

# fcba NEWS

OCTOBER 2022

## FCBA Meet and Greet the FCC / NTIA Bureau and Office Chiefs Reception to be held on October 19

The FCBA is pleased to announce a reception to meet and greet the **FCC and NTIA Bureau and Office Chiefs** on **Wednesday, October 19** from **6:00 – 8:00 p.m.** The reception will be held at the Mayflower Hotel, 1127 Connecticut Avenue, NW, Washington, DC.

Sponsorships of the event are available for \$750 and \$500 and include registrations to the reception. Sponsors will receive recognition for their support at the event, in promotional

emails and the newsletter, and on the website and social media outlets. Individual tickets to the reception may also be purchased.

To register an individual, [click here](#) or use the form on [page 22](#). To sponsor, [click here](#) or use the form on [page 22](#).

Thanks to the Bureau and Office Chiefs Reception Sponsors listed on [page 7](#)!



## 33rd Annual FCBA Charity Auction to be held on November 3

The FCBA Young Lawyers Committee and the FCBA Foundation will hold their 33rd Annual Charity Auction on **Thursday, November 3** at the **National Press Club, 529 14th Street, NW**, Washington DC, from approximately **6:30 – 10:00 p.m. ET**. Admission is free and the event is open to the public. This year's Charity Auction will also feature a very special acoustic performance by Harmful Interference, the world's premier telecom lawyer band, fresh off their 2022 Law Rocks victory. Visit <https://fcba.ejoinme>.

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## 34th Annual FCBA Dinner featuring Chairwoman Rosenworcel on December 15

The 34th Annual Dinner featuring **Chairwoman Rosenworcel** will be held **Thursday, December 15** at the **Marriott Marquis, 901 Massachusetts Avenue, NW**. The evening will begin with a reception at 5:45 p.m. followed by dinner at 7:15 p.m. in the Marquis Ballroom and will be followed by remarks from FCC Chairwoman Jessica Rosenworcel. Tables include a \$250.00 tax deductible donation to the FCBA Foundation.



FCC Chairwoman  
Jessica Rosenworcel

To purchase a table or an individual ticket, [click here](#) or use the form on [page 23](#). Please get your forms in as soon as possible!

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## Upcoming Key Events

### Professional Responsibility Committee Ethics CLE

**Date/Time:** Thursday,

October 13, 3:00 –

5:00 p.m. ET

**Topic:** From Translation to Technology: Keeping Up with Professional Responsibility

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### Pacific Northwest Chapter/State and Local CLE

**Date/Time:** Monday,

November 7, 12:00 –

2:00 p.m. ET

**Topic:** Big Challenges in Local Regulation of Small Wireless Facilities

► SEE PAGE 4

### Homeland Security & Emergency Communications CLE

**Date/Time:** Thursday,

November 10, 3:00 –

5:15 p.m. ET

**Topic:** A Decade of Wireless Emergency Alerts: Looking Back and Looking Ahead

► SEE PAGE 5

### Artificial Intelligence, Machine Learning, and Robotics CLE

**Date/Time:** Monday,

November 14, 3:00 –

5:00 p.m. ET

**Topic:** What's Here and What's Next for the Regulation of Artificial Intelligence

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### 17th Annual FCBA/ABA Privacy and Data Security Symposium

**Date/Time:** Wednesday,

November 16, 2:00 –

6:00 p.m. ET

**Topic:** Hot Topics in Federal Privacy Regulation and Enforcement

► SEE PAGE 6

### Sign Up to Receive Committee and Chapter Notices

If you would like to sign up for or update the committee(s)/chapter(s) you are on, [click here](#) and email to: [elizabeth@fcba.org](mailto:elizabeth@fcba.org).

## PRESIDENT'S Message

DEAR FCBA MEMBERS,

In this month's newsletter, we highlight the tremendous accomplishments of the **FCBA's Diversity Pipeline Program (DPP)**. In just two years, the program has placed 49 diverse first-year law school students in telecom, media, and technology (TMT) internships in DC-based law firms and legal departments, and a total of 66 students have graduated from the **TMT Law & Policy Certificate Program**. This truly is a great accomplishment that the entire **Tech Bar** should be proud of.



Moreover, **hundreds of FCBA members** have been involved in various components of the Diversity Pipeline Program as: application reviewers; interviewers; certificate program faculty; or as employees of one of the almost thirty law firms, associations, and companies that hosted interns this summer and fall. Special thanks to the **co-chairs of the Diversity Pipeline Program** who have invested so much time and energy into ensuring the success of this incredibly worthwhile program. Together, we are **raising our bar** in the most direct way possible.

The impact of the **Diversity Pipeline Program** already can be seen in the exciting launch this fall of the **Technology, Media, and Telecommunications Association (TMTA)** at **Howard University Law School (HUSL)**. The organization is led by HUSL DPP alumni **Samuel Cadet, Charlene Bartels-Eshun, Aja Finger, Crystal Bush, Karaz Aham** and **Ania Trichet** and fellow HUSL students **Percy Manford, Ogechika Oselukwue**. The TMTA already has held two panel sessions this fall – including FCBA members **Rudy Brioché, Ari Fitzgerald, Diane Holland, and Jonathan Mark** – focusing on why increased diversity is needed in the TMT sector and the different types of career opportunities offered in the industry. The FCBA could not be prouder of all of the **HUSL** students who are taking the time to learn more about the TMT industry and legal opportunities in our field.

Shifting gears, a key component of **raising our bar** is the opportunity for all of us to come back together in person with the return of two of the FCBA's favorite events. So, please do make plans to attend the **FCC and NTIA Bureau and Office Chiefs** meet and greet reception on Wednesday, October 19; followed by the **FCBA Charity Auction** on Thursday, November 3. Looking forward to seeing many of you this fall!

#raisingourbar

**Barry Ohlson**  
FCBA President 2022-2023



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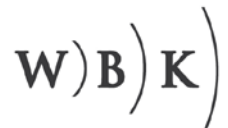
### EXECUTIVE COMMITTEE LIAISON

Megan Anne Stull

## Thank you to our **DIVERSITY PIPELINE PROGRAM SUPPORTERS!**

The FCBA is grateful to the firms, companies, and associations listed below who have financially sponsored the Diversity Pipeline Program for the upcoming 2022-2023 year.

### ORDER OF THE COIF



### SUMMA



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**Hogan Lovells US LLP**

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**Steptoe & Johnson LLP**

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### THANKS TO THOSE ORGANIZATION THAT HELPED SUPPORT THE DPP'S 2022 SUMMER PROGRAM.

**Consumer Technology Association  
Cooley LLP  
Gibson, Dunn & Crutcher LLP**

**International Association of Privacy Professionals  
Lerman Senter PLLC  
Wilkinson Barker Knauer, LLP**

**Thanks to Warren Communications News for Providing Communications Daily to our Students.**

## Thursday, October 13, 3:00 – 5:00 p.m. ET From Translation to Technology: Keeping Up with Professional Responsibility

The FCBA Professional Responsibility Committee will sponsor an Ethics CLE on Thursday, October 13 from 3:00 – 5:00 p.m. ET entitled From Translation to Technology: Keeping Up with Professional Responsibility. This program will be held virtually via the Zoom platform.

This program will address some of the thorny legal ethics questions presented by recent developments in legal ethics and longstanding professional responsibility requirements. The first part of the program will address the ABA's recent efforts to confront bias in the legal profession, including its most recent efforts to address language access requirements. The second part of the program will explore lawyers' ethical obligations to understand and use technology in their legal practice.

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

[Click here to register.](#)

If you have any issues, please contact Elizabeth Hagerty at [elizabeth@fcb.org](mailto:elizabeth@fcb.org).

### Agenda

**3:00 – 3:05 p.m.**

**WELCOME AND INTRODUCTIONS**

**3:05 – 4:10 p.m.**

**THE ETHICS OF COMMUNICATION AND CONFRONTING BIAS: ABA GUIDANCE ON LANGUAGE ACCESS**

- Overview of, and History Leading Up to, ABA Formal Opinion 500
- The Duty of Communication

- The Duty of Competence
- Hiring Trained Professionals
- The Duty to Supervise
- Practical Tips

*Speakers:*

**Deepika Ravi**, Partner, HWG LLP  
**Robert Walker**, Of Counsel, Wiley Rein LLP

**4:10 – 5:00 p.m.**

**THE ETHICS OF UNDERSTANDING AND USING TECHNOLOGY**

- The Pandemic and Remote Work
- Competence: Social Media and E-Discovery
- Cybersecurity
  - Confidentiality
  - Communication
  - Safeguarding Client Property
- The Reasonability Standard
- Special Issues
  - Marketing Posts
  - Payment
  - Insurance
  - Unauthorized Practice of Law

*Speakers:*

**Deepika Ravi**, Partner, HWG LLP  
**Robert Walker**, Of Counsel, Wiley Rein LLP

## Monday, November 7, 12:00 – 2:00 p.m. ET Big Challenges in Local Regulation of Small Wireless Facilities

The FCBA Pacific Northwest Chapter and the State and Local Committee will sponsor a CLE on Monday, November 7 from 12:00 – 2:00 p.m. ET entitled Big Challenges in Local Regulation of Small Wireless Facilities. This program will be held virtually via the Zoom platform.

In late 2018, the FCC issued its *Third Report and Order* to streamline deployment of next-generation small wireless facilities. Four years, one Ninth Circuit decision, and one global pandemic later, the

pace of next-gen wireless deployment is increasing, the FCC's Order has been largely upheld (with notable exceptions), but there remain significant local obstacles to deployment—including process issues, mis-alignment between local ordinances and federal rules, and even misinformation about RF emissions. Industry and local officials often struggle to reach a common understanding of what reasonable aesthetic standards and cost-based fees look like, address local concerns, and create practical, predictable processes for permit applications. Companies deploying SWF and local jurisdictions also frequently face challenges with respect to ROW fees, and aesthetic restrictions, and pole designs. Meanwhile, municipalities may be looking at ROW fees to address budget crunches, and customer demand for mobile broadband continues to increase, with no limits in sight. This virtual CLE will feature two moderated panels featuring panelists offering diverse perspectives on small wireless facility deployment, especially in the Pacific Northwest, and on how local regulations impact the deployment of next-generation wireless (and wireline) facilities in the ROW.

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

[Click here to register.](#)

If you have any issues, please contact Elizabeth Hagerty at [elizabeth@fcb.org](mailto:elizabeth@fcb.org).

### Agenda

**12:00 – 12:05 p.m.**

**WELCOME AND INTRODUCTION**

**12:05 – 12:55 p.m.**

**IMPACT OF THE 2018 SMALL CELL ORDER ON SMALL WIRELESS FACILITIES, 4 YEARS ON**

This panel discussion will focus on assessing the impact of the *Third Report and Order*, and identifying

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## NOVEMBER 7 CLE

CONTINUED FROM PAGE 4

and discussing ongoing challenges and open questions. Discussion will include potential for successful collaborations between industry and local government concerning process improvements, model codes, and best practices as regulations continue to evolve and new technology continues to be deployed to meet our demand for mobile communications

*Moderator:*

**Alan Galloway**, Counsel, Davis Wright Tremaine LLP

*Speakers:*

**Kim Allen**, Senior Vice President, Land Use Entitlements and Strategic Planning, Wireless Policy Group LLC  
**Tim Halinski**, Corporate Counsel, T-Mobile

**Nancy Werner**, Partner, Bradley Werner, LLC

**Additional speaker TBA**

**1:00 – 2:00 p.m.**

### **BROADER IMPACT OF THE 2018 SMALL CELL ORDER ON ROW INFRASTRUCTURE REGULATION & FEES**

This panel discussion will explore the potential for broader ramifications of the 2018 Third Report and Order on other types of wireless facilities (e.g., macro cells), and even on non-wireless facilities, in light of discussion in the Third Report and Order concerning statutory language in Section 253(a) and (c) of the Act concerning “barriers to entry” and “the effect of prohibiting” service, in addition to related language in 47 U.S.C. § 332(c)(7)(B)(i).

*Moderator:*

**Alan Galloway**, Counsel, Davis Wright Tremaine LLP

*Speakers:*

**Ted Gilliam**, General Counsel, Strategic and Regional Network Sales, Zayo Group

**Tripp May**, Managing Partner, Telecom Law Firm

**Heather Moelter**, Associate, Davis Wright Tremaine LLP

**Additional speaker TBA**

## **Thursday, November 10, 3:00 – 5:15 p.m. ET A Decade of Wireless Emergency Alerts: Looking Back and Looking Ahead**

The FCBA Homeland Security and Emergency Communications Committee will sponsor a CLE on **Thursday, November 10** from **3:00 – 5:15 p.m. ET** entitled A Decade of Wireless Emergency Alerts: Looking Back and Looking Ahead. This program will be held virtually via the Zoom platform.

This CLE will include speakers from the FCC, FEMA, wireless providers, and alert originators. The first panel will focus on the policies, partnerships and technical innovations that have enabled Wireless Emergency Alerts (WEA) to become one of the most effective emergency notification tools in the U.S. A second panel will consider the future of emergency alerting and the impact to standards, rules and policies.

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

[Click here to register.](#)

If you have any issues, please contact Elizabeth Hagerty at [elizabeth@fcba.org](mailto:elizabeth@fcba.org).

## **Agenda**

**3:00 – 3:05 p.m.**

### **WELCOME AND INTRODUCTIONS**

**3:05 – 4:15 p.m.**

### **10 YEARS OF WEA**

*Moderator:*

**Amy Bender**, Vice President, Regulatory Affairs, CTIA

*Speakers:*

TBA

**4:15 – 5:15 p.m.**

### **THE FUTURE OF EMERGENCY ALERTING**

*Moderator:*

**Matthew Gerst**, Partner, Wilkinson Barker Knauer, LLP

*Speakers:*

TBA

## **Monday, November 14, 3:00 – 5:00 p.m. ET What’s Here and What’s Next for the Regulation of Artificial Intelligence**

The FCBA Artificial Intelligence, Machine Learning, and Robotics Committee will sponsor a CLE on **Monday, November 14** from **3:00 – 5:00 p.m. ET** entitled What’s Here and What’s Next for the Regulation of Artificial Intelligence. This program will be held virtually via the Zoom platform.

This program will address some of the important legal questions surrounding the regulation of Artificial Intelligence (AI). The first part of the program will address the pending FTC ANPRM and the issues involving commercial surveillance and data security that were discussed in comments submitted in October. The second part of the program will explore the critical issues facing the future of the industry including whether the FTC has the authority to regulate AI.

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

[Click here to register.](#)

If you have any issues, please contact Elizabeth Hagerty at [elizabeth@fcba.org](mailto:elizabeth@fcba.org).

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NOVEMBER 14 CLE

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## Agenda

**3:00 – 3:05 p.m.**

### **WELCOME AND INTRODUCTIONS**

**3:05 – 4:00 p.m.**

### **WHAT'S HERE: FTC PROPOSED RULEMAKING ON COMMERCIAL SURVEILLANCE AND DATA SECURITY**

The Federal Trade Commission has issued an Advance Notice of Proposed Rulemaking nominally addressing “Commercial Surveillance and Data Security” but which also raises significant questions about the use of artificial intelligence (AI) and machine learning (ML) systems known as automated decision-making tools, and the risks of potential algorithmic discrimination. This panel will discuss the implications of the pending ANPRM on the regulation of AI tools, systems and applications. Panelists will specifically examine the questions the FTC raises concerning automated decision-making systems, alleged algorithmic discrimination and the use of biometric information.

*Speakers:*

TBA

**4:00 – 5:00 p.m.**

### **WHAT'S NEXT: UPCOMING DECISIONS AND THE FUTURE OF AI REGULATION**

The legal landscape surrounding artificial intelligence tools, systems and applications is everchanging. Panelists will discuss upcoming regulations and litigation that address key issues in developing legal and regulatory frameworks for AI.

*Speakers:*

TBA

## **Wednesday, November 16, 2:00 – 6:00 p.m. ET 17th Annual FCBA/ABA Privacy and Data Security Symposium: “Hot Topics in Federal Privacy Regulation and Enforcement”**

The FCBA Privacy and Data Security Committee and the American Bar Association’s Forum on Communications Law will hold the 17th Annual Privacy & Data Security Symposium on **Wednesday, November 16 from 2:00 – 6:00 p.m. ET**. This program will be held virtually via

the Zoom platform.

This year has seen major developments across the federal privacy landscape. At the agency level, in the continued absence of comprehensive federal privacy legislation, the Federal Trade Commission (FTC) recently launched a federal privacy rulemaking, which—if it results in federal privacy rules—will mark a sea-change in the U.S. approach to consumer privacy. There have been major developments in the courts as well, including the Supreme Court’s recent decisions that implicate personal privacy issues and agency rulemaking authority, as well as growing privacy litigation stemming from both state and federal privacy laws. This event will take a deeper dive into this evolving landscape, examining these and other developments at the federal level, and discussing how these developments relate to parallel activity at the international and state level.

[Click here to register.](#)

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

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

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

## Agenda

### **SESSION I: PRIVACY AT THE FEDERAL TRADE COMMISSION**

“Whether they know it or not, most Americans today surrender their personal information to engage in the most basic aspects of modern life.” With these words, the FTC launched its much-anticipated rulemaking process on federal privacy regulation, or “Commercial Surveillance

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## The FCLJ is Looking for Articles

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

The *Federal Communications Law Journal* (FCLJ) editorial board at The George Washington University Law School is seeking article submissions for potential publication in the upcoming issues of the FCLJ. Interested members may submit articles to the Senior Articles Editor, Micah Leval ([fcjlarticles@law.gwu.edu](mailto:fcjlarticles@law.gwu.edu)). Articles may also be submitted through ExpressO or Scholastica. For general inquiries about the FCLJ, please contact the Editor-in-Chief, Julia Dacy ([fcjl@law.gwu.edu](mailto:fcjl@law.gwu.edu)).

## PRIVACY AND DATA SECURITY FORUM

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and Data Security.” What are the bounds of the FTC’s authority in this space? Should the FTC move forward with a rulemaking and if so, what will be included in the FTC’s privacy rules? What will the process look like and how will it be different from traditional APA rulemaking? And given the timing of the rulemaking, how will it affect (or be affected by) Congressional efforts at a new federal privacy framework? This panel will attempt to answer these questions and provide an overview of what may be in store for the future of U.S. privacy regulation.

## SESSION II: PRIVACY AT THE SUPREME COURT

In one of the most controversial opinions of the term, *Dobbs v. Jackson Women’s Health Organization*, the Court overturned *Roe v. Wade*, which held that abortion was part of a right to privacy. In his concurrence, Justice Thomas even questioned what he deemed the “facial absurdity” of *Griswold v. Connecticut*, which declared a right of privacy being implicit in the

Constitution, leaving privacy advocates concerned about privacy-based precedent beyond *Roe* and *Casey*. Along with *Dobbs*, the powers of federal agencies to enact potential privacy-based regulation has been called into question this past term. In *West Virginia v. EPA*, the Court limited the Environmental Protection Agency’s authority to regulate gas emissions in the power sector. Applying the major questions doctrine, the Court required Congress to provide clear direction in its delegation of authority to agencies. Analysts suggest this decision may have ripple effects that may apply to any policymaking efforts, including privacy, by federal agencies. This session will examine the impacts that *Dobbs* and *West Virginia* will have on consumer and employee privacy issues, and explore where the Court may turn next.

## SESSION III: PRIVACY TRENDS IN LITIGATION

The convergence of privacy rules in some areas and the divergence in others continue to reshape the privacy rights of action in the U.S. Federal Telephone Consumer Protection Act claims have shifted in 2022 since the Supreme Court’s

*Facebook, Inc. v. Duguid*, and litigation has grown to test the bounds of state laws. As organizations seek to retune their risk-based approach to privacy compliance, this panel will share valuable insight on the “standing” of many state laws that afford private rights of action, including the Illinois Biometric Information Privacy Act, the California Consumer Privacy Act (and the looming effective date of its much-anticipated amendments), the fifty shades of data security and breach notification laws, and many flavors of state telemarketing laws.

### Thanks to the FCBA and ABA Forum Data Privacy Sponsors:

Lerman Senter PLLC; Thompson Coburn; and Wilkinson Barker Knauer, LLP

### Thanks to the 2023 ABA Forum Passport Sponsors:

Baker & Hostetler LLP; Ballard Spahr LLP; Bryan Cave Leighton Paisner LLP; Davis Wright Tremaine LLP; Haynes & Boone LLP; Honigman Miller Schwartz and Cohn; Jackson Walker; Scripps; Thomas & LoCicero PL; Waller Lansden Dortch & Davis; Williams & Connolly; and Wilmer Cutler Pickering Hale

## Thanks to the Bureau and Office Chiefs Reception Sponsors!

(as of 10/10/22)

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# 33rd Annual FCBA CHARITY AUCTION

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[org/landingpage2022](#) for more details, including how to pre-register for bidding.

Join the Charity Auction and Young Lawyers Committees for the pre-Auction Pep Rally on Saturday, October 15 from 1:00 – 4:00 p.m. ET. It will be held rain or shine at Dacha Beer Garden, 1600 7th Street, NW. All are welcome!

Proceeds from this year's Charity Auction will benefit two great local charities—**Inspired Child** and the **FCBA Foundation**. If you are interested in donating a prize, the deadline is **October 14!** [Click here](#) or visit <https://fcba.ejoinme.org/2022Donationform>. Contributions are tax deductible, to the extent permitted by law. The donated items must be delivered to the FCBA office no later than Thursday, October 27.

Inspired Child, founded in 1994 as the education program of Dumbarton Arts & Education, is a Washington, DC-based non-profit with a history of providing exceptional early childhood programming for children, teachers, and families in under-resourced communities in DC. Inspired Child's mission is to improve the quality of early childhood education for children ages birth to five living in Washington, DC's most economically disadvantaged communities through arts-

based literacy programs. "We envision a world in which every child has access to high quality early childhood education," said Dumbarton Arts & Education Executive Director Ingrid Zimmer.

Ms. Zimmer explained the importance of arts education to the children and communities Inspired Child serves. "Grounded in the pursuit of education equity, we offer arts-based programs in underserved communities because the

arts have been shown by research to be powerful drivers of students' success and social-emotional development, but they tend to be more widely available in wealthier communities and more restricted in low-income communities, which are disproportionately also communities of color. We see access to arts-based education as a social and racial justice issue."

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

(as of 10/10/22)

### PLATINUM

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Crown Castle  
HWG LLP  
Wilkinson Barker Knauer, LLP

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## Thank you to Crown Castle for Sponsoring the 33rd Annual Charity Auction at the Platinum Level!

They will make a huge difference to this year's beneficiaries - **Inspired Child** and the **FCBA Foundation**. We greatly appreciate their support!





# 33rd Annual FCBA CHARITY AUCTION

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Inspired Child fosters a love of books and learning through three core programs: (1) Classroom residencies (Dancing With Books for PreK3-4, Rainbowdance for toddlers, and Dancing With Babies for infant classrooms) that support children's cognitive, physical, and social-emotional development; (2) Naptime U., professional development workshops for early childhood teachers; and (3) Read With Me, a family literacy program. Each program is helping to create an environment that promotes school readiness for underserved children in our nation's capital. "Support from the FCBA would allow us to bring these vital, beloved programs to more children in underserved neighborhoods who need and deserve high-quality early childhood education experiences that promote their cognitive and social-emotional development, putting them on the path for success in Kindergarten and beyond," said Ms. Zimmer. Funds raised through the FCBA Charity Auction will help Inspired Child expand its classroom residencies, purchase the books that all children in its programs receive, and also support the launch later this year of its Inspired Child Teaching Artist Fellowship, which will support early career artists of color with a background in education to train as teaching artists.

The FCBA Foundation will use proceeds from the Charity Auction to support its annual scholarship program. The FCBA Foundation relies on the support of FCBA members to support its mission. "What better excuse to come out to a rousing in person auction and network with friends and colleagues after several years away

from one another than support two great causes, including the FCBA Foundation," said Erin Griffith and Avonne Bell, FCBA Foundation Co-Chairs. "We are looking forward to supporting the important work of Inspired Child and the FCBA Foundation."

The Charity Auction is one of Washington, DC's premier "must-attend" events for the technology, media, and telecommunications industry. The event features a live auction hosted by a professional auctioneer and a an

online auction. Attendees should expect surprises and new and exciting prizes building on last year's event, including vacation packages; consumer electronics; tickets to concerts, theater shows, and various professional and collegiate sporting events; dinners; lunches; and gift certificates from area businesses.

If you have any questions about the Charity Auction, please contact Janeen Wynn ([janeen@fcba.org](mailto:janeen@fcba.org)).

## New FCBA Officer Appointments

Under Article IV, Section 2, of the FCBA's By-Laws, vacancies in the office of President-Elect, Secretary, Assistant Secretary, Treasurer, Assistant Treasurer, and Delegate to the American Bar Association occurring during the term of office shall be filled by the President with the approval of the Executive Committee. As a result of a recent vacancy in the office of President-Elect, Barry Ohlson, as President, has notified the Executive Committee of his decision to appoint (current Secretary) **Diane G. Holland** of the Federal Communications Commission as President-Elect. The Executive Committee has approved that appointment consistent with the By-Laws. The By-Laws further provide that in the first year after appointment of an interim President-Elect to fill a vacancy in that office, candidates for President and President-Elect shall be nominated and stand for election and the President shall serve for a term of one year; thereafter, the President shall be succeeded by the President-Elect.

With Diane's appointment, there is a vacancy in the office of the Secretary. Consequently, Barry Ohlson, as President, has notified the Executive Committee of his decision to appoint (current Assistant Secretary) **Mia Guizzetti Hayes** of Willkie Farr & Gallagher LLP as Secretary. The Executive Committee has approved that appointment consistent with the By-Laws. As the term of the Secretary seat is scheduled to expire June 30, 2023, the same time that the next election results would take effect, there will be no need for a subsequent special election to fill the seat.

Finally, with Mia's appointment, there is a vacancy in the office of the Assistant Secretary. Consequently, Barry Ohlson, as President, has notified the Executive Committee of his decision to appoint **Erin Dozier** of the National Association of Broadcasters as Assistant Secretary. The Executive Committee has approved that appointment consistent with the By-Laws. As the term of the Assistant Secretary seat is scheduled to expire June 30, 2023, the same time that the next election results would take effect, there will be no need for a subsequent special election to fill the seat.

The Executive Committee deeply thanks Diane, Mia, and Erin for their willingness to fill these officer roles for the remainder of the FCBA 2022-2023 year and truly appreciates the many contributions of Krista Witanowski to the FCBA and Executive Committee over the past several years.

## 33rd Annual FCBA Charity Auction on Thursday, November 3, 2022 6:30 – 10:00 p.m.

### LOCATION:

National Press Club  
529 14th Street, NW  
Washington, DC

Deadline is October 14 to donate auction items!

[Click here](https://fcba.ejoinme.org/2022Donationform) or visit <https://fcba.ejoinme.org/2022Donationform>.

To volunteer, contact [FCBAAuction@gmail.com](mailto:FCBAAuction@gmail.com).  
Volunteers are needed now!

If you are interested in sponsoring or have any questions, please contact Janeen Wynn ([janeen@fcba.org](mailto:janeen@fcba.org)).

Proceeds to benefit **Inspired Child** and the **FCBA Foundation**

[Click here](#) to “Like” the Charity Auction Facebook page

**Or follow us on Twitter (@FCBACHarity)**

## Join the FCBA and FCBA Foundation on Social Media!

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

**FCBA:** [Facebook](#), [LinkedIn](#), [Twitter](#) (@FCBALaw) and [Instagram](#) (@fcba\_law)

**FCBA Foundation:** [Foundation LinkedIn](#) (FCBA Foundation) and [Twitter](#) (@FcbaFoundation)



## 40th Annual Institute on Telecommunications Policy & Regulation

**MARRIOTT MARQUIS, 901 MASSACHUSETTS AVENUE NW**

**Washington, D.C. and via Live Webcast  
December 15, 2022**

Presented by Practising Law Institute in cooperation with the Federal Communications Bar Association, join a faculty of top practitioners, in-house counsel from telecommunications organizations, and senior officials from the FCC **in-person** or via **live webcast** at the **40th Annual Institute on Telecommunications Policy & Regulation** on **December 15** at the Marriott Marquis in Washington, D.C. This premier conference will provide attendees with in-depth understanding of current issues facing the telecommunications industry today while looking ahead at what is in store for 2023.

### SPECIAL FEATURES

- Sessions cutting across a broad array of telecom topics including spectrum and wireless, cybersecurity, supply chain issues, broadband funding, the global space race, legislative developments, and featured discussions with Federal Communications Commission Bureau
- Featured remarks from Federal Communications Commissioners Carr, Simington, and Starks
- Featured remarks from Acting Assistant Alan Davidson, Assistant Secretary for Communications and Information and Administrator for the National Telecommunications and Information Administration
- Lunch will be provided

FCBA Members receive **10% off the cost of registration**. During checkout enter code **RNE2 FCBAD** or click on the following link: [www.pli.edu/telecompolicyandreg/FCBA](http://www.pli.edu/telecompolicyandreg/FCBA)

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

## Put the A+ in FCBA! Volunteers Needed for the 33rd Annual Charity Auction

Mark your calendars for **Thursday, November 3, 2022** to raise funds for this year's beneficiary, Inspired Child! In order to make this one of the best auctions yet, the Auction Committee is looking for enthusiastic and energetic volunteers to help obtain prize donations from businesses in and around the Beltway, as well as our chapter locations. Prize gathering is a wonderful way to get out in the community and network with other members of the bar, while also helping to guarantee the success of the Charity Auction! No prior experience necessary! To volunteer or get more information, contact [FCBAAuction@gmail.com](mailto:FCBAAuction@gmail.com).

## ANNUAL DINNER

CONTINUED FROM PAGE 1

Note that each table will have 10 seats. Additional seats are not available for purchase this year.

## INVITING GOVERNMENT GUESTS

Pursuant to the Office of Government Ethics regulation on widely attended gatherings (5 C.F.R. 2635.204(g)(2)), the FCBA Annual Dinner appears to qualify as a widely attended gathering. The value of an individual ticket to the dinner is \$195.00. Most employees of the Federal Communications Commission may be directly invited to attend the dinner as guests of individuals and organizations without the involvement of the FCBA. However, individuals who have signed the Administration's Ethics pledge cannot accept invitations from registered lobbying organizations or registered lobbyists. Some agencies, departments and branches of the Federal Government may apply additional stipulations above the regulations issued by the Office of Government Ethics. 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 [kerry@fcba.org](mailto:kerry@fcba.org) by Friday, November 18. Invitees will be placed at the discretion of the FCBA.

## 2023 FCBA Annual Seminar to be held at Kingsmill Resort April 28-30 ~ SAVE THE DATES!

Mark your calendars now and make plans to join your colleagues at Kingsmill Resort in Williamsburg, VA for the FCBA Annual Seminar on April 28-30, 2023. Watch for program details in the coming months.



Kingsmill Resort in Williamsburg, VA

Steeped in a tradition of gracious Southern hospitality, Kingsmill heralds a rich history dating back to Colonial America. The land located along the banks of the James River was considered a permanent base by the first Englishmen on May 12, 1607. They decided to settle at Jamestown the next day.

In 1969 Anheuser-Busch purchased 3,900 acres of James River land with plans to build a large brewery. As part of the land purchase agreement, Anheuser-Busch agreed to develop hundreds of those acres into what is now Kingsmill Resort. Kingsmill is situated on 2,900 protected acres along the James River, 150 miles from downtown Washington, DC. To learn more about Kingsmill and its many amenities and activities, go to: <https://www.kingsmill.com/>.

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

We hope you'll join us at the 2023 FCBA Annual Seminar!

## Thank you to Covington & Burling LLP for Sponsoring the 33rd Annual Charity Auction at the Platinum Level!



They will make a huge difference to this year's beneficiaries - [Inspired Child](#) and the [FCBA Foundation](#). We greatly appreciate their support!



# COVINGTON

## Diversity Pipeline Program Update; FCBA to Hold Information Session for Summer 2023 on October 24

In two years, the FCBA Diversity Pipeline Program has helped jump start the technology, media, and telecom (TMT) careers of **66 diverse law students from 24 different law schools** nationwide – and it's now time to launch year three.

As the Tech Bar, the **FCBA** has a mission to foster meaningful diversity, equity, and inclusion in the legal profession in the TMT sector. Advancing this mission, the FCBA's Diversity Pipeline Program Committee created two groundbreaking programs in 2020: the **Diversity Pipeline Internship Program** and the **TMT Law & Policy Certificate Program**. The purpose of these two programs is to attract, develop, train, and support, first-year law students from historically underrepresented and disadvantaged groups interested in pursuing careers in TMT law and policy. A central goal is to create a pathway for diverse law students to become meaningful contributors to the **Tech Bar** and future leaders of the **FCBA**.

Following a tremendous first year, in 2022 the employers listed below and scores of FCBA volunteers and supporters teamed up with fabulous students to make the second year a great success. The Program interviewed 60 of almost 120 applicants and ultimately placed **30 students in summer internships with 27 different employers** – an over 50% increase from year one.

From the beginning, the Committee has developed an academic curriculum component to prepare students for

their internships and other endeavors through the TMT Law & Policy Certificate Program. In 2022, **38 students** completed the intense academic and practical legal training skills development program with over 36 hours of substantive class time. Sessions were led by senior government officials and leading industry and firm attorneys and included remarks from FCC Commissioner **Geoffrey Starks**; U.S. District Judge **Amit Mehta**; **Sanford Williams**, special advisor to FCC Chairwoman Jessica Rosenworcel; **Doha Mekki**, Principal Deputy Assistant Attorney General, Antitrust Division, DOJ; former FCC Chairman **Ajit Pai**; former FCC Commissioner **Henry Rivera**; and closing graduation remarks by FCC Commissioner **Brendan Carr**.

As we enter **year three**, we are positioning the **Diversity Pipeline Program** to benefit from more consistent administrative support to ensure a high-quality experience for both employers and students. The

Committee has developed a formal budget to support growing administrative, operational, and programming needs for the 2022-2023 year. We thank employers and other entities that have committed to sponsor the program financially for the coming year and recognize those organizations that have supported the Program in other ways.

The co-chairs want to express their deep appreciation to the **FCBA** and many volunteers who continue to make the Diversity Pipeline Program a success. Together, we are working to **Raise our Bar** by building a pipeline for diverse students in the **Tech Bar**, a bar that is like no other. Of course, our work continues, and we invite prospective employer participants, student applicants, and others who are interested in learning more about the program for **summer 2023** to join us for an **informational webinar on Monday, October 24 from 5:30 – 6:45 p.m. ET**. [Please click here to register.](#)

## Participating Employers – Summer 2022

Davis Wright Tremaine LLP  
Hogan Lovells US LLP  
HWG LLP  
Jenner & Block LLP  
Kellogg, Hansen, Todd, Figel & Frederick, PLLC  
Latham & Watkins, LLP  
Lerman Senter PLLC  
Mintz (fall 2022)  
Sheppard, Mullin, Richter & Hampton LLP  
Steptoe & Johnson LLP  
Wiley Rein LLP  
Wilkinson Barker Knauer, LLP

Altice USA  
Amazon.com Services LLC  
AT&T Services, Inc.

Comcast NBCUniversal  
Cox Enterprises  
SES  
SpaceX  
T-Mobile US  
Tripadvisor  
Verizon

ACA Connects  
BBB National Programs  
CTIA  
NCTA – The Internet & Television Association  
USTelecom | The Broadband Association

Future of Privacy Forum (sponsored by Loeb & Loeb LLP)



## COMMITTEE AND CHAPTER *Events*

### Artificial Intelligence, Machine Learning, and Robotics Committee

**Event:** CLE Seminar

**Date/Time:** Monday, November 14, 3:00 – 5:00 p.m. ET

**Location:** Virtual via the Zoom platform

**Topic:** What's Here and What's Next for the Regulation of Artificial Intelligence

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

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

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

### Diversity Pipeline Committee

**Event:** Informational session for Employers, first-year Law Students, and Law School Administration

**Date/Time:** Monday, October 24, 5:30 – 6:45 p.m. ET

**Location:** Virtual via the Zoom platform

**Topic:** Creating Opportunities in Tech, Media and Telecom: Highlights of the Diversity Pipeline Program & Overview of the Year 3 Kickoff for the Summer of 2023

**Description:** To advance our bar's mission of fostering meaningful diversity and inclusion in the legal profession, the FCBA Diversity Pipeline Committee created two groundbreaking programs - the Diversity Pipeline Program (DPP) and the TMT Law & Policy Certificate Program - to attract, develop, and support diverse, first year law students from historically underrepresented and disadvantaged groups in pursuing legal careers in TMT law and policy. In its first year, the DPP received 100 student applications from 28 law schools from across the country, facilitated 19 paid internships with DPP employer participants, comprised of law firms, companies, trade organizations and non-profit organizations, and held over 30 hours of substantive instructional sessions

for students pursuing the TMT Law & Policy Certificate. Year 2 of these programs has been another great success. After receiving almost 120 applications and holding 60 interviews, the Pipeline Program was able to place 30 first year law students in summer internships with 27 different employers – an over 50% increase from year one. This year we are raising the bar. In this informational webinar, tech bar leaders and Inaugural Diversity Pipeline Program Interns will share their perspectives on the first two years of the DPP and the importance of diversity in the law and legal opportunities in TMT. FCBA DPP committee chairs will share details on the purpose, timeline, and application process for Summer 2023 Internships.

Attendees are encouraged to read this seminal piece by FCBA member Lisa Fowlkes: <https://www.linkedin.com/pulse/why-students-color-should-consider-careers-telecom-sector-fowlkes/?trackingId=rwvnjCmNT9m8%2FRdXFMMh%2BQ%3D%3D>  
Speakers: To be announced  
[Click here to register.](#)

### Homeland Security & Emergency Communications Committee

**Event:** Lunch and Learn (Hybrid)

**Date/Time:** Friday, October 28, 12:30 – 1:30 p.m. ET

**Location:** In-Person: Wilkinson Barker Knauer, LLP, 1800 M St NW, Suite 800; Virtual: Link to follow

**Topics:** Meet the FCC's Public Safety & Homeland Security Bureau

**Speakers:** TBA Leadership from the FCC PSHSB

[Click here to register for in-person attendance.](#)

[Click here to register for virtual attendance.](#)

**Event:** CLE Seminar

**Date/Time:** Thursday, November 10, 3:00 – 5:15 p.m. ET

**Location:** Virtual via the Zoom platform

**Topic:** A Decade of Wireless Emergency Alerts: Looking Back and Looking Ahead

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

**Cost:** \$135.00 for Private Sector Members;

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

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

### Pacific Northwest Chapter

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

**Date/Time:** Monday, November 7, 12:00 – 2:00 p.m. ET

**Location:** Virtual via the Zoom platform

**Topic:** Big Challenges in Local Regulation of Small Wireless Facilities

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

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

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

### Privacy and Data Security Committee

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

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

**Location:** Virtual via the Zoom platform

**Topic:** 17th Annual FCBA/ABA Privacy & Data Security Symposium: "Hot Topics in Federal Privacy Regulation and Enforcement"  
*Thanks to Wilkinson Barker Knauer, LLP for sponsoring.*

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

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

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

### Professional Responsibility Committee

**Event:** Ethics CLE Seminar

**Date/Time:** Thursday, October 13, 3:00 – 5:00 p.m. ET

**Location:** Virtual via the Zoom platform

**Topic:** From Translation to Technology:

Keeping Up with Professional Responsibility

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

## Donate to the FCBA Foundation Using Amazon Smile!

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

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## COMMITTEE AND CHAPTER *Events*

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

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

### State and Local Committee

**Event:** CLE Seminar co-hosted by the Pacific Northwest Chapter

**Date/Time:** Monday, November 7, 12:00 – 2:00 p.m. ET

**Location:** Virtual via the Zoom platform

**Topic:** Big Challenges in Local Regulation of Small Wireless Facilities

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

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

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

### Young Lawyers Committee

**Event:** Charity Auction Pep Rally

**Date/Time:** Saturday, October 15, 1:00 – 4:00 p.m. ET

**Location:** Dacha Beer Garden, 1600 7th Street NW, Washington, DC

**Description:** The Young Lawyers Committee invites all FCBA members to come catch up with your FCBA friends at a “pep rally” for the 2022 FCBA Charity Auction! Join us in the front garden at Dacha Beer Garden in Shaw, DC to learn more about this year’s beneficiaries, Inspired Child and the FCBA Foundation. We will rally rain or shine. All are welcome at this event.

**For more information:** Contact or Jamile Kadre ([jamilkadre@gmail.com](mailto:jamilkadre@gmail.com)) or Kasey McGee ([KMcGee@fcclaw.com](mailto:KMcGee@fcclaw.com)).

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

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

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

Complete this easy [form](#) to join the FCBA Speakers Bureau today!



## To Update Your Membership Contact Information

We’d like to remind everyone that if you have any changes to your membership contact information, please contact Elizabeth Hagerty ([elizabeth@fcba.org](mailto:elizabeth@fcba.org)). In order to keep a cohesive look to our directory, we do not allow members to make any changes to their information themselves. Also note that we do not include prefixes or titles in any of our member listings.

## FCBA Unplugged

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

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

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





### 26th Annual FCBA Foundation Golf Tournament

The 26th Annual FCBA Foundation Robert Emmet Lee Memorial Golf Tournament was held on Tuesday, September 20, 2022. This year's tournament was held at one of the premier courses in the area, Westfields Golf Club in Clifton, VA, and raised **\$8,000** for the FCBA Foundation – the most in over 10 years!

The tournament is named in memory of former Federal Communications Commission (FCC) Chairman Robert Emmet Lee, who passed away in April 1993 after serving at the FCC for almost 30 years.

We had a record number of Eagle Club teams competing to win the vaunted Eagle Cup Trophy. Unseating the 2021 championship team “Slicers and Hookers” was the **Wiley** team comprised of **Henry Gola, Steve Merlis, Brian Corrigan, and Hawkins Thomas**. The other Eagle Club teams were: AT&T, ACT | The App Association, Cox Enterprises, Davis Wright Tremaine LLP, JSI, Slicers and Hookers, Wilkinson Barker Knauer, LLP, Willkie Farr & Gallagher LLP, and Wireless Infrastructure Association.

Winners of the following contests were:

- Longest Drive – Men: **Alex Damato**, Wilkinson Barker Knauer, LLP
- Longest Drive – Women: **Mary O'Connor**, Wilkinson Barker Knauer, LLP
- Closest to the Pin: **Tim House**, Wireless Infrastructure Association

We also had a record number of Hole Sponsors this year: **AT&T, JSI, Technology & Communications Law, PLLC, Willkie Farr & Gallagher LLP, and Wireless Infrastructure Association**.

Special thanks go to those who donated prizes: **AT&T, Comcast NBCUniversal, Cox Enterprises, Fox Corporation, JSI, Telecommunications Law Professionals PLLC, Guy Benson, and Arturo Chang**.



The Tournament planning committee was comprised of: **Guy Benson, Arturo Chang, Zenas Choi, Jonathan Cohen, Joe Cramer, Henry Gola, Steve Goodman, Jesse Jachman, Alex Moyer, Lee G. Petro (chair), Glenn Reynolds, and Larry Walke**.

Please reach out to Lee G. Petro ([Lee.Petro@PillsburyLaw.com](mailto:Lee.Petro@PillsburyLaw.com)) with any feedback for this year's tournament, or if you are interested in participating on the Committee for the 2023 Tournament.











## 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](mailto: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](mailto:kerry@fcba.org)). In addition, please email the text of the ad to [kerry@fcba.org](mailto: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

### 10.22.1

**Associate Regulatory Counsel** – Join a fast-paced, collaborative global work environment as a member of the SES DC-based regulatory team. SES is seeking an Associate Regulatory Counsel to help develop and implement strategies to secure regulatory authorizations, including market access and other licenses, for SES geostationary and medium-earth-orbit non-geostationary satellites and services for its commercial operations. The successful applicant will conduct effective policy advocacy

and defence, and support SES key business and policy objectives, in national and international forums. Relevant experience for this position would include satellite and earth station licensing, advocacy in national consultation proceedings, broadband policy, and/or general knowledge of telecoms and satellite laws and regulations applicable to the satellite operations. Applications are accepted under "Careers" at [www.ses.com](http://www.ses.com).

[Click here for the full job description.](#)

[Click here to apply.](#)

### 10.22.2

**Communications Attorney** – Foster Garvey is searching for a Communications Attorney with 5+ years of experience in broadcast law to work in a robust broadcast practice with a specialty in public broadcasting. Experience working with non-profit entities preferred. The ideal candidate must demonstrate a passion for the practice; build and maintain relationships with clients, FCC staff, and industry professionals; possess the ability to manage multiple projects; and meet deadlines with consistently high-quality work product. Strong public speaking and writing skills are required along with the ability to communicate clearly and persuasively. A book of business is not required but is welcome.

The Communications, Telecom & Media group at Foster Garvey explores communications law through new and familiar terrain. The team proudly represents broadcast, Internet, and telecommunications companies, and works with clients to explore new areas of communications law, including digital media, podcasting, ATSC 3.0, and broadband ventures. In this position, you will advise commercial and noncommercial educational broadcasters, trade associations, American Indian Tribes, technology companies, and broadband and

e-commerce providers on a wide array of matters before the FCC, including licensing, spectrum auctions, rulemakings, program content, forfeitures, and consent decrees.

The successful candidate will have:

- 5 or more years of experience in Communications Law background (and, specifically, experience with TV and radio broadcast law)
- Background in administrative law/federal regulatory agencies
- Excellent research, writing, analytical, and communication skills
- A client-oriented approach to practice
- Ability to work collaboratively in a team environment, including with legal support staff
- Demonstrated interest in giving back to the communities in which we live and work
- License to practice law in any state
- Partial book of business is preferred, but not required

Interested candidates who meet the qualifications should submit their resume, cover letter, reference sheet, and writing sample through our [Careers Portal webpage](#). If you need assistance with the application process or have questions about the position, please contact Georgia Woodruff, Director of Legal Talent and Professional Development, at [georgia.woodruff@foster.com](mailto:georgia.woodruff@foster.com).

Foster Garvey values diversity and is an equal-opportunity employer. All qualified applicants will receive consideration for employment without regard to race, color, religion, sex, age, national origin, citizenship, veteran status, marital status, sexual orientation, gender identity or expression, physical or mental disability, political ideology, familial relationships, or status in any other legally protected group.

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## Thank you to HWG LLP for Sponsoring the 33rd Annual Charity Auction at the Platinum Level!

They will make a huge difference to this year's beneficiaries - [Inspired Child](#) and the [FCBA Foundation](#). We greatly appreciate their support!



## 10.22.3

**Partner-Level Attorney** – Telecommunications Law Professionals PLLC (TLP) ([www.tlp.law](http://www.tlp.law)) is seeking an established telecommunications practitioner to join this vibrant boutique law firm. TLP prides itself on a client-centric philosophy and a collegial atmosphere that has resulted in a practice that is successful, enjoyable and rewarding. Since opening over 10 years ago, TLP has added several talented attorneys with excellent credentials and reputations that have expanded and complemented our practice and enhanced the standing of the firm. We continue to seek experienced attorneys with a demonstrated ability to attract clients and achieve successful outcomes. TLP offers attorneys control over their billing rates, and the flexibility to formulate creative, alternative fee arrangements that are attractive to sophisticated clients in today's competitive legal market. This platform allows an attorney's practice to flourish without having to obsess over billable hour targets and ever-increasing hourly rates. And, low overhead and efficient management will enable you to keep a high percentage of the fruits of your labor.

Interested parties should contact Michael Lazarus at [mlazarus@tlp.law](mailto:mlazarus@tlp.law). Principals only. Confidentiality assured.

## 10.22.4

**Senior Manager, Public Policy** – The Senior Manager, Public Policy will lead our technical spectrum advocacy efforts and play a key role in supporting strategies to advance Amazon's spectrum policy priorities at the federal level. The Senior Manager will partner with Amazon connectivity engineers to define and execute strategic spectrum objectives and represent Amazon before the FCC and other relevant federal agencies.

In supporting the technical advocacy for Amazon's spectrum policy issues, the Senior

Manager will work collaboratively and transparently with others in public policy, and business units to provide technical advice and recommendations and ensure alignment between business priorities and public policy goals. The Senior Manager will assess and communicate technical policy and relevant government activities back to the business, develop mitigation or enhancement strategies and positions, and help coordinate external advocacy efforts, outreach programs, technical studies, and key initiatives in concert with business objectives.

The Senior Manager will work with others on the public policy team to facilitate high-level meetings between executives and key stakeholders, including regulatory and industry association partners, to promote and advocate the company's public policy objectives. The Senior Manager will work with others in public policy to determine, maintain, and staff appropriate corporate membership opportunities in industry associations and technical organizations.

The position is based in Arlington, VA.

### BASIC QUALIFICATIONS

- Bachelor's degree required; Bachelor's or Master's degree in Electrical Engineering preferred.
- At least 10 years of relevant technical policy or standards experience with a keen working understanding of radiofrequency spectrum technology.

### PREFERRED QUALIFICATIONS

- Maintain highest personal levels of ethical conduct, confidentiality, and integrity, with strongest professional reputation in the industry.
- Ability to identify and understand key technical aspects pertaining to corporate operations in legislative and regulatory

proposals, understand business implications, and synthesize policy documents for internal and external customers.

- Think critically, process data from multiple sources, forecast potential scenarios, prioritize based on probability and desired outcome, and recommend a best course of action.
- Ability to influence, negotiate with, and persuade others. Be flexible and demonstrate strong judgment/decision-making skills, and political acumen.
- Ability to intelligently build a course of action, analyze trade-offs, and make recommendations even in ambiguous situations.
- Experience interacting with policy stakeholders and community and civil society organizations.
- Strong skills in advocacy and using spoken and written rhetoric to persuade and inform.
- Demonstrated experience working within government, companies, consultancies, trade associations, or equivalent organizations.

Please submit your resume to: <https://www.amazon.jobs/en/jobs/2190384/senior-manager-public-policy> or email it to: [stewali@amazon.com](mailto:stewali@amazon.com)

## 10.22.5

**Vice President and Associate General Counsel** – NCTA seeks a Vice President and Associate General Counsel who will provide legal support for the Association and member companies in rulemaking and other proceedings before government agencies and courts.

### Essential Functions:

- Drafts comments for filing in Federal Communications Commission and other agency proceedings; drafts documents for filing in various court cases.

CONTINUED ON NEXT PAGE ►

## Thank you to Wilkinson Barker Knauer, LLP for Sponsoring the 33rd Annual Charity Auction at the Platinum Level!

They will make a huge difference to this year's beneficiaries - **Inspired Child** and the **FCBA Foundation**. We greatly appreciate their support!



WILKINSON ) BARKER ) KNAUER ) LLP

- Advocates cable industry positions before the FCC and other government bodies.
- Coordinates policy positions with member companies and their outside counsel.
- Advises members, and the Association on legal and policy questions.
- Supervises outside counsel and economists.
- Provides member guidance on day-to-day operating questions.
- Assists the Senior Vice President and other Legal Department lawyers in representing the Department at meetings and conferences.
- Performs other duties as assigned.

## Qualifications:

- Law degree from an accredited law school.
- Active status licensed attorney in any state or District of Columbia.
- At least five years of relevant legislative, regulatory, or policy experience.
- Knowledge of content creation and distribution business fundamentals required.
- Knowledge of policy-making process on Capitol Hill and regulatory agencies required.
- Ability to interact with and consult members of the industry at all levels.
- Strong presentation skills; skilled oral and written communicator.
- Ability to write analyses of business and policy issues, as well as talking points for internal and external use.
- Open, consensus-oriented; ability to work as an effective and collaborative team player.
- Ability to work with a minimum of

supervision and possess a high degree of initiative, judgment and discretion.

- Proficiency with MS Office.

**To Apply:** Send your resume and one-page letter summarizing your interest and salary expectations to [ksmith@ncta.com](mailto:ksmith@ncta.com).

## GOVERNMENT

### 10.22.6

#### Attorney Advisor, FCC OGC, Washington, DC (Agenda Review) (ATTY-OGC-2022-005)

– The FCC’s Office of General Counsel, Administrative Law Division, seeks an experienced attorney to fill the position of Attorney Advisor (Agenda Review). The agenda review attorney teams provide legal advice to the Commission’s Bureaus and Offices and to the Chairwoman and Commissioners regarding proposed FCC policy initiatives and proceedings, and they review and provide advice on draft Commission decisions. They conduct legal research and analysis and prepare memos on issues of communications law, administrative law, constitutional law, and other areas of law that may arise. This position may be filled at either the GS-14 or GS-15 level, and is open to applicants from both within and outside the FCC. OGC’s Administrative Law Division offers interesting and challenging work in a collegial environment. For more information and to apply for this position, please go to the USAJobs website: <https://www.usajobs.gov/job/678614600>

[usajobs.gov/job/678614600](https://www.usajobs.gov/job/678614600) Applications must be submitted no later than October 18.

### 10.22.7

#### Attorney Advisor, FCC OGC, Washington, DC (General Law) (ATTY-OGC-2022-007)

– The FCC’s Office of General Counsel, Administrative Law Division, seeks an experienced attorney to oversee and manage complex administrative law issues, problems and projects and provide legal advice to the Commission’s Bureaus and Offices and to the Chairwoman and Commissioners. Among the areas of responsibility are issues relating to (i) government transparency (e.g., the Freedom of Information Act (FOIA), the Federal Records Act, the *Ex Parte* rules, and the Sunshine Act); (ii) procedural rulemaking requirements (e.g., the Paperwork Reduction Act, the Congressional Review Act, and the Regulatory Flexibility Act); and (iii) administrative appeals of FOIA and Administrative Law Judge decisions. This position may be filled at either the GS-14 or GS-15 level and is open to applicants from both within and outside the FCC with knowledge of administrative law and/or communications law. OGC’s Administrative Law Division offers interesting and challenging work in a collegial environment. For more information and to apply for this position, please go to the USAJobs website <https://www.usajobs.gov/job/678618400>. Applications must be submitted no later than October 18.

## The Federal Communications Law Journal

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

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

For those of you who would like to receive the *FCLJ* electronically, you don’t have to do anything. We will email you a link when a new issue is published.

You may also visit <http://www.fclj.org/volumes/> to view archived volumes.

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

To log in to your account, [click here](#) or go to [www.fcba.org](http://www.fcba.org) and click the **Log In** button.

- Click on the link to the “Online Store” on the left side of the page.

- Click on the link to the “Federal Communications Law Journal Annual Subscription”. You may also type the word Journal into the Search Bar, if needed.
- Click on “Add to Cart”.
- Click on “Check Out”.
- Click on “Purchase Now”, and you’re done!

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

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



# FCBA WELCOME TO THE NoMa NEIGHBORHOOD HAPPY HOUR ON SEPTEMBER 22



# FCBA MEET AND GREET THE BUREAU AND OFFICE CHIEFS RECEPTION *Registration*

**Wednesday, October 19, 2022, 6:00 – 8:00 p.m.**

**THE MAYFLOWER HOTEL, 1127 CONNECTICUT AVENUE, NW, WASHINGTON, DC**

## PLEASE RESERVE THE FOLLOWING:

- \_\_\_\_\_ Gold Sponsorship at \$750.00 (includes four registrations to the event, recognition in promotional emails and the newsletter, on the website and social media outlets, and at the event)
- \_\_\_\_\_ Silver Sponsorship at \$500.00 (includes two registrations to the event, recognition in promotional emails and the newsletter, on the website and social media outlets, and at the event)
- \_\_\_\_\_ FCBA Private Sector Member registration(s) at \$75.00 each
- \_\_\_\_\_ Non-Profit 501c3 Member registration(s) at \$65.00 each
- \_\_\_\_\_ FCBA Government/Academic/Transitional Member registration(s) at \$40.00 each
- \_\_\_\_\_ FCBA Law Student Member registration(s) at \$30.00 each
- \_\_\_\_\_ Non-FCBA Member registration(s) at \$150.00 each

**FOR SPONSORS ONLY: PLEASE SPECIFY EXACTLY HOW YOU WOULD LIKE THE ORGANIZATION NAME TO BE LISTED FOR PROMOTIONAL PURPOSES ON THIS LINE:**

Contact Name \_\_\_\_\_ E-mail \_\_\_\_\_  
Organization \_\_\_\_\_  
Address \_\_\_\_\_ Suite/Room/Apt. \_\_\_\_\_  
City/State/Zip \_\_\_\_\_ Phone \_\_\_\_\_

## PLEASE LIST FULL NAMES, NICKNAMES, AND ORGANIZATIONS OF ALL ATTENDEES

(all guests' names must be received no later than Thursday, October 13):

## PAYMENT INFORMATION

\$ \_\_\_\_\_ Total Enclosed    ☐ Visa   ☐ MasterCard   ☐ American Express   ☐ Discover   ☐ Check  
Credit card no. \_\_\_\_\_ Exp. date \_\_\_\_\_  
Cardholder Name \_\_\_\_\_ Signature \_\_\_\_\_

## PLEASE SUBMIT THIS FORM AND PAYMENT TO THE "FCBA" NO LATER THAN THURSDAY, OCTOBER 13.

Federal Communications Bar Association  
1020 19th Street, NW, Suite 325  
Washington, DC 20036-6101  
E-mail: [elizabeth@fcba.org](mailto:elizabeth@fcba.org)

To ensure immediate recognition, please email a copy of this form to [elizabeth@fcba.org](mailto:elizabeth@fcba.org) even if payment is being made by check. The form serves as your commitment. If it is mailed, there may be a delay in processing.

**REGISTRATIONS RECEIVED AFTER MONDAY, OCTOBER 17 WILL  
INCUR A \$25.00 LATE FEE IN ADDITION TO THE REGISTRATION FEE.**

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



# 34TH ANNUAL FCBA DINNER *Registration*

**Thursday, December 15, 2022**

**THE MARRIOTT MARQUIS  
901 MASSACHUSETTS AVENUE, NW**

**RECEPTION - 5:45 P.M. - MEZZANINE  
DINNER - 7:15 P.M. - MARQUIS BALLROOM**

## TABLE: \*

\_\_\_\_ table(s) at \$5,000.00 per table

**Note that each table will have 10 seats. Additional seats are not available for purchase this year.**

*\* 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 \$250 for each Table. Tax ID # 51-0334407*

## INDIVIDUAL TICKETS:

\_\_\_\_ FCBA Private Sector Member ticket(s) at \$350.00 each

\_\_\_\_ FCBA Government/Academic/Transitional/Retired/Law Student Member ticket(s) at \$150.00 each

\_\_\_\_ Non-Member ticket(s) at \$550.00 each

Contact Name \_\_\_\_\_

Organization Name for Table Signage \_\_\_\_\_

Address \_\_\_\_\_ Suite/Room/Apt. \_\_\_\_\_

City/State/Zip \_\_\_\_\_

Phone \_\_\_\_\_ E-mail \_\_\_\_\_

\$\_\_\_\_\_ Total Enclosed ☐ Visa ☐ MasterCard ☐ American Express ☐ Discover ☐ Check

Credit card no. \_\_\_\_\_ Exp. date \_\_\_\_\_ CVV: \_\_\_\_\_

Cardholder Name \_\_\_\_\_ Signature \_\_\_\_\_

## PLEASE SUBMIT THIS FORM AND PAYMENT TO THE "FCBA" NO LATER THAN FRIDAY, NOVEMBER 18.

Federal Communications Bar Association  
1020 19th Street, NW, Suite 325  
Washington, DC 20036-6101  
Phone: (202) 293-4000  
E-mail: [wendy@fcba.org](mailto:wendy@fcba.org)

## PLEASE NOTE THAT SEATING IS RESERVED AND TICKETS WILL BE PREPARED FOR PICK-UP FROM THE FCBA OFFICE AFTER TUESDAY, DECEMBER 6.

*Cancellation Policy: Cancellations will be accepted and fees refunded if notice is received in writing no later than Tuesday, December 6. 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 \$195.00. Most employees of the Federal Communications Commission may be directly invited to attend the dinner as guests of individuals and organizations without the involvement of the FCBA. However, individuals who have signed the Administration's Ethics pledge cannot accept invitations from registered lobbying organizations or registered lobbyists. Some agencies, departments and branches of the Federal Government may apply additional stipulations above the regulations issued by the Office of Government Ethics. 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 [kerry@fcba.org](mailto:kerry@fcba.org) by Friday, November 18. Invitees will be placed at the discretion of the FCBA.

# FEDERAL COMMUNICATIONS BAR ASSOCIATION

## 2022-2023 COMMITTEE AND CHAPTER *Registration*

NAME (please print) \_\_\_\_\_

ORGANIZATION \_\_\_\_\_

### STANDING COMMITTEES

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

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

### AD HOC COMMITTEES

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

	Diversity Pipeline
	Emerging Issues in Technology
	Telehealth
	Women's Leadership

### CHAPTERS

	Atlanta
	Carolina
	Florida
	Midwest
	New England
	New York

	Northern California
	Pacific Northwest
	Rocky Mountain
	Southern California
	Texas

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

Please indicate your committee/chapter choices and return this form to: [elizabeth@fcba.org](mailto:elizabeth@fcba.org)

NOTE: Most announcements of committee and chapter events will appear in the FCBA Newsletter and/or on the FCBA website at [www.fcba.org](http://www.fcba.org).



## Calendar

<b>October 13</b>	CLE Seminar: From Translation to Technology: Keeping Up with Professional Responsibility presented by the Professional Responsibility Committee
<b>October 15</b>	FCBA Charity Auction Pep Rally at Dacha Beer Garden
<b>October 18</b>	Mass Media Committee Lunch and Learn
<b>October 19</b>	FCBA Meet and Greet the FCC/NTIA Bureau and Office Chiefs Reception
<b>October 28</b>	Homeland Security & Emergency Communications Committee Lunch and Learn (Hybrid)
<b>November 3</b>	33rd Annual FCBA Charity Auction
<b>November 7</b>	CLE Seminar: Big Challenges in Local Regulation of Small Wireless Facilities presented by the Pacific Northwest Chapter and the State and Local Committee
<b>November 10</b>	CLE Seminar: A Decade of Wireless Emergency Alerts: Looking Back and Looking Ahead presented by the Homeland Security and Emergency Communications Committee
<b>November 14</b>	CLE Seminar: What's Here and What's Next for the Regulation of Artificial Intelligence presented by the Artificial Intelligence, Machine Learning, and Robotics Committee
<b>November 16</b>	The 17th Annual FCBA/ABA Privacy & Data Security Symposium CLE presented by the FCBA Privacy and Data Security Committee and the ABA Forum on Communications Law
<b>December 15</b>	FCBA Annual Dinner featuring FCC Chairwoman Rosenworcel at the Marriott Marquis
<b>December 15</b>	Annual PLI and FCBA Conference at the Marriott Marquis
<b>April 28-30, 2023</b>	FCBA Annual Seminar at Kingsmill Resort in Williamsburg, VA



1020 19th Street, NW  
Suite 325  
Washington, DC 20036  
[www.fcba.org](http://www.fcba.org)