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N E W S

November 2016

Newsletter of the Federal Communications Bar Association

27th Annual FCBA Charity Auction to be held on November 10

On **Thursday, November 10**, beginning at **6:00 p.m.**, the FCBA will host the 27th 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.

Proceeds from this year’s Auction will benefit two charitable organizations: **Miriam’s Kitchen** and the **FCBA Foundation**. Miriam’s Kitchen seeks to end chronic homelessness in the Washington, DC area. By connecting

homeless guests with nutritious meals and a supportive community system that provides essential services, Miriam’s Kitchen gives individuals the tools they need to get their lives back. Miriam’s Kitchen began as a way to respond to homelessness, but has since focused their mission on ending it completely. The organization has partnerships with nurses, social workers, psychiatrists, and lawyers, all working together to better the opportunities

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30th Annual Chairman’s Dinner on December 1

The **30th Annual Chairman’s Dinner** will be held **Thursday, December 1** at the Washington Hilton, 1919 Connecticut Avenue, NW. The evening will begin with a reception at 5:45 p.m. followed by dinner at 7:15 p.m. in the International Ballroom and will be followed by remarks from FCC Chairman Tom Wheeler. **Please note that the reception and dinner will begin 15 minutes earlier than in previous years. Also, the White House Christmas Tree Lighting will be taking place the same evening.**



Chairman Wheeler

Sponsor tables include a \$350.00 tax deductible donation to the FCBA Foundation.

Please use the registration form on page 20 to order tables or individual tickets.

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House of Sweden

International and Wireless Telecommunications Committees Holiday Program and Networking Reception on December 8

Join members of the FCBA International and Wireless Telecommunications Committees for a Holiday Program and Networking Reception co-hosted by Ericsson on **Thursday, December 8** from **6:00 – 8:30 p.m.** at the Swedish Embassy, located at 2900 K Street, NW, Washington, DC 20007. The event will feature a Swedish

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This Month’s Key Events

Engineering and Technical Committee Brown Bag Lunch

Date/Time: Monday, November 7, 12:15 – 1:30 p.m.
Location: ACT | The App Association, 1401 K Street, NW, Suite 501

Topic: Spectrum for Unmanned Aircraft Systems – Current Use and Future Needs

► SEE PAGE 4

Wireless Telecommunications Committee Brown Bag Lunch

Date/Time: Wednesday, November 9, 12:15 – 1:30 p.m.
Location: CTIA, 1400 16th Street, NW, Suite 600

Topic: What’s on the horizon for wireless markets in 2017?

► SEE PAGE 4

International Telecommunications Committee CLE Seminar

Date/Time: Tuesday, November 15, 6:00 – 8:15 p.m.
Location: Sheppard Mullin, 2099 Pennsylvania Avenue, NW

Topic: Space Management: How to Address the Space Environment with the Addition of New Satellite and Other Technologies

► SEE PAGE 3

Privacy and Data Security Committee CLE Seminar

Date/Time: Monday, November 21, 2016, 12:00 – 1:30 p.m.

Location: Arnold & Porter LLP, 601 Massachusetts Avenue, NW

Topic: Privacy Shield and the Communications Sector

► SEE PAGE 3

Have a Comment, Idea, or Question for the FCBA?

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 share!

CHAIRMAN'S DINNER

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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 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 14. Invitations will be issued on a "first-come, first-served" basis and invitees placed at the discretion of the FCBA.

HOLIDAY PROGRAM

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holiday smorgasbord and traditional Scandinavian Santa Lucia procession. With its modern design, the House of Sweden adds a distinctively Scandinavian touch to the Georgetown Harbor and the waterfront. For directions and more information on the House of Sweden, see <http://www.houseofsweden.com>.

*Please note that House of Sweden security procedures require advanced registration for this event. Backpacks will not be permitted through security.

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

For any questions, please contact Jared Carlson at jared.carlson@ericsson.com. Please register no later than 5:00 p.m. on Monday, December 5.

To register, [click here](#) or go to the **FCBA Website – Calendar of Events** or use the form on [page 19](#).



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EXECUTIVE COMMITTEE LIAISON

Julie M. Kearney

Tuesday, November 15, 6:00 – 8:15 p.m. Space Management: How to Address the Space Environment with the Addition of New Satellite and Other Technologies

The FCBA International Telecommunications Committee will sponsor a CLE on Tuesday, November 15 from 6:00 – 8:15 p.m. entitled “Space Management: How to Address the Space Environment with the Addition of New Satellite and Other Technologies.” This program will be held at Sheppard Mullin, 2099 Pennsylvania Avenue, NW.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 19](#).

Agenda

6:00 – 6:30 p.m.

OPENING SESSION

Congressman Jim Bridenstine
(Oklahoma)

6:30 – 7:15 p.m.

NEW SATELLITE AND OTHER TECHNOLOGIES

We are in a very exciting time of change in the satellite industry, as new technologies, whether high throughput geostationary orbit satellites, fleets of non-geostationary satellites and small satellite, among others, are coming on the marketplace. The regulatory structure must adapt to address the proliferation of this new technology to ensure spectrum is available for their use and that regulator processes appropriately address these technologies in a way that does not stifle innovation.

Moderator:

Jennifer Manner, Senior Vice President, Regulatory Affairs, EchoStar Corporation

Speakers:

Kalpak Gude, Vice President, Regulatory Affairs, OneWeb
Tom Stroup, President, Satellite Industry Association

Jose Albuquerque, Chief, Satellite Division, International Bureau, FCC
Tony Lin, Counsel, Hogan Lovells US LLP

Kim Baum, Vice President, Spectrum Management and Development America, SES Americom Inc.

7:15 – 7:25 p.m.

BREAK

7:25 – 8:15 p.m.

SPACE MANAGEMENT

The multiple planned and proposed constellations of low-Earth orbit satellite systems consisting of hundreds or thousands of satellites will create potential issues concerning orbital debris and selection of orbits. The panel will explore possible regulatory and industry-driven solutions for managing space traffic to protect this valuable resource.

Moderator:

Steve Goodman, Butzel Long

Speakers:

Charity Wheeden, Director, Satellite Industry Association

Karl Kensinger, Deputy Chief, Satellite Division, International Bureau, FCC

Jeff Trauberman, Vice President, Government Operations – Space, Intel & Missile Defense Systems, Boeing Corporation

Other speakers to be announced

Monday, November 21, 12:00 – 1:30 p.m. Privacy Shield and the Communications Sector

The FCBA Privacy and Data Security Committee will sponsor a CLE on Monday, November 21 from 12:00 –

1:30 p.m. entitled “Privacy Shield and the Communications Sector.” This program will be held at Arnold & Porter LLP, 601 Massachusetts Avenue, NW.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 19](#).

EU law regulates and limits the transfer and processing of European individuals’ personal data to non-EU countries, including the U.S. The United States and EU recently negotiated a new mechanism, known as the Privacy Shield, which became effective August 1, 2016, that enables companies to lawfully engage in cross-border transfers of personal data covered by EU law. Expert panelists will explain and answer questions about considerations that go into self-certification under the Privacy Shield, compliance considerations for U.S. companies, dispute resolution and means of enforcement by governmental entities and European residents, and the impact ongoing litigation may have on the application of the Privacy Shield to telecommunications carriers.

Agenda

Moderator:

Adrienne Fowler, Attorney, Harris, Wiltshire & Grannis LLP

Speakers:

Shannon Coe, Team Lead for Data Flows and Privacy at the International Trade Administration of the U.S. Department of Commerce

Frances Henderson, Vice President and National Director of Privacy Initiatives for the Council of Better Business Bureaus

Guilherme Roschke, Counsel for International Consumer Protection at the Federal Trade Commission

Douglas Bonner, Partner, Womble Carlyle Sandridge & Rice, LLP

COMMITTEE AND CHAPTER *Events*

Diversity Committee

Event: Brown Bag Lunch

Date/Time: Friday, November 18, 12:15 – 1:30 p.m.

Location: Facebook, 1299 Pennsylvania Avenue, NW, Suite 800

Topic: New Administration, New Opportunities? On November 8, the country will elect a new President. For lawyers and policymakers, this can mean a host of new job opportunities, from the White House, to agencies, to the Hill, and even into the private sector. Join a panel of experienced practitioners and public servants as they discuss how a new President impacts job opportunities in Washington, DC.

Speakers: Anna Gomez, Partner, Wiley Rein LLP; Clint Odom, Democratic General Counsel at U.S. Senate Committee on Commerce, Science and Transportation; Gigi Sohn, Counselor to the Chairman, Federal Communications Commission

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

Engineering and Technical Committee

Event: Brown Bag Lunch

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

Location: ACT | The App Association, 1401 K Street, NW, Suite 501

Topic: Spectrum for Unmanned Aircraft Systems – Current Use and Future Needs. As the numbers and uses of non-military UAS grow and they become more and more integrated into the National Airspace, spectrum needs for tracking, control, communications payloads, and other requirements will place pressure on current spectrum allocations. This panel will explore current use of spectrum by the UAS industry, and the future needs as these changes take shape.

Speakers: John Kuzin, Qualcomm; Paul Misener, Amazon; Jennifer Richter, Counsel to the NASA/CTIA UAS Spectrum Working Group, Akin Gump Strauss, Hauer & Feld LLP; Ronald Repasi, Office of Engineering & Technology, Federal Communications Commission; and Laura Stefani, Fletcher, Heald & Hildreth

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

International Telecommunications Committee

Event: CLE Seminar

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

Location: Sheppard Mullin, 2099 Pennsylvania Avenue, NW

Topic: Space Management: How to Address the Space Environment with the Addition of New Satellite and Other Technologies

More information: See [page 3](#).

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 19](#).

Mass Media Committee

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

Date/Time: Monday, November 21, 12:15 – 1:30 p.m.

Location: Wiley Rein LLP, 1776 K Street, NW

Topic: Meet the Media Bureau Front Office: Bill Lake and his staff will discuss the Media Bureau's priorities and issues they face in the coming year.

Speakers: FCC Media Bureau Chief Bill Lake and other speakers from the Media Bureau front office

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

Privacy and Data Security Committee

Event: CLE Seminar

Date/Time: Monday, November 21, 2016, 12:00 – 1:30 p.m.

Location: Arnold & Porter LLP, 601 Massachusetts Avenue, NW

Topic: Privacy Shield and the Communications Sector

More information: See [page 3](#).

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 19](#).

Video Programming and Distribution Committee

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

Date/Time: Monday, November 21, 12:15 – 1:30 p.m.

Location: Wiley Rein LLP, 1776 K Street, NW

Topic: Meet the Media Bureau Front Office: Bill Lake and his staff will discuss the Media Bureau's priorities and issues they face in the coming year.

Speakers: FCC Media Bureau Chief Bill Lake and other speakers from the Media Bureau front office

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

Wireless Telecommunications Committee

Event: Brown Bag Lunch

Date/Time: Wednesday, November 9, 12:15 – 1:30 p.m.

Location: CTIA, 1400 16th Street, NW, Suite 600

Topic: Wireless industry analysts and observers will discuss what's on the horizon for wireless markets in 2017, including 5G, IoT, new market entrants and other emerging market trends. This discussion will help FCBA members consider the impact of regulation on the wireless industry in 2017.

Speakers: Roger Entner (Recon Analytics), John Hodulik (UBS), Robert Kaminski (Capital Alpha Partners, LLC), and Frank Louthan (Raymond James)

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

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2016 Membership Survey

The FCBA is conducting a short electronic survey to help the Association evaluate various member services and activities and to identify new ones to consider for future implementation. We hope to determine the best ways for the Association to meet the needs of all of its members, to better understand the demographics and interests of members, and to establish additional needs and priorities.

All FCBA members should have received an email on October 24 with a link to Survey Monkey. If you did not receive this email, please contact kerry@fcba.org.

All responses are anonymous and confidential and it should take no more than 10 minutes to complete. Your feedback is important and greatly appreciated!

As a token of our appreciation for completing the survey, four randomly selected participants will be awarded \$25 Starbucks gift cards.

The survey will close on Friday, December 9, 2016, 5:00 p.m. EST.

COMMITTEE AND CHAPTER *Events*

WIRELESS COMMITTEE

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Event: Wireless Legal Seminar for the West presented in association with CTIA and Davis Wright Tremaine LLP

Date/Time: Friday, November 18, 8:30 a.m. – 5:15 p.m.

Location: Davis Wright Tremaine LLP, 1201 Third Avenue, Suite 2200, Seattle, WA 98101

Topic: The wireless world continues to explode as smartphones and 4G become ubiquitous - and devices, apps and other usage climb at exponential rates. This seminar, sponsored by CTIA and co-sponsored by Federal Communications Bar Association. CTIA the leading organization in the U.S. for the wireless industry, addresses the full range of legal and regulatory issues for all participants in the wireless ecosystem.

To register: [Click here](#). Please enter FCBA MEMBER to receive the discounted registration fee of \$50.00.

Event: Brown Bag Lunch

Date/Time: Tuesday, November 29, 12:15 – 1:30 p.m.

Location: FCC, 445 12th Street, SW, 6th Floor South Conference Room

Topic: Meet the Bureau Chief: Sit down with Jon Wilkins and the Wireless Bureau's Leadership Team to learn about priorities and agenda for the coming year.

Speakers: Jon Wilkins, FCC WTB Chief, and the FCC WTB leadership team

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

Atlanta Chapter

Event: Lunch with the General Counsels and Senior Legal Advisors

Date/Time: Friday, December 9, 11:30 a.m. – 1:30 p.m.

Location: Cox Communications, Inc., 6205 Peachtree Dunwoody Road NE, Atlanta Room 8, Atlanta, GA 30328

Topic: Meet the General Counsels. An open discussion with several General Counsels & Senior Legal Advisors from Atlanta-area communications companies including Cox

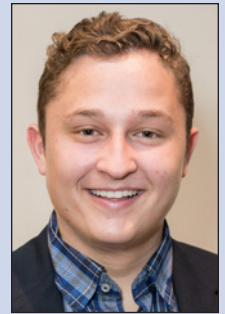
Communications, Meredith Television, AT&T Regulatory, and Comcast Government Affairs

RSVP by November 11 to: Email Lindsey.Ring@meredith.com. Please indicate your food selection and any food allergies or dietary needs for the boxed lunches (provided by Cox Communications and Meredith Corporation).

Food Selections: Roast Turkey Breast & Monterey Jack; Baked Honey Ham & Swiss, Roast Beef & Cheddar; Tuna Salad; Chicken Salad, or Roasted Vegetables. Also choice of Whole Fruit, Deli Side, Salad, or Chips.

Charity Auction Benefits FCBA Foundation Scholarship Winner

The annual FCBA Charity Auction benefits not only that year's chosen beneficiary, **Miriam's Kitchen**, but also the **FCBA Foundation**. The FCBA Foundation offers merit and need-based scholarships for undergraduate students expressing an interest in communications-related fields, and to law students who demonstrate an interest in communications law, technology, and public service. While the FCBA Foundation benefits from many private donations to its scholarship program, there is one recipient who benefits directly from the generosity of FCBA members on the evening of the Charity Auction. This year's recipient of the FCBA Foundation Charity Auction Scholarship is Zachary Essig.



Zachary Essig

Essig is a freshman at Tufts University, but grew up in the DC area and attended Woodrow Wilson High School in Northwest DC. Essig is studying International Relations and Finance, and is considering a minor in Media Studies. In addition, he is writing for the Tufts Daily, the university's newspaper. Essig was also involved with his high school newspaper, and says that working on these publications is what drives his interest in communications.

For Essig, the FCBA Foundation Charity Auction Scholarship was a great way to alleviate some of the financial burden of college tuition, particularly since he was not the only college freshman in his family. In fact, both of Essig's sisters, including his twin, are also freshmen in college this year—which meant his parents were looking at three simultaneous tuition bills. "I wanted to do anything I could to lessen the burden and make sure it was an exciting time for them instead of stressful," said Essig.

Now that he is a few months into his freshman year, Essig is happy with his decision to attend Tufts. "My favorite thing is the diverse student body and the people who surround me every day. I learn just as much, and maybe more, from my peers than I do from textbooks," said Essig.

The FCBA Foundation Charity Auction Scholarship and mentoring program have helped Essig have a great start to his college career. "I really like the mission of the FCBA, and have gotten a lot of great advice about college and getting a job that I love," said Essig.

2016 FCBA Membership Directories

The FCBA 2016 Membership Directories are available for purchase. Please use the order form on [page 22](#) to order additional copies for your office.

27th Annual FCBA CHARITY AUCTION

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for chronically homeless guests. This year's auction takes place the evening before we observe Veteran's Day—which is fitting timing, given Miriam's Kitchen's particular focus on addressing the problem of veterans who experience chronic homelessness. The FCBA Foundation will use proceeds from the Charity Auction to support its annual scholarship program.

THE DETAILS

The auction will take place at The Almas Temple, 1315 K Street, NW, Washington, DC and doors open at 6:00 p.m. Admission is free and the event is open to the public. Our 2016 auction will feature auctioneer Steve Little and celebrity emcees **Tom Power** and **Megan Stull**.

ONLINE AUCTION – GET STARTED EARLY

The sixth annual online auction will run from **Thursday, November 3 through Thursday, November 24**. 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 <https://www.biddingforgood.com/fcbafoundationcharityauction>.

PRIZES, FUN, FRIENDS!

The 27th Annual FCBA Charity Auction will feature live and silent auctions, raffles, light hors d'oeuvres, tickets for a free drink, 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. Gather your friends and

colleagues to take some pictures at the photo booth, a new feature at the Auction this year. The first 150 attendees will also receive a selfie stick, courtesy of **Ericsson**. Arrive early to take part in all the fun!

This year's raffle grand prize is a Samsung, 55-inch, 4K, UltraHD, curved, Smart TV, courtesy of **Samsung Electronics America**. Buy your raffle tickets on the night of the Auction for a chance to win!

Some of the amazing prizes include:

One-of-a-Kind Prizes: Join *Washington Post* food critic Tom Sietsema on a restaurant review of one of Washington's most popular dining establishments; two tickets to a taping of the Daily Show with Trevor Noah; two tickets to a taping of The Late Show with Stephen Colbert; a behind the scenes tour of NPR Headquarters; a walking tour of Georgetown.

Vacation Packages: A one-week getaway to a beautiful house in San Miguel de Allende, Mexico; a one-week stay at a wonderful home on Martha's Vineyard; 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 local staycation package at the Jefferson Hotel; and, a two-night stay at one of four Universal Orlando Resort on site-hotels.

Sporting Events and Memorabilia: Two tickets to all games of the 2016 NCAA Big East Men's Basketball Tournament at University of Phoenix Stadium in Phoenix, Arizona; tickets to Nats, Caps, Wizards, and Redskins games; and sports memorabilia signed by Orioles, Wizards, and New York Giants athletes.

The Auction Committee Would Like to Thank the Following Sponsors of this Year's Auction!

AT&T Services, Inc.
Cahill Gordon & Reindel LLP
Consumer Technology Association (CTA)TM
Cooley LLP
Covington & Burling LLP
CTIA
Davis Wright Tremaine LLP
DISH Network
Harris, Wiltshire & Grannis LLP
Hogan Lovells US LLP
T-Mobile US, Inc.
Wiley Rein LLP
Wilkinson Barker Knauer, LLP
Willkie Farr & Gallagher LLP

Electronics: An iPhone 7; a DIRECTV System; a Slingbox 500; Panasonic Lumix 4K 24X Long Zoom Digital Camera; and an Xbox One.

Restaurants: A dinner for four, with drink pairing at Pineapple and Pearls; dinner at the Inn at Little Washington; and dinner at Minibar, Chez Billy Sud, Bobby Van's Steakhouse, and Komi.

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 **Kristine Fargotstein**, 703-822-3862, kfargotstein@gmail.com or **Starsha Valentine**, 202-293-4000, starsha@fcba.org.

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 23** of this newsletter or download it at <http://www.fcba.org/wp-content/uploads/2015/08/FY16-Committee-Form.pdf> and send it back to the FCBA, 1020 19th Street, NW, Suite 325, Washington, DC 20036, fax: 202-293-4317, or email: megan@fcba.org.

Young Lawyers Committee Partners with Several Other Committees for Fall Brown Bags and Social Events

Starting on September 30, the Young Lawyers Committee and Judicial Practice Committee co-hosted a brown bag lunch titled “*FCC Appeals From Both Sides of the ‘V.’*” Harris, Wiltshire & Grannis associate Austin Bonner moderated an all-star panel of attorneys that deal with litigation and appellate issues on a regular basis, including FCC attorney Matthew Dunne, former FCC Deputy General Counsel Peter Karanjia (Davis Wright Tremaine) and Karen Reidy (INCOMPAS). Austin and the panelists discussed the full panoply of issues communications attorneys face after losing or winning a hard-fought regulatory battle before the FCC, including the steps the panelists take when deciding whether or not to seek judicial review of a final agency order, the procedural vehicles for review and whether to pursue *certiorari* before the Supreme Court.

On October 6, the YLC and Legislative Committee co-hosted a happy hour on Capitol Hill. Experienced and new members of the bar alike corralled at The Monocle, an established watering hole on the Senate side of the Dome for light fare and fun conversation. The Charity Auction’s publicity team also joined in the fun, snapping a few photos of happy hour attendees with signs saying what the happy hour goers enjoy the most about the annual event (taking place on November 10 this year – see separate insert regarding volunteer opportunities)!

Finally, on October 18 the YLC teamed up with the Diversity Committee to co-host a brown bag lunch featuring the American Bar Association’s GRIT Project. Manar Morales, President and CEO of the Diversity & Flexibility Alliance, explained the science behind the grit



The YLC and Diversity Committee co-host a brown bag on October 18



The YLC and Judicial Committee co-host a brown bag on September 30



Speakers Karen Reidy, Peter Karanjia, and Austin Bonner at the brown bag September 30

and growth mindset and how female attorneys can achieve success using these traits. Following Manar’s presentation, moderator Kara Azocar (GCI) discussed how the GRIT mindset can enhance the effectiveness, retention and promotion of female lawyers with panelists Johanna Thomas (FCC), Megan Stull (Google) and Cara O’Brien Schenkel (Hogan Lovells).

The committees would like to thank all of the brown bag panelists and happy hour attendees for taking time out of their busy schedules to educate and mentor the members of the YLC. The YLC looks forward to co-hosting more brown bags and social events with other FCBA committees in the future. If you have an idea for a brown bag topic or would be interested in hosting a YLC event, please contact Sean Spivey (sean.spivey@hoganlovells.com).

New England Chapter

The New England Chapter held its largest annual event on October 13, 2016, entitled “Current Issues in Business Data Services and Broadband Deployment,” at Boston University College of Communication, in Boston, MA, from 2-6:00 p.m. The event focused on two issues of critical importance to telecommunications markets, and included a social cocktail hour afterwards.

BU Dean Tom Fiedler offered opening remarks commending the FCBA for its longstanding and successful relationship with the College dating back at least to 2008 and advocating for a renewed focus on public interest consideration in media. He then turned the program over to BU Professor Marc Rysman, author of the White Paper “Empirics of Business Data Services”

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(April 2016) commissioned by the FCC, who delivered a keynote kicking off the BDS portion of the program concerning how his study sought to determine the extent BDS prices respond to local competition. Prof. Rysman noted that competition for ILEC DS1/DS3 services was limited, and that this relative lack of competition has led the FCC to propose to re-impose regulation on DS1 and DS3 circuits (although a recent FCC fact sheet appeared to retreat from earlier proposals that would have imposed new regulations on these Ethernet and other high-capacity fiber services).

The Rysman keynote teed up vigorous discussion, moderated by Professor Dan Lyons of Boston College, from a panel of national experts, including Steve Morris of NCTA, Diane Holland of the USTA, Pamela Hollick of Level 3 and Karen Reidy of INCOMPAS. Most talk focused on the necessity of some form of regulation of fiber facilities. Ms. Holland and Mr. Morris expressed concerns about regulating new fiber facilities, and cited the importance of retaining investment incentives. Ms. Hollick and Ms. Reidy favor intervention that reflects the relative lack of competition for facilities, noting that BDS drives broadband usage across all platforms.

After a break, the Broadband Deployment panel, moderated by FCBA Co-Chair, Jackie McCarthy, took the stage. The FCC's Carol Matthey led off with an overview of the FCC's efforts to fund rural broadband expansion, including the upcoming Connect America Fund II (CAF II) request for proposals from interested providers that is in process. Peter Larkin of the Massachusetts Broadband Institute discussed the challenges associated with wiring Western and Central Massachusetts communities with only minimal broadband access, including a recent "pivot" by the Baker Administration to focus on the most unserved areas and on partnerships with cable operators and municipalities to extend plant deeper into partially served communities. Alicia Matthews of Comcast gave her perspective on the importance of well-structured government-funded broadband



Business Data Services panel. R to L: Lyons, Morris, Holland, Hallick, Reidy

expansion programs, such as those in Massachusetts and Vermont, and also provided an overview of her company's Internet Essentials adoption initiative. Jeff McCarthy of Maine Fiber talked about his company's construction of open access fiber rings across rural Maine and "last-mile economics" challenges that impede its ability to offer additional access its fiber facilities, including the high cost of pole attachments. Mike Reed of FairPoint closed with highlights of his company's experiences in Maine, including as a recipient of significant CAF I funds to extend plant to numerous additional sites in northern New England, as a competitor against recipients of several broadband programs and as a collaborator with local communities interested in community-owned infrastructure.



Broadband Deployment panel. R to L: McCarthy, Matthey, Larkin, Matthews, McCarthy, Reed

Friday, November 18, 8:30 a.m. – 5:15 p.m. Wireless Legal Seminar for the West

Presented in association with CTIA and Davis Wright Tremaine LLP

Davis Wright Tremaine LLP, 1201 Third Avenue, Suite 2200, Seattle, WA 98101

The wireless world continues to explode as smartphones and 4G become ubiquitous – and devices, apps and other usage climb at exponential rates. This seminar, sponsored by CTIA and co-sponsored by Federal Communications Bar Association. CTIA the leading organization in the U.S. for the wireless industry, addresses the full range of legal and regulatory issues for all participants in the wireless ecosystem.

- Privacy, Robocalls and Ongoing Related Jurisdictional Issues
- Spectrum, Spectrum and More Spectrum: Auctions, Wifi and Related Updates
- The FCC in the Courts: Never Before Has the FCC Experienced so Much Litigation.
- Infrastructure, Preemption, and Towers
- IoT, Apps and All That
- Net Neutrality – What Does It Really Mean?
- State Regulatory Issues
- Interview of a Key Industry Player

[Click here to view the complete agenda.](#)

[Click here to register.](#) Please enter FCBAMEMBER to receive the discounted registration fee of \$50.00.

Thursday, December 1 – Friday, December 2 PLI/FCBA 34th Annual Institute on Telecommunications Policy & Regulation

Please join the Practising Law Institute and the FCBA at its co-sponsored program,

“34th Institute on Telecommunications Policy and Regulation.” This year’s Institute will be held on December 1-2, at the Washington Hilton, 1919 Connecticut Avenue, NW, Washington, DC.

The Institute will provide attendees with an in-depth understanding of recent developments and current issues facing the telecommunications industry at the FCC, Congress, and within the Executive and Judicial branches. A faculty of expert practitioners, in-house counsel from telecommunications organizations, and senior officials from the FCC and the Administration, will examine wireline, broadband, wireless, media, privacy and cybersecurity issues, and a Congressional staff panel will discuss legislative updates.

Kathleen Q. Abernathy, Scott D. Delacourt, and Michele C. Farquhar of the FCBA’s Conference Planning Committee will serve as Institute Co-Chairs. In addition, the program will include featured speakers from the FCC, and numerous FCBA members will moderate or participate on the various program segments. Please visit www.pli.edu/telecom for up-to-the-date schedule and faculty information.

A registration form for the 1½ day seminar is on [page 21](#). As noted, a registration fee discount is available to FCBA members.

2015 PAST ATTENDEES COMMENTED:

- “Overall, excellent program!”
- “Great job. Very informative.”
- “I appreciated the opportunity to learn about current issues facing the industry.”
- “Great program. Very comprehensive and super faculty.”
- “This was a superb session this year.”
- “Overall great program as always.”

Join us this year to find out why the Institute is one of the best telecommunications conferences in the country.

Program Highlights Include:

- **Featured Speakers:** FCC Commissioners and senior government officials

■ Recent Developments and a Look Ahead:

- Examine the latest developments in wireline and wireless industries
- Learn about cutting-edge issues on the legislative front from current Capitol Hill staffers
- Explore current developments in data privacy and cybersecurity issues
- Hear how new technology and devices are impacting the telecommunications landscape
- **Technology Overview:** Learn about the technology involved in policymaking in telecommunications
- **Luncheon and Featured Speaker:** Hear from a key player in the telecommunications industry and network with faculty and colleagues

Program topics on Thursday, December 1 will include:

Morning Session: 9:00 a.m. – 12:15 p.m.

9:00 a.m. WELCOME

9:15 a.m. FEATURED SPEAKER

9:45 a.m. DEVELOPMENTS IN PRIVACY AND CYBERSECURITY

- FTC’s recent enforcement and education initiatives
- Big data, the Internet of Things, drones, and data breaches
- Data collection and use by public and private sector actors
- Compliance in online advertising, location-based services, information security, and cross-border data transfers
- Prospects of future federal and state privacy and data breach legislation

11:00 a.m. NETWORKING BREAK

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PLI/FCBA INSTITUTE

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11:15 a.m.

A DISCUSSION WITH THE SPECTRUM CHIEFS ABOUT NEW TECHNOLOGIES AND DEVICES

Spectrum basics, the spectrum crunch, unlicensed devices, television white spaces, wireless technology and more

12:00 p.m.

LUNCHEON AND FEATURED SPEAKER

Afternoon Session: 1:30 p.m. – 5:00 p.m.

1:30 p.m.

HOT TOPICS AND ISSUES IN SPECTRUM AND WIRELESS TELECOM POLICY

- Broadcast incentive auction
- Next generation (5G) wireless technologies in spectrum above 24 GHz
- News on global spectrum issues, including 5G and UAVs
- Latest efforts to streamline regulatory impediments to small cell and 5G deployment
- Wireless operation under the FCC's open Internet rules

2:30 p.m.

OVERVIEW: DEVELOPMENTS IN BROADBAND AND WIRELINE COMMUNICATIONS

A review of the Wireline Competition Bureau's ongoing work, including net neutrality, IP transition, universal service reform, and broadband data services

3:00 p.m.

NETWORKING BREAK

3:30 p.m.

HOT TOPICS IN BROADBAND POLICY

- Issues arising from the FCC's Open Internet decision and reclassification
- Implementation of reforms to each of the Universal Service Funds
- The impact of competition on regulation in the broadband space, transitioning to an all-IP network,

and a variety of transactions in the wireline space

4:30 p.m.

FEATURED SPEAKER

5:00 p.m.

ADJOURN

Program topics on Friday, December 1 will include:

Morning Session: 9:00 a.m. – 12:15 p.m.

9:00 a.m.

FEATURED SPEAKER

9:30 a.m.

HOT TOPICS FROM A CAPITOL HILL PERSPECTIVE AND THE ELECTION

Legislative highlights of 2016
A 2017 legislative preview post-election

10:30 a.m.

NETWORKING BREAK

10:45 a.m.

OVERVIEW: DEVELOPMENTS IN MEDIA AND VIDEO REGULATION

A review of the Media Bureau's ongoing work, including set-top boxes, foreign investment in independent and diverse programming, broadcast stations, retransmission consent, television network nonduplication/syndicated exclusivity, and AM revitalization

11:15 a.m.

HOT TOPICS IN MEDIA

- The changing landscape and innovation within the media, cable and broader video provider and content markets
- What's next for over-the-top and traditional media, and linear and on-demand business models
- Policy and regulatory challenges presented by a rapidly changing media environment
- Enforcement authority at the FCC and FTC

12:15 p.m.

ADJOURN

National Telecommunications Moot Court Competition

The Law & Technology Institute and the Moot Court Association of the Catholic University of America, Columbus School of Law, together with the Federal Communication Bar Association (FCBA) are pleased to announce that the **23rd Annual National Telecommunications Moot Court Competition** will be held on **February 24-25, 2017**, at the Columbus School of Law in Washington, DC.

The National Telecommunications Moot Court Competition provides students the opportunity to argue before private and government practitioners in the communications field. Past judges have included former FCC Commissioner Kathleen Abernathy, First Amendment advocate Robert Corn-Revere, FCBA President Christopher Wright, and Google Director of Communications Law and former FCC General Counsel Austin Schlick. Each year, the competition problem, which is written by members of the FCBA, is "ripped from the headlines" of current technology, intellectual property, and telecommunications issues. Past topics have included consumer privacy of personal information, copyright protection of pre-1972 musical performances, and the enforcement of broadcast indecency standards.

The registration deadline is Friday, November 25, 2016. Please note that registration is limited, so your prompt response is greatly appreciated. We expect the competition problem to be released in early December 2016.

For more information and to register, please visit <http://www.law.edu/mootcourt/National-Telecomm-competition.cfm>.

A Message from the FCBA Foundation Board of Directors

DEAR FCBA MEMBERS,

In November, we have a day of giving thanks. Then two, Black Friday and Cyber Monday, for “getting deals.” In recent years, on the Tuesday after Thanksgiving, there has also been a focus on celebrating generosity and giving back. “Giving Tuesday” is November 29, and as we enter the charitable season, the FCBA Foundation Board of Trustees invites you and your organization to consider the programs of the Foundation in your end-of-year giving. If you would like to make a donation to the FCBA Foundation, please [click here to donate online](#) or [click here to download the donation form](#).



Kathy Kirby

All FCBA members belong to the FCBA Foundation, and many of you donate your time, talents, and financial support to the Foundation’s programs throughout the year. This past fiscal year, we awarded four-year college scholarships to 20 deserving Washington, DC high school graduates; stipends to 23 law school students who interned in public service positions this past summer; and scholarships to 11 law school students for the 2015-16 school year. More details

regarding the Foundation’s programs can be found in our [FY2016 Annual Report](#).

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

Named Scholarships. Each year, we specially recognize those organizations that have funded Foundation scholarships in amounts of \$10,000 or more through our Named Scholarships program. Named Scholarship donors are acknowledged at our Annual Meeting luncheon in June and at the Chairman’s dinner in December, as well as in our Annual Report and newsletter. For FY2016, our Named Scholarship donors included 21st Century Fox; AT&T Services, Inc.; Comcast Corporation; Consumer Technology Association; Cox Enterprises, Inc.; CTIA – The Wireless Association; Google Inc.; Harris, Wiltshire & Grannis LLP; National Association of Broadcasters; National Cable & Telecommunications Association; Sidley Austin LLP and the Sidley Austin Foundation; Sinclair Broadcast Group; T-Mobile US, Inc.; The Karen A. Kincaid Scholarship Fund sponsored by Wiley Rein and Karen’s Friends; The Young Lawyers and Charity Auction; Verizon; and 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 FY2016, Latham & Watkins LLP; Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.; and Wilkie Farr & Gallagher LLP reached the level of “Masters of Media.” CenturyLink; Davis Wright Tremaine LLP; Deutsche Telekom; Hogan Lovells US LLP; Kelley Drye & Warren LLP; and Lerman Senter PLLC became “Bachelors of Broadband.”

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

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

Our Annual Report recognized more than 100 individual FCBA members who donated to the Foundation this past fiscal year, including 16 who reached the “Diamond” level.

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

Very truly yours,

Kathleen A. Kirby

Chair, FCBA Foundation Board of Trustees

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, megan@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.

Volunteer at Martha's Table on November 27

On **Sunday, November 27** from **10:00 a.m. – 1:00 p.m.**, the FCBA will be preparing and distributing food at FCBA Foundation 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. Any food donated by volunteers might not be used the same day you volunteer; any food donations will be used at the discretion of Martha's Table staff.

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 have questions or need more information, please contact **Russ Hanser** at RHanser@wbklaw.com.

The FCBA volunteers on the **last Sunday of every month**, so mark your calendars now! Each month, one or more of the FCBA's standing or ad-hoc committees takes the lead in volunteering at Martha's Table. **November's effort will be led by the Enforcement Committee and the Young Lawyers Committee.**

In order to volunteer, go to <http://fcba.marthastable.volunteerhub.com/>.

Martha's Table asks us to provide the following information to volunteers:

"Our ability to serve the community is based on the hard work of our volunteers and many supporters.

2017 FCBA Annual Seminar to be held at Nemacon Woodlands Resort May 5 – 7 ~ SAVE THE DATES!

Mark your calendars now and make plans to join your colleagues at Nemacon for the 2017 FCBA Annual Seminar on May 5-7. Watch for program details in the coming months.

Located in the Laurel Highlands of Southwestern Pennsylvania, Nemacon is situated on 2,000 acres in Farmington, PA, 187 miles from downtown Washington, DC. The resort offers many unique experiences, including:



Nemacon

- **The Woodlands Spa** featuring an extensive array of treatment and services
- **The Adventure Center** featuring a ropes course, bowling/arcade, climbing wall, off-road driving academy, mini golf, zip lines, paintball, disc golf, and mountain biking
- **The Field Club** featuring the Shooting Academy and the ORVIS® Fly Fishing Center
- **The Wildlife Academy** featuring Jamaican Dog Sledding, the Animal Express Train, pony rides, a safari tour, and walking horseback trail rides
- **The Mystic Rock Championship Golf Course**, the Pete Dye designed, PGA Tour-tested course

Culture is also an experience at Nemacon. The resort boasts an impressive collection of restaurants and lounges, including the Forbes Five-Star and AAA Five-Diamond Lautrec, a forward-thinking fine dining experience. Special cooking classes and wine tastings in the state-of-the-art Académie du Vin are offered. Enjoy daily art tours of the multi-million dollar Hardy Family Art Collection or enjoy a leisurely tour at your own pace as the Collection graces nearly all aspects of the property. For shoppers, there are 14 specialty shops in Heritage Court and throughout the Resort.

To learn more about the Nemacon and its many amenities and activities, go to: <http://www.nemacon.com>.

We hope you join us at Nemacon Woodlands Resort in May 2017!

- If you schedule and DO NOT show up for your shift, we CAN NOT serve the community to the best of our ability.
- 24 hour canceling or rescheduling notice is required. In the event that you are unable to come in for your volunteer shift please contact the Volunteer Program Assistant so that Martha's Table can make other arrangements.
- Because we depend so heavily on volunteers, we need to make sure we recruit RELIABLE volunteers. If you do not provide us with 24 hours' notice, we will have to reconsider whether we can reschedule for a future volunteer date(s)."

Get to Know an FCBA MEMBER

Russ Hanser, Partner, Wilkinson Barker Knauer, LLP

By: Laura Phillips

Sometime in August I had a chance to have lunch with FCBA member and Wilkinson Barker Knauer, LLP partner Russell Hanser. Russ was a good sport and was willing to wait to be featured after Mark Van Bergh, our official FCBA photographer in the 80th Anniversary newsletter. I thank Russ for his flexibility, and I am happy to share with you some highlights of Russ's career and some insights he was willing to share.



Q: What attracted you to the field of communications?

A: I think it took me longer than most to find communications law. After law school, I joined the litigation group at Ropes & Gray in Boston. I wound up working on a matter for a large energy company, Boston Edison. This was about one year after the Telecommunications Act of 1996 and about two years after Massachusetts had enacted an electricity deregulation program. Together, these developments gave Boston Edison an opportunity to partner with another company and offer communications services in Boston. This led to various challenges from the company that had previously been the sole provider of the services at issue. Those challenges, in turn, led to a series of matters before the state regulator and the federal courts, which raised some core principles of regulatory economics and communications law.

I left Ropes & Gray after two years to clerk on the First Circuit. That "time out" gave me a chance to think hard about what I had enjoyed during my two years in litigation and what I wanted to do next. I realized that I had very much liked the regulatory aspects of the communications-related work I had done. After a brief but serious flirtation with the prospect of pursuing a Ph.D. in political science, I wound up accepting a job in the Communications and E-Commerce group at what was then Wilmer, Cutler & Pickering. In retrospect, my interest in communications law should have been obvious much earlier: In law school, I took Administrative Law, Antitrust,

Cyberlaw, Law & Economics, a course in Free Speech, and even a class called "Government and the Regulation of Industry," taught by Justice Stephen Breyer. I also had long harbored an interest in technology, going back to when I was 12 and became obsessed with programming my Commodore 64 and participating in online "Bulletin Board Systems." But it still took me a few years to figure out that these signs pointed to a career in communications law. I guess I was just slow on the uptake.

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

A: It's important to have some kind of plan, but life so often gets in the way and forces us to improvise. About two years after I went to Wilmer, I took a job in the Competition Policy Division in the FCC's Wireline Competition Bureau. I spent about two years there, and then was offered the opportunity to work as the FCC General Counsel's advisor for Wireline issues. After that, I had the great fortune to work as wireline legal advisor to Kathleen Abernathy when the Commission was facing some critical broadband classification issues, the first stirrings of the net neutrality debate, and some very significant wireline mergers. It was a fantastic experience.

When I went to the FCC, I never dreamed that I would return to a law firm after that. But when the time came, I was tempted far more than I might have expected by the opportunity to come to Wilkinson Barker Knauer and work with a collection

of attorneys who had impressed me both within and outside the Commission. I was moved by their commitment to practicing law in a way that combined the intensive collaboration that defines the work of the FCC's staff with the single-minded attention to client service that characterizes the best law firms. So I found myself accepting their offer to join the firm as a partner, and have been there since January 2006. Overall, I would say it helps to have a general plan, but it's important not to become too committed to the specifics.

Q: What is the most interesting or challenging part of your work and why?

A: This year I have been spending a lot of time in the trenches on the BDS rulemaking. That proceeding raises some fascinating issues relating to econometrics, as well as challenging questions regarding how to properly assess competition and balance the various objectives of industrial policy. I have a somewhat masochistic interest in those issues, so that has been "fun," at least in one sense of the word.

In recent years, one of the most interesting and challenging parts of my work has been the effort to interpret the *2015 Open Internet Order* and related FCC statements in responding to client questions about actual or potential offerings and business practices. I'm lucky to have as clients many companies that are forward-thinking about next-generation offerings and are working hard to produce services that customers want. They often ask how the FCC is likely to react to one idea or another. This kind of counseling can be extremely challenging, especially given that the framework leaves a lot of room for interpretation and we don't have many decisions applying it to real-life scenarios. But of course that also makes the work very rewarding.

Q: What do you enjoy reading and what are you reading now?

A: Like many lawyers, I'm a somewhat fanatical reader. I'm also obsessed

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Get to Know an FCBA MEMBER

RUSS HANSER

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with bookstores themselves. My license plate reads “BOOKGUY,” and I have a tradition of visiting the local independent bookstore wherever I go.

My taste in books is fairly eclectic. I probably enjoy contemporary literary fiction, science fiction, and political non-fiction the most, but I’m also partial to essay collections, plays, and novels aimed at young adults. I just finished the second book in a trilogy by a Chinese science fiction writer, Cixin Liu. The series was published in China between 2007 and 2010. The first book, called “The Three-Body Problem,” was translated into English in 2014, and the second, called “The Dark Forest,” was translated in 2015. The series chronicles humanity’s encounter with what appears to be a vastly more advanced and extremely hostile alien civilization. It’s told from a distinctively Chinese point of view, which at least to me makes the whole experience feel more “alien.” The books are just jam-packed with ideas – in reading the first two novels, I’ve learned about physics, philosophy, sociology, political theory, military strategy, and more.

I’d also mention Robert Harris’s trilogy about Cicero, which I began reading while in Rome with my daughter this summer. The trilogy is fictional, but very closely based on the historical record regarding Cicero’s life. It is narrated by Cicero’s servant, whose real-life diaries were apparently extensive. The first book,

“Imperium,” covers Cicero’s rise from a political neophyte to one of the most powerful Senators in the Roman Republic. It taught me more than I had ever known about ancient Rome, and at the same time boasts all the political intrigue of House of Cards.

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

A: I am consistently amazed and encouraged by how closely knit the communications bar is. I think we sometimes take for granted the fact that we get together every few months for a big luncheon, gather every year for the Chairman’s Dinner, meet up for mid-day brown-bag lunches, band together to volunteer at Martha’s Table, and greet each other with genuine affection when we happen to meet in the FCC lobby. That’s not, in my experience, how attorneys in other fields interact with one another. I think one reason is that lawyers and clients who are opposed on one issue might well be allied on another issue, either now or in the future, meaning that there are few permanent adversaries. Another is that there is a lot of movement within the bar – a person who is my opponent on a matter today could be the regulator tomorrow, or could move to a law firm and have me as a client if I later move on to a company or trade association. And a third reason is that I think we are just lucky in that the field attracts good people who mean well and mostly only fight on the merits. These forces combine to make for an extremely collegial bar,

in which members really do look out for one another.

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 most important thing, I think, is to recognize that your reputation is your most precious resource, and that you should guard it carefully. In particular, young attorneys should work on developing a personal “brand” whose hallmarks include level-headedness and trustworthiness. That kind of reputation affects how others will view you when you inevitably make a mistake (which we all do), and will make it easier to work together with attorneys you once opposed (which we all do as well). In addition to that, there’s of course the more mundane advice to new attorneys: Work hard. Network. Go the extra mile every time. Read the sources. Ask for help and guidance when you need it. And think about how you can make the life of the person for whom you are working easier.

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

A: I am very active (probably too active) on social media, so I probably have very few secrets. (Those who follow me are probably amazed that I have gotten this far into the interview without mentioning the musical “Hamilton,” which has completely captivated me for the better part of a year now.) I am addicted to travel, and international travel in particular. In the past five years, I’ve been privileged to spend time in China, the United Kingdom, France, Greece, Italy, Spain, Aruba, and Curacao, as well as various cities in the United States. For most of those trips I was accompanied by my daughter, who is now 13 and to whom I have been very consciously trying to pass on the travel bug. I hold tight to the view that travel makes us more cosmopolitan and more apt to embrace diversity, and I want her to adopt those values.

27th Annual Charity Auction – Call for Volunteers

The Auction Committee is seeking volunteers to sell raffle tickets leading up to and volunteer the night of the 27th Annual Charity Auction on Veteran’s Day Eve, Thursday, November 10. Volunteering provides an incredible opportunity to get involved with the FCBA, network with over 500 communications attorneys, and help an incredible cause! Night-of volunteer shifts are approximately one hour each, ranging from 6 to 10 p.m. Please join us to make this year’s Charity Auction one of the best in FCBA history! To get started or learn more about volunteering, send an e-mail to FCBAuction@gmail.com.

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Get to Know an FCBA MEMBER

RUSS HANSER

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

A: I joined the FCBA when I was working at the FCC – probably in 2004 or 2005. The main value, I think, is the wonderful sense of community I mentioned earlier. Another important source of value is the opportunity to do real good in the broader community. I'm serving my third year as a Trustee on

the FCBA Foundation Board, and last year served as Foundation Co-Chair alongside my good friend Mia Guizzetti Hayes. Through the Foundation, the FCBA's members and their employers donate tens of thousands of dollars every year to students to defray the costs of college and law school, and to enable law students to take unpaid summer government internships working on communications-related issues. The Foundation also facilitates volunteering by FCBA members to help low-income DC residents. In addition, of course, the Young Lawyers Committee runs the

fantastic annual Charity Auction, which is easily one of the highlights of the year for me. If I'm getting the timing right, this interview should be published about a week before the Auction. I urge everyone reading to attend, and to bid on items in support of some excellent causes.

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.

FCBA 80TH ANNIVERSARY Reception



FCBA 80TH ANNIVERSARY *Reception*



FCBA 80TH ANNIVERSARY Reception



Thanks to the 80th Anniversary 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

11.16.1

Graduate Teaching Fellowship and LL.M. Program – The Institute for Public Representation at Georgetown Law invites recent law graduates to apply for a Graduate Teaching Fellowship in the Communications and Technology Law Clinic. The Fellow will supervise and teach law students representing real clients on high profile, cutting edge cases before the FCC, FTC, and appellate courts. In addition to a generous stipend and full benefits, the Fellow will receive an LL.M. degree in Advocacy at the conclusion of the two-year Fellowship. The Fellowship starts in summer 2017. Applications will be accepted and considered on a rolling basis through December 15, so applicants are encouraged to apply early.

Please send applications or questions to IPR Administrator Niko Perazich at nwp2@georgetown.edu.

For complete job description and application instructions, visit: <https://www.law.georgetown.edu/academics/academic-programs/clinical-programs/our-clinics/IPR/upload/2017-2019-CT-Fellowship-Posting.pdf>.

11.16.2

Mid-Level Associate Position – Fletcher, Heald & Hildreth, PLC, Arlington, Virginia, is seeking a mid-level associate, with 2 – 5 years' experience, who is interested in practicing communications law in the Washington, DC area. We practice primarily before the Federal Communications Commission, but also have an extensive business, intellectual property, appellate and transactional practice. We represent radio and TV stations, high-tech entrepreneurs, wireless providers, wireline telephone companies, satellite services, microwave and power-line internet providers, radio astronomers, and many other companies before the FCC. We also represent clients before the U.S. Copyright Office and Patent and Trademark Office.

The firm was founded in 1936 and currently has 31 lawyers. Our website is at www.fhhlaw.com.

Candidates must have superior academic credentials, excellent writing skills, and the interest and ability to work in a mid-size firm environment. We offer competitive salary opportunities and a full range of benefits. Please submit a resume and cover letter to evans@fhhlaw.com.

11.16.3

Senior Regulatory Consultant – JSI, a leading full-service telecommunications consulting firm, is seeking a senior-level regulatory consultant in its Greenbelt, Maryland headquarters. JSI's regulatory department assists telecom, broadband and video/cable clients to comply with a host of federal and state rules and regulations. Activities include assessment of regulations and their impact, design and enactment of effective compliance procedures, and assistance in filing required applications, tariffs and waivers.

Applicant must be highly self-motivated, possess excellent written and verbal communication skills including presentation skills, and have at least a bachelor's degree and five years of experience with federal and state telecom and/or video issues. In addition to regulatory expertise, the ideal candidate will possess accounting, financial and/or engineering expertise. Experience at the FCC, Capitol Hill or with a state PUC/PSC is a plus.

JSI offers a casual and stimulating work environment, excellent growth potential, and a competitive salary and benefits package. Please visit our website at www.jsitel.com. Send resume with salary requirements to Carol Reilly, JSI, 7852 Walker Drive, Suite 200, Greenbelt, MD 20770, or fax to 301-577-5575, or email creilly@jsitel.com.

11.16.4

Solo Practitioners and Other Professionals – Marashlian & Donahue, PLLC, The CommLaw Group, is now interviewing qualified solo practitioners and other professionals with modest books of business to staff its revolutionary "virtual" Law Firm Partner platform. Benefits of our unique platform service model include: ability to practice "like a solo" when small sells; when opportunities require greater size, depth or scope of experience and staffing, easily scale up to serve complex engagements; "Eat What You Kill" minus a modest percentage (25% and below) to cover administrative expenses; telecommute or utilize our office space and resources, work independently or collaborate with collegial and richly experienced colleagues, all at your discretion. Set your agenda, your goals, reclaim your work-life balance, and "own" your practice like you never dreamed possible. Learn more at: <http://www.commlawgroup.com/careers/contact>.

The FCLJ is Looking for Articles

The *Federal Communications Law Journal* (FCLJ) editorial team at The George Washington University Law School 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, Melissa Morgans (fcljarticles@law.gwu.edu). Articles may also be submitted through ExpressO. For general inquiries or questions about the FCLJ please contact Editor-in-Chief, Warren Kessler (fclj@law.gwu.edu).

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:

- ☐ **Tuesday, November 15, 2016, 6:00 – 8:15 p.m. – CLE Seminar: Space Management: How to Address the Space Environment with the Addition of New Satellite and Other Technologies.** Location: Sheppard Mullin, 2099 Pennsylvania Avenue, 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., Monday, November 14, 2016.
- ☐ **Monday, November 21, 2016, 12:00 – 1:30 p.m. – CLE Seminar: Privacy Shield and the Communications Sector.** Location: Arnold & Porter LLP, 601 Massachusetts Avenue, NW.
Cost: \$100.00 for Private Sector Members; \$35.00 for Government/Academic/Transitional Members; No charge for Law Student Members; \$155.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Friday, November 18, 2016.
- ☐ **Thursday, December 8, 2016, 6:00 – 8:30 p.m. – Holiday Program and Networking Reception co-hosted by the International and Wireless Telecommunications Committees and Ericsson.** Location: The Swedish Embassy, 2900 K Street, NW, Washington, DC.
Cost: \$15.00 for FCBA Members, \$25.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Monday, December 5, 2016.

\$ _____ Total Enclosed ☐ Visa ☐ MasterCard ☐ American Express ☐ Discover ☐ 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: megan@fcba.org

30TH ANNUAL CHAIRMAN'S DINNER *Registration*

Thursday, December 1, 2016

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

**RECEPTION - 5:45 P.M.
DINNER - 7:15 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 11.

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 TUESDAY, NOVEMBER 22.

Cancellation Policy: Cancellations will be accepted and fees refunded if notice is received in writing no later than Tuesday, November 22. 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 14. Invitations will be issued on a "first-come, first-served" basis. and invitees placed at the discretion of the FCBA.**

34th Annual INSTITUTE ON TELECOMMUNICATIONS POLICY & REGULATION REGISTRATION

CO-SPONSORED BY THE FCBA AND THE PRACTISING LAW INSTITUTE

Thursday, December 1 and Friday, December 2, 2016

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.

2016 FCBA MEMBERSHIP DIRECTORY *Order Form*

Copies of the 2016 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 2016 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)***

☐ Visa ☐ MasterCard ☐ American Express ☐ Discover ☐ Check

Credit card no. _____ Exp. date _____

Cardholder Name _____ Signature _____

Please make check payable to "FCBA"

PLEASE SEND THIS FORM TO:

Federal Communications Bar Association
1020 19th Street, NW
Suite 325
Washington, DC 20036
Phone: (202) 293-4000
Fax: (202) 293-4317
Email: megan@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.

FEDERAL COMMUNICATIONS BAR ASSOCIATION 2016-2017 COMMITTEE AND CHAPTER *Registration*

NAME (please print) _____

ORGANIZATION _____

STANDING COMMITTEES

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

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

AD HOC COMMITTEES

	Charity Auction
	Edge Provider Task Force
	International Chapters

	Mobile Payments
	Telehealth

CHAPTERS

	Atlanta
	Carolina
	Florida
	Mid-Atlantic
	Midwest
	New England

	New York
	Northern California
	Pacific Northwest
	Rocky Mountain
	Southern California
	Texas

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

Please indicate your committee/chapter choices and return this form to:

FCBA, 1020 19th Street, NW, Suite 325, Washington, DC 20036

Fax: 202-293-4317; Email: megan@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.

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 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 or **Starsha Valentine**, starsha@fcba.org.

Join the FCBA on Facebook!

The FCBA has a Facebook page! Click the "Like" button on our page to stay up to date on the latest FCBA news and information; learn about upcoming FCBA events; view an expanded selection of photos from FCBA activities; participate in discussions with FCBA members; and more! You can find us at <http://www.facebook.com/CommunicationsBar>.

Calendar

November 3	International Telecommunications Committee Brown Bag Lunch
November 7	Engineering and Technical Committee Brown Bag Lunch
November 9	Wireless Telecommunications Committee Brown Bag Lunch
November 10	27th Annual FCBA Foundation Charity Auction
November 15	CLE Seminar: Space Management: How to Address the Space Environment with the Addition of New Satellite and Other Technologies presented by the International Telecommunications Committee
November 18	Diversity Committee Brown Bag Lunch
November 18	FCBA Program: CTIA West Legal Seminar presented in association with CTIA and Davis Wright Tremaine LLP (Seattle, WA)
November 21	Mass Media and Video Programming and Distribution Committees Brown Bag Lunch
November 21	CLE Seminar: Privacy Shield and the Communications Sector presented by the Privacy and Data Security Committee
November 27	Volunteer at Martha's Table
November 29	Wireless Telecommunications Committee Brown Bag Lunch
December 1	30th Annual Chairman's Dinner
December 1-2	34th Annual PLI and FCBA Conference
December 8	Holiday Program and Networking Reception co-hosted by the FCBA International and Wireless Telecommunications Committees and Ericsson at the House of Sweden
December 9	Atlanta Chapter Lunch with the General Counsels
February 15	Seventh Annual Mentoring Supper presented by the FCBA Young Lawyers Committee and the WBA's Communications Law Forum
May 5-7	Annual Seminar, Nemaquin Woodlands Resort, Farmington, PA