensation reform

Julie Veach, Chief, Wireline Competition Bureau, FCC

12:15 p.m.
**LUNCHEON AND FIRESIDE
CHAT**

The Honorable Michael O'Rielly, Commissioner, FCC

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

- The net neutrality proceeding and other developments arising from the D.C. Circuit decision in *Verizon v. FCC*
- Implementation of reforms to the Connect America Fund and intercarrier compensation adopted in the *USF/ICC Transformation Order*
- The FCC's framework for experiments studying the effects of the transition from traditional TDM-based services to IP-based technology

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Panelists:

Daniel Alvarez, Office of Chairman Tom Wheeler, FCC

Rick Chessen, National Cable & Telecommunications Association

Kathy Grillo, Verizon

Angela Kronenberg, COMPTEL

FCBA Co-Moderators:

Kathleen Q. Abernathy, Frontier Communications

Matthew A. Brill, Latham & Watkins LLP

2:45 p.m.

TUTORIAL: DEVELOPMENTS IN WIRELESS COMMUNICATIONS

A review of the Wireless Telecommunications Bureau's actions in 2014, including actions to implement the Spectrum Act and the Broadcast Television Incentive Auction

Roger C. Sherman, Chief, Wireless Telecommunications Bureau, FCC

3:15 p.m.

NETWORKING BREAK

3:30 p.m.

HOT TOPICS AND ISSUES IN WIRELESS TELECOM POLICY

- The broadcast television spectrum incentive auction and other FCC efforts to meet the growing demand for spectrum
- The proposed rules for unlicensed operation of white space devices and wireless microphones in the reconstituted TV bands and the repurposed 600 MHz band
- The treatment of mobile Internet access service under the FCC's proposed net neutrality rule
- The FCC's revised policies regarding mobile spectrum holdings

Panelists:

Jonathan Adelstein, PCIA-The Wireless Infrastructure Association

Harold Feld, Public Knowledge

Kathleen Ham, T-Mobile US, Inc.

Erin McGrath, Office of Commissioner O'Rielly, FCC

Grant Spellmeyer, U.S. Cellular

FCBA Co-Moderators:

Michele C. Farquhar, Hogan Lovells US LLP

Mark D. Schneider, Sidley Austin LLP

4:30 p.m.

FEATURED SPEAKER

The Honorable Lawrence E. Strickling, Assistant Secretary for Communications and Information and Administrator, National Telecommunications and Information Administration, U.S. Department of Commerce

5:00 p.m.

ADJOURN

Friday, December 5

9:00 a.m.

FEATURED SPEAKER

Q&A with **The Honorable Ajit Pai**, Commissioner, FCC

9:30 a.m.

DEVELOPMENTS IN PRIVACY

- Scope of FTC and FCC authority, privacy priorities, and recent industry guidance and enforcement actions
- Administration initiatives and priorities for privacy, including data collection and use by public and private sector actors
- Compliance in developing areas such as online advertising, location-based services, information security, and cross-border data transfers
- New state privacy and data breach laws and the prospects of future federal legislation
- Developments and trends in U.S. privacy litigation
- The "Right to be Forgotten," EU cookie regulation, and the implications of European privacy initiatives generally on U.S. policy and business

Panelists:

Debbie Matties, CTIA – The Wireless Association

Maneesha Mithal, Federal Trade Commission

John Verdi, National Telecommunications & Information Administration

Yael Weinman, Information Technology Industry Council

FCBA Co-Moderators:

Yaron Dori, Covington & Burling LLP

Natalie G. Roisman, Wilkinson Barker Knauer, LLP

10:30 a.m.

NETWORKING BREAK

10:45 a.m.

NEW TECHNOLOGIES – VIEWS FROM SILICON VALLEY

- Development of new technologies, as well as innovative use of existing technologies
- Discussion of the policies and regulations that drive innovation and investment and benefit consumers and businesses

Panelists:

Dean R. Brenner, Qualcomm Incorporated

Bruce Cox, NextNav, LLC

Robert Pepper, Cisco Systems

FCBA Co-Moderators:

Earl W. Comstock, Eckert Seamans Cherin & Mellott, LLC

Monica S. Desai, Squire Patton Boggs

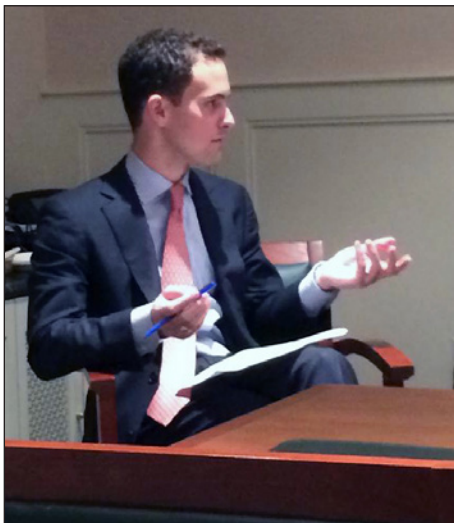
11:45 a.m.

ADJOURN



Young Lawyers Committee October Brown Bag Lunch

Last month, the Young Lawyers Committee hosted a brown bag on wireless infrastructure issues featuring **Chad Breckinridge** (FCC), **Jeanine Poltronieri** (AT&T), **Paul Roberts** (American Tower Corporation) and **David Redl** (House Energy & Commerce Committee). **Van Bloys** (PCIA) and **Zac Champ** (PCIA) moderated the event hosted by Wiley Rein.



Young Lawyers and Legislative Committees October Happy Hour

Last month, the Young Lawyers Committee and the Legislative Committee co-sponsored a happy hour at Johnny's Half Shell on the Hill.



New England Chapter Hosts "Deregulation – How's It Going?" Program on October 2

The New England Chapter, in conjunction with the Boston University College of Communication, presented "Deregulation – How's It Going?" on October 2nd. An audience of New England regulatory staffs, practitioners, and students enjoyed an interesting and informative discussion of deregulation efforts, effects, and related policy issues, both nationally and in New England.

After welcoming remarks by Chapter Co-Chair Joshua Pila, Tom Fiedler, Dean of the College of Communication, opened with observations on the changing nature of communications and the corollary conclusion that deregulation is an ongoing topic that would be just as fresh if we had this event next year. Dean Fiedler was followed by Commissioner Karen Charles Peterson of the Massachusetts Department of Telecommunications and Cable. Commissioner Peterson noted that each New England state would tell a different tale of deregulation. In Massachusetts, the Department's deregulatory objective is to remove regulations that do not protect consumers, ensure a fair marketplace, or address public safety.

The first of our two panels began with a recap of twenty years of telecommunications regulation and deregulation by Chapter Co-Chair Rob Munnely. A rousing discussion among representatives of various industries and interests followed.

Sam Kline, Vice President for Corporate Strategy at Granite Telecommunications, noted that Granite adds 1000 resold POTS lines a day, and presented statistics showing significant price increases for business telephone lines after deregulation in numerous states. Regulation of ILEC-delivered services remained critically important to Granite.

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NEW ENGLAND

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Rick Cimerman, Vice President of External and State Affairs at the National Cable and Telecommunications Association (NCTA) opined that deregulation was going “pretty darn well.” He remarked that the cable industry had voluntarily submitted to regulation in such important public policy areas as CALEA and E-911 but that light touch regulation by federal and state authorities helped foster innovation and investment that benefitted consumers.

Matt Gerst, Director of State Regulatory & External Affairs at CTIA - The Wireless Association, cited the existence of 14.2

million mobile connections in New England, equivalent to 98% of the population, as well as the 30,000 jobs that the “app economy” has created in the region. He also attributed this success to a “light touch” regulatory environment but urged that additional spectrum be made available to support growth and new services.

Michael Reed, State President - Maine of FairPoint Communications, said that since acquiring Verizon’s ILEC operations in Maine, New Hampshire, and Vermont, FairPoint had undertaken a \$700 million network upgrade. Pricing flexibility is important to FairPoint and has helped it competitively in the states where

implemented. However, he noted that FairPoint cannot afford to be regulated when it only has a relatively limited share in certain markets and it competes with entities that are not subject to similar regulations.

Wayne Jortner, Senior Counsel with the State of Maine Office of Public Advocate, highlighted some of the negative effects of retail deregulation, including

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price increases in ILEC voice services, decreased service quality, withdrawal of services, diminished modes of service, and price discrimination. He cited a Carnegie-Mellon study that found that price increases in big states result in price increases all over the country by raising the average rate for USF purposes.

The second panel was entitled “The Economic and Investment Perspective” and was moderated by Chapter Co-Chair Greg Kennan. The panelists were Anna-Maria Kovacs, Visiting Senior Policy Scholar, Georgetown University Center for Business and Public Policy, and Timothy J. Tardiff, principal with Advanced Analytical Consulting Group in Boston.

Anna-Maria Kovacs discussed the significant changes in the telecommunications industry in recent years and highlighted the need for a new “network compact” that would establish rules for different service platforms that would reflect the new competitive realities. She pointed out that only 30 percent of consumers rely on ILEC POTS lines for voice services, with the remaining 70 percent spread among wireless, cable VOIP and other serving options, and that consumers seemed to be “voting with their feet” and leading the way into new

non-traditional services. The regulations associated with the new compact needed to be reasonable, or else consumers would just evade the rules and migrate to less regulated services, as they had been doing so. Consumer want “more and faster” in terms of broadband speeds and capacity, and regulation has a limited role in many of these areas. Regulation retains importance in areas such as public safety, low income Lifeline service, and rural and high cost urban areas.

Tim Tardiff highlighted different data but reached somewhat similar solutions regarding the evolving telecommunications landscape. He observed that no one on the first panel suggested that telecom should be fully deregulated; the focus should be on the appropriate level of regulation to meet policy needs. He cited various data points showing strong trends at both state and federal levels favoring movement away from regulated services and towards deregulation and not attempting to re-regulate (such as the dozen years spent studying special access deregulation with no apparent retrenchment seen yet). He noted that despite some early discussions of how Europe seemed to be ahead of the U.S. in broadband deployment, the U.S.’s light touch has spurred investment and surpassed Europe; European leaders are

now complaining that its ILEC-heavy, regulatory model is not well suited to expanding broadband compared to the U.S. model. There are certainly areas where regulation is needed to spur additional broadband in the US, and FCC leaders will have to figure out the tough policy issues to make the revised USF program useful in achieving societal goals.

A reception followed the event. The Chapter wishes to thank our hosts at the College of Communication and our reception sponsors: Comcast, Granite Telecommunications, and Verrill & Dana.

New England Chapter Event

On Thursday, October 16, the New England Chapter presented a letter of thanks and best wishes to New Hampshire Public Utilities Commission Chair Amy Ignatius upon her departure from the Commission for a seat on the New Hampshire Superior Court. New England Chapter Steering Committee Member Karlen Reed made the presentation at a farewell reception for Commissioner Ignatius in Concord, New Hampshire.



Karlen Reed and Amy Ignatius

Get to Know an FCBA MEMBER

Tom Power

By: Laura Phillips

I recently sat down with White House telecommunications policy guru Tom Power. Tom currently is Deputy Chief Technology Officer, Telecommunications in the White House Office of Science and Technology Policy (OSTP). Tom last year completed a three-year stint on the FCBA's Executive Committee and Tom has been an FCBA stalwart for some time. Those of us that have worked with Tom know how very serious he is at all times – not. So there was no lack of laughs during our late afternoon meeting as we reviewed some highlights of his years in communications law and policy, among other things.

Q: What attracted you to the field of communications?

A: I guess it goes back to my days as a college radio station DJ at the University of Virginia, or maybe my time in law school in Charlottesville, when I was a news anchor and a reporter, who knows? I got involved in communications tangentially as a commercial litigator at the law firm of Winston and Strawn starting back in 1990. It was a great firm and still is, but over time I discovered there were parts of commercial litigation that I liked and parts I didn't like as much. One part that was interesting was learning about different sorts of businesses, including by working on a large number of communications cases. Then after the Congress passed the 1992 Cable Act, I decided it might be exciting to work at the FCC, and I worked in the then Cable Bureau as Deputy Chief of the Policy and Rules Division. I later moved over to what was then the Common Carrier Bureau from 1994 to 1997, helping run the Competitive Pricing Division. As you might imagine, these were incredibly interesting times to be involved in massive statutory implementations of the Cable Act and then the Telecommunications Act of 1996.



Q: Tell our readers whether you were deliberate in your career progression and how things unfolded.

A: I can't say that I really had any deliberate game plan. Looking back I think I was just lucky that I somehow managed to impress FCC Chairman Bill Kennard to the point that he hired me as his Legal Advisor and later his Senior Legal Advisor. After that I left the agency in 2000 to go to work at Fiberlink, a company started by a friend of mine from high school and college. That move was due to a chance conversation one night when my friend was talking to me about needing a lawyer to be his General Counsel. He figured pretty much all lawyers could function in that role, and I let him indulge that fiction. But I thought, when else would I ever have the chance to learn corporate law on the job? I was the 50th employee and when I left in 2009, there were over 250 employees. Fiberlink was recently acquired by IBM. I had done some work with the Obama campaign, but I was not exactly focused on my next job, which turned out to be moving back to DC from Pennsylvania in April 2009 to become Chief of Staff at NTIA. The opportunity was presented and I thought why not? Most recently, in August of 2011, I was detailed to the OSTP, which is where I am right now.

None of these jobs came to me through any sort of premeditated design; I've just been incredibly lucky so far.

Q: What is the most challenging part of your current position and why?

A: A lot of what we do at OSTP is to attempt to coordinate policy and activities across a range of federal agencies. Each agency of course has its own leadership, mission, legal framework and set of responsibilities and often each answer to different committees on the Hill. That coordination piece can be very challenging but when it all works it's great. And I find I kind of enjoy that challenge. One example of this was the coordination shown between NTIA and the Rural Utilities Service in the US Department of Agriculture. Both entities were designated as grant agencies under the Recovery Act in 2009 for broadband deployment grants. Rather than having two entirely inconsistent sets of rules and criteria, the agencies were able to coordinate many aspects of their processes so that participants didn't have to figure out two sets of rules. Another area where cross-agency coordination is both fun and challenging would be in spectrum policy, including for example the work behind brining the AWS-3 spectrum auction forward.

Q: What are you reading now?

A: I've always enjoyed reading history and biographies, but now I'm increasingly drawn to nonfiction. I've just been reading Michael Lewis's book "Flash Boys" which is about the advantages some in Wall Street carved out for themselves in the high frequency trading game. To me it was fascinating how the traders themselves merely thought about optimizing their technology and only later, if at all, about the ethics of what it was they were doing.

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

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Get to Know an FCBA MEMBER

TOM POWER

CONTINUED FROM PAGE 14

A: The person who impressed me the most in my career so far is Bill Kennard. He is the type of guy DC needs more of, extremely smart and talented, but so unassuming, so lacking in ego. I learned so much working with him, it was terrific. Taking it from the personal to the general, in the communications bar and broader field it does sometimes feel like we are living a small town and I mean that in a very positive way. We try to look out for each other and that's a good thing.

Q: 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: The thing that comes to mind for me on this point is the book by Robert Fulghum, "All I Really Need to Know I Learned in Kindergarten." It's basically got it all there, be kind, if you make a mistake or hurt someone say you are sorry, that sort of advice. I mean, really, I see folks from time to time who are highly enamored of themselves or who exhibit poor personal behavior and that sticks with you about that person. I find that people tend to remember how you treated them long after they met with you in the Chairman's office and you and they are off doing something entirely different. So that's my advice on a pitfall you can avoid by just remembering the fundamental kindergarten rules of behavior.

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

A: I mentioned my college DJ gig before, but I didn't mention I was on a DJ team with none other than the great Kathy Kirby of Wiley Rein. Of course, we have a mutual secrecy pact about those days -- but do ask her about Dave Edmunds if you get a chance. Another fact is that during a federal government shutdown you are allowed to work for pay so long as what you do is entirely unrelated to your government job. So last year during the shutdown I was a bartender for a bit. I have the picture to prove it.

And here's a real gem....those who have been around for a while may recall as Reed Hundt was stepping down as FCC Chairman that there was press speculation that he was a candidate to become the next Commissioner of baseball. The day before his last FCBA Chairman's Dinner the word went out that a baseball glove was needed for the Chairman's dinner speech. My glove was a prop in his monologue. To thank me for its use, Reed kindly autographed it. I bet I'm the only person in the world with a baseball glove autographed by Reed Hundt. And certainly the only person who would want one!

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

A: I've been an FCBA member about 20 years. The FCBA creates a very

necessary space where we can interact personally and professionally and be better at what we do because of those interactions. I really look forward to our signature events like the Annual Seminar, the Chairman's Dinner, the Charity Auction and substantive programming too. All the events allow such great opportunities to get to know one another, and to sometimes exchange candid perspectives that can just be incredibly valuable. The other thing that's great about the FCBA is that it is sustaining itself. I see younger attorneys and communications professionals continuing to join the FCBA and participate in meaningful ways, which means as a group of volunteers with a very lean paid staff, we must be doing something right. When you think of your personal friends and professional mentors over the years, more often than not they are FCBA members. In fact, it's really hard to imagine the practice of communications law and policy without the FCBA.

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

"Bill Me" Option for Online Transactions is No Longer Available

Effective immediately, the FCBA has discontinued the "Bill Me" option for online transactions. This means that if you are registering for an event online, you must pay by credit card at the time of purchase. If you are planning to pay by check, you will need to fax or email the registration form to our office in advance and then send the original form with your payment.

DC Bar Lawyer Assistance Program

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



Making Strides Against Breast Cancer With Team FCBA Foundation

Thanks to all members of the FCBA who walked with or donated to the FCBA Foundation's team for Making Strides Against Breast Cancer. The walk occurred on a picture perfect autumn day -- Sunday, October 5 -- around the Tidal Basin. Team FCBA Foundation included 22 walkers and one yellow Labrador Retriever. Two of the walkers are breast cancer survivors who have benefited from the tremendous resources that have been made available to patients by the American Cancer Society. The FCBA Foundation raised more than \$2,500 for the cause.

In addition to attracting a bigger FCBA Foundation team than ever before, this year the team had its own (albeit informal) sign. Seeing it elicited an "FCBA" chant from the crowd at the Start Line, making the walk even more exhilarating for our



team. We hope to repeat our successes next year and to continue making strides for more research, better treatments, and a cure.

Volunteer at Martha's Table on November 30

On **Sunday, November 30** from **10:00 a.m. – 1:00 p.m.**, the FCBA will be

preparing and distributing food at the FCBA Foundation's partner charity, Martha's Table. The FCBA has been meeting monthly to volunteer at Martha's Table for many years. Martha's Table feeds hundreds of homeless adults and children on the streets of Washington daily, through its mobile soup kitchen. Martha's Table is located in a yellow building at 2114 Fourteenth Street, NW, in the District, near the intersection of 14th and U Streets. On-street parking is available. Volunteers are asked to bring food if possible, (e.g., cold cuts, bread, peanut butter, jelly, vegetables and potatoes) because the center often runs out of donated food.

Please mark your calendars, bring your friends and children (they must be at least nine years old), and participate in this great volunteer effort. If you are able to volunteer, please contact **Howard Weiss** at 703-812-0471, weiss@fhhlaw.com.

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

FALL BUREAU AND OFFICE CHIEFS Reception



Photos by Mark Van Bergh

FALL BUREAU AND OFFICE CHIEFS Reception



FALL BUREAU AND OFFICE CHIEFS Reception



Thanks to the Fall Reception Sponsors!

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TO RESPOND TO JOB BANK LISTINGS

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

TO LIST A JOB

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

LAW FIRM/CORPORATE

11.14.1 Counsel, Regulatory Affairs

Primary Duties:

- Advise NBCUniversal-owned television stations on the full range of FCC regulatory compliance matters, including EEO, children's programming, sponsorship ID, indecency, closed captioning/video description, retransmission consent, network non-duplication and syndicated exclusivity, CALM Act, political broadcasting, emergency alert system, ownership reports, public inspection files, contests and sweepstakes, station transactions, license renewals, facilities modifications and licensing, and advertising restrictions.
- Advise NBCUniversal-owned cable networks on applicable FCC regulatory requirements, including program access/program carriage rules, commercial limits in children's programming, closed captioning/video descriptions.
- Prepare guidance documents, tutorials, and templates related to FCC compliance
- Participate (in cooperation with Comcast regulatory affairs team) in development of and advocacy related to company positions on FCC policy initiatives and federal legislation.
- Reporting to Vice President, Regulatory Affairs

Qualifications:

JD + 6-8yrs of regulatory experience (including law firm experience)

Interested and qualified candidates may submit their resume and cover letter via our career site at: <https://sjobs.brassring.com/TGWebHost/jobdetails.aspx?partnerid=25354&siteid=5108&jobid=235975>

11.14.2

General Counsel – Join Meredith Corporation's Local Media/Broadcasting Group as General Counsel and help us reach local audiences in more than 12 million U.S. households in top markets. Meredith's network affiliates use the power of TV, backed by our local digital and mobile sites, to create compelling and effective marketing solutions for clients. Because we always surround ourselves with talented, smart, compassionate people in a fun, friendly and fast-paced environment we are looking for YOU!

As General Counsel, you will report to the Chief Development Officer/General Counsel, Meredith Corporation and have a direct working relationship with the President, Local Media Group and other senior executives. Successful candidate will:

- Provide strong legal support and strategic direction
- Develop and implement training and education programs
- Partner with Human Resources and other business partners to identify and minimize legal and regulatory risk in the labor and employment law area
- Work closely with internal corporate groups and outside counsel
- Support union matters as appropriate
- Manage outside counsel relationships to effectively handle legal needs

Meredith's Local Media Group includes 15 owned or operated television stations. Meredith's portfolio is concentrated in large, fast-growing markets, with seven stations in the nation's Top 25 – including Atlanta, Phoenix, St. Louis and Portland. In the last year, Meredith has either closed or announced four television station acquisitions, an investment of more than \$550 million in its local portfolio. In fiscal 2013 and 2014, Meredith's Local Media Group posted record revenue and profit performance.

To learn more, visit www.Meredith.com Careers Page to submit a profile and resume. Search for job CORP8419.

GOVERNMENT/NON-PROFIT/ ACADEMIC

11.14.3

FCC, Office of General Counsel (Connect2HealthFCC Task Force)

Internships – Recognizing that technology innovations in clinical practice and care delivery are poised to fundamentally change the face of health care, the Federal Communications Commission recently formed a new Task Force -- Connect2HealthFCC (C2HFCC) -- that will bring together the expertise of the FCC on the critical intersection of broadband, advanced technology, and health. The Task Force, housed in the Office of General Counsel, is seeking part-time (unpaid) interns to work alongside the Task Force's leaders and team. The current Internship opportunities are for the spring and summer semesters, and can be extended for a longer term.

Responsibilities: Interns will have the opportunity to participate in these significant efforts and work closely with senior staff. Selected interns will conduct research and analyze data; prepare documents; participate in external meetings; and assist with conferences, workshops, and town halls. There may also be opportunities to attend off site events and technology demonstrations.

Requirements: Applicants must possess strong academic credentials; excellent research and writing skills; experience using social media; and an interest in communications law, health care issues, and public service. Applicants must be second or third year law students enrolled at least half time in an accredited law school.

How to Apply: Please submit a cover letter, a writing sample, resume, and recent transcript to Ben Bartolome, Special Counsel, Connect2HealthFCC Task Force, at Ben.Bartolome@fcc.gov. Applicants should indicate on the cover letter the specific period (i.e., a proposed start and end dates) for which they are applying, and the amount of time and which days they would be available to work each week. Academic credit may be available (please check with your law school). Contact Mr. Bartolome for any questions, including instructions for alternative methods of submitting application materials.

11.14.4

Legal Fellow/Staff Attorney – The Institute for Public Representation (IPR) at Georgetown Law invites applications for Fellowships in Communications and Technology. IPR provides *pro bono* legal representation to media reform organizations, civil rights groups, children's advocates, and other non-profit organizations in matters before the FCC, FTC and federal courts.

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IPR Fellows take substantial responsibility on cases, supervise and teach law students, work closely with faculty mentors, and earn an LLM. The paid fellowships begin in August 2015 and run for two years. Please visit the [website](http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/IPR/upload/2015-2017-Final.pdf) for more information about IPR and to see the [job announcement \(http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/IPR/upload/2015-2017-Final.pdf\)](http://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/IPR/upload/2015-2017-Final.pdf).

11.14.5

Senior Counsel – The Office of the Public Advocate, State of Maine Executive Department, represents the interests of Maine

users of utility services, including electricity, natural gas, water and telecommunications. We are seeking an experienced regulatory attorney for the position of Senior Counsel. As Senior Counsel, you will represent consumers in proceedings before the Maine Public Utilities Commission and applicable federal regulatory bodies, both individually and in collaboration with other OPA attorneys and consultants. In addition, you will assist in developing policy positions and consumer information for the Office's advocacy before the Maine Legislature and to the public at large. We expect that this attorney's primary work will involve natural gas and telecommunications, including telephone and broadband service. The position is based in Hallowell, Maine.

Qualifications:

A successful applicant will have a minimum of four years of experience practicing state or federal administrative law (previous experience with state or federal natural gas or telecommunications regulation a plus); and be admitted to practice law in Maine within one year of hire.

Questions regarding this position should be directed to Patty Moody-D'Angelo, at 287-2445 or email patty.j.moody-dangelo@maine.gov.

Cover Letter/Resume Deadline: November 21, 2014 or until a qualified candidate is hired. Submit Sample of Legal Writing: November 21, 2014

In MEMORIAM

Thomas S. Schattenfield (1926-2014)

Retired communications attorney Thomas Schattenfield died on August 19, 2014 at 87. A native of Cleveland, Ohio Tom received his undergraduate degree from the University of Michigan in 1947. He served in the United States Navy. After receiving his law degree from Western Reserve University Law School in 1955, he was hired by the U.S. Department of Justice under the Attorney General's Honors Program. He worked at DOJ in litigation for six years, including two years as an Assistant United States Attorney for the Southern District of Ohio.

Tom joined Arent Fox Kintner Plotkin & Kahn in 1961 and became the firm's "go-to" litigator for broadcast clients until he retired in 2000.

He was a central player in the WHDH, Inc. case involving the application of comparative hearing guidelines to the renewal application hearing for a TV station in Boston.

While at Arent Fox, Tom served as General Counsel of the National Radio Broadcasters Association. On behalf of the NRBA, Tom filed an *amicus curiae* brief in support of



Thomas Schattenfield

Simon Geller's appeal from the FCC's denial of renewal for station WVCA-FM, Gloucester, Massachusetts, and award of the license to a competing applicant. Mr. Geller had operated the one-man classical music station out of his apartment seven days a week for 24 years, subsisting on donations from his small radius audience.

The competing applicant promised more diverse programming. In reversing the FCC's decision, the D.C. Circuit adopted the reasoning in Tom's brief, providing an important step in the development of "renewal expectancy" jurisprudence.

He represented intervenor Greater Philadelphia Council of Churches in successfully urging the D.C. Circuit to uphold the FCC's first denial of license renewal (for stations WXUR/WXUR-FM, Media, Pennsylvania) for failure to meet the affirmative Fairness Doctrine/personal attack rule obligations which had been set forth in the U.S. Supreme Court's *Red Lion Broadcasting* decision three years previously.

Tom represented the United Broadcasting Companies in the defense (ultimately successful) of their multiple major-market radio station licenses, which had been challenged by competing applicants.

His other clients included Pacifica Foundation which, with its defense of station WBAI's broadcast of George Carlin's "seven dirty words," led to the U.S. Supreme Court decision setting the limits of government regulation of broadcast speech.

Tom was deeply committed to public service. He was instrumental in establishing the pro bono program at Arent Fox and served an active role (including Chairman 1989-1993 and Co-Chairman 1993-1996) until his retirement. Tom served as President of the Board of the Legal Aid Society of the District of Columbia (1996-1998) where, according to his colleagues, his vision and "thinking outside the box" has had a lasting impact on making it the robust organization it is today.

Tom served as Treasurer of the FCBA (1987-1988).

According to Tom's former colleagues at Arent Fox, Tom was a natural litigator. He was indefatigable, and a perfectionist, in representing clients. Working with him was challenging, exciting, interesting – and fun.

After retirement, Tom enjoyed spending time with his wife Judith and their seven children and ten grandchildren. He also enjoyed gardening, reading, and cheering on the Boston Red Sox and Cleveland Indians.

COMMITTEE/CHAPTER EVENT *Registration Form*

Name _____ Organization _____
Address _____ Suite/Room/Apt. _____
City/State/Zip _____
Phone _____ E-mail _____

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

- ☐ **Thursday, November 13, 6:00 – 8:15 p.m. – CLE Seminar on Introduction to Legislative Drafting in the House of Representatives.** Location: Mayer Brown LLP, 1999 K Street, NW.
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 5:00 p.m., Tuesday, November 11, 2014.
- ☐ **Monday, November 17, 6:00 – 8:15 p.m. – CLE Seminar on How the Antitrust Agencies and the FCC Are Likely to Analyze Vertical Mergers.** Location: Wiley Rein LLP, 1776 K Street, NW.
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 5:00 p.m., Thursday, November 13, 2014.
- ☐ **Wednesday, November 19, 6:00 – 8:15 p.m. – CLE Seminar on Peering into the Future: An Examination of Legal and Technical Issues Surrounding Peering Arrangements.** Location: TBD.
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 5:00 p.m., Monday, November 17, 2014.
- ☐ **Thursday, December 11, 6:00 – 8:15 p.m. – CLE Seminar on Internet Governance: Results of Plenipotentiary-14, and Prospects for IANA Transition and UNGA-15.** Location: TBD.
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 5:00 p.m., Monday, December 8, 2014.

\$ _____ Total Enclosed ☐ Visa ☐ MasterCard ☐ American Express ☐ Check

Credit card no. _____ Exp. date _____

Cardholder Name _____ Signature _____

PAYMENT MUST BE RECEIVED NO LATER THAN THE DAY OF THE EVENT. PHONE REGISTRATIONS WILL NOT BE ACCEPTED.

CLE CREDIT: FCBA will be requesting accreditation from the State Bars of Virginia and California for continuing legal education credit. If approved, forms for Virginia and California will be available at the Seminar Registration Desk. Please note that FCBA does not obtain CLE credit for other states. The FCBA will, however, assist with applications to other states, but attorneys must apply individually for credit courses and submit any forms and payments necessary directly to the state bar.

The number of credits corresponds with the number of hours of course time, i.e., a two-hour seminar equals 2.0 hours of credit.

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

28TH ANNUAL CHAIRMAN'S DINNER *Registration*

Thursday, December 4, 2014

**THE WASHINGTON HILTON HOTEL
1919 CONNECTICUT AVENUE, NW**

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

FCBA FOUNDATION SPONSOR:*

PURCHASE OF TABLE:

____ table(s) (ten guests per table) at \$3,100.00 per table or ____ table(s) (ten guests per table) at \$2,750.00 per table

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

INDIVIDUAL TICKETS:

____ FCBA Private Sector Member ticket(s) at \$275.00 each

____ FCBA Government/Academic/Law Student Member ticket(s) at \$120.00 each

____ Non-Member ticket(s) at \$375.00 each

Name _____

Organization _____

Address _____

Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____

E-mail _____

\$_____ Total Enclosed ☐ Visa ☐ MasterCard ☐ American Express ☐ Check

Credit card no. _____ Exp. date _____

Cardholder Name _____ Signature _____

PLEASE SUBMIT THIS FORM AND PAYMENT TO THE "FCBA" NO LATER THAN FRIDAY, NOVEMBER 14.

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

PLEASE NOTE THAT SEATING IS RESERVED AND TICKETS WILL BE PREPARED FOR PICK-UP FROM THE FCBA OFFICE AFTER WEDNESDAY, NOVEMBER 26.

Cancellation Policy: Cancellations will be accepted and fees refunded if notice is received in writing no later than Wednesday, November 26. No refunds will be granted after this time.

BUSINESS ATTIRE

Pursuant to the Office of Government Ethics regulation on widely-attended gatherings (5 C.F.R. 2635.204(g)(2)), the Chairman's Dinner appears to qualify as a widely attended gathering. The value of an individual ticket to the dinner is \$275.00. Most employees of the Federal Communications Commission may be directly invited to attend the dinner as guests of individuals and organizations purchasing tables or tickets. In most cases, individuals and organizations may issue invitations to the Chairman's Dinner without the involvement of the FCBA. Some agencies, departments and branches of the Federal Government, however, apply additional stipulations above the regulations issued by the Office of Government Ethics. Individuals who have signed the Administration's Ethics pledge cannot accept invitations from most registered lobbying organizations or registered lobbyists. While this event has qualified as a widely-attended-gathering in previous years, each FCC employee is required to obtain individual ethics clearance based on matters they are working on within the Commission. Employees of the Commerce Department are required to obtain individual ethics clearance through the Department's Office of General Counsel. Invitations to Members of Congress, Congressional Staff, and employees of the Department of State must be issued by the FCBA. Contact the FCBA for additional information. ****Requests for invitations to be sent from the FCBA must be emailed to chairmans.dinner@fcba.org by Monday, November 17. Invitations will be sent on a "first-come, first-served" basis.**

32nd Annual INSTITUTE ON TELECOMMUNICATIONS POLICY & REGULATION REGISTRATION

CO-SPONSORED BY THE FCBA AND THE PRACTISING LAW INSTITUTE

Thursday, December 4 and Friday, December 5, 2014

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

Name _____
Organization _____
Address _____
Suite/Room/Apt. _____
City/State/Zip _____
Phone _____ Fax _____ E-mail _____

_____ I am a member of the FCBA and/or PLI (Registration Fee is \$1,525.50)

_____ I am a Privileged Member of PLI (Registration Fee is \$0.00)

_____ I am not a member of the FCBA or PLI (Registration Fee is \$1,695.00)

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

Four ways to register:

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

Practising Law Institute
1177 Avenue of the Americas
New York, NY 10036

PHONE:

(800) 260-4PLI

FAX:

(800) 321-0093

WEB SITE:

<http://www.pli.edu>

REGISTRATION DESK AT PROGRAM:

(202) 483-3000

PLI'S SCHOLARSHIP/FINANCIAL HARDSHIP POLICY: Full and partial scholarships to attend programs are available to judges, judicial law clerks, law professors, attorneys 65 and older, law students, pro bono attorneys, librarians and paralegals who work for non profit organizations, legal services organizations or government agencies, unemployed attorneys and others with financial hardships. To apply, send your request on your employer's letterhead, stating the reason for your interest, along with the completed registration form on this brochure, to the PLI Scholarship Committee. All applications must be submitted four weeks before the date of the program. Students must submit a copy of their student ID card. Applications can be found at: www.pli.edu/product_files/scholarship_application.pdf.

FEDERAL COMMUNICATIONS BAR ASSOCIATION 2014-2015 COMMITTEE AND CHAPTER REGISTRATION

NAME *(please print)* _____

ORGANIZATION _____

STANDING COMMITTEES

	Access to Government		Legislative
	Annual Seminar Planning		Mass Media
	Commendations and Acknowledgements		National Telecommunications Moot Court Competition
	Conference Planning		Privacy and Data Security
	Constitution and By-laws		Professional Responsibility
	Continuing Legal Education		Relations with Other Bar Associations
	Diversity		Social Media / Membership and Marketing
	Engineering and Technical		State and Local Practice
	FCC Enforcement		Transactional Practice
	Homeland Security and Emergency Communications		Video Programming & Distribution
	Intellectual Property		Wireless Telecommunications
	International Telecommunications		Wireline
	Judicial		Young Lawyers
	Law Journal		

AD HOC COMMITTEES

	Charity Auction		Mobile Payments
	International Chapters		Telehealth

CHAPTERS

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

FCBA FOUNDATION COMMITTEES

	Fundraising		Publicity
	Golf Tournament		Scholarships
	Mentoring		Volunteer Services

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.

2014 FCBA MEMBERSHIP DIRECTORY *Order Form*

Copies of the 2014 FCBA Membership Directory are available for purchase at a cost of \$60.00 for FCBA Members, \$35.00 for Law Student Members, and \$115.00 for Non-Members and in accordance with the terms set forth on this form. There is a 10% discount for orders of 10 or more Directories. **(Please add 5.75% sales tax for orders sent to DC addresses).**

Please note that the Directory is available solely for the personal and professional use of FCBA members and other purchasers of the Directory. All uses for commercial purposes are prohibited without prior written approval of the FCBA's Executive Director. By purchasing the Directory and signing below, purchaser agrees that they will not, and will not knowingly authorize or permit others to, duplicate, reproduce or copy the information printed in the Directory without the express written consent of the Association.

Please send me _____ copy(ies) of the 2014 FCBA Membership Directory.

Signature (required) _____

Name _____

Organization _____

Address _____ Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ E-mail _____

\$ _____ Total Enclosed **(Please add 5.75% Sales Tax for orders sent to DC addresses)**

☐ Check Enclosed ☐ Visa ☐ MasterCard ☐ American Express

Credit card no. _____ Exp. date _____

Cardholder Name _____ Signature _____

Please make check payable to "FCBA"

PLEASE SEND THIS FORM TO:

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Washington, DC 20036
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Email: wendy@fcba.org

The FCBA membership list also is available at a cost to FCBA members of \$400.00 for the first order and \$700 for each additional order (per calendar year), and \$700.00 for non-members per order. Please call the FCBA office, (202) 293-4000, for further details.

Calendar

November 6	25th Annual FCBA Foundation Charity Auction
November 6	International Telecommunications Committee Brown Bag Lunch
November 7	Diversity Committee Brown Bag Lunch
November 12	Transactional Committee Brown Bag Lunch
November 13	CLE Seminar entitled Introduction to Legislative Drafting in the House of Representatives presented by the Legislative Committee
November 14	Wireline Committee Brown Bag Lunch
November 14	Southern California Chapter Breakfast
November 17	CLE Seminar: How the Antitrust Agencies and the FCC Are Likely to Analyze Vertical Mergers presented by the Transactional Committee
November 18	Young Lawyers Committee Brown Bag Lunch
November 18	Southern California Chapter Reception
November 19	CLE Seminar: Peering into the Future: An Examination of Legal and Technical Issues Surrounding Peering Arrangements presented by the Wireline Committee
November 26	Volunteer at Martha's Table
December 4	28th Annual Chairman's Dinner
December 4-5	32nd Annual PLI and FCBA Conference
December 11	CLE Seminar: Internet Governance: Results of Plenipotentiary-14, and Prospects for IANA Transition and UNGA-15 presented by the International Telecommunications Committee
December 18	Young Lawyers Committee Career Panel and End of Year Social
May 8-10	Annual Seminar, The Hyatt Regency Chesapeake Bay Resort, Cambridge, MD



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BAR ASSOCIATION

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