

fcba NEWS

Newsletter of the Federal Communications Bar Association

SEPTEMBER 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 14](#). To sponsor, [click here](#) or use the form on [page 14](#).

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, 2022**, 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.

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, [click here](#) or visit <https://fcba.ejoinme.org/2022Donationform>. Contributions are tax deductible, to the extent permitted by law.

Inspired Child's mission is to improve the quality of early childhood education for children from birth to age five living in Washington, DC's most economically disadvantaged communities. It 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



2020 Charity Auction

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. 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.

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Upcoming Key Events

New England Chapter Program

Date/Time: Tuesday, October 11, 2:00 – 6:00 p.m. ET

Location: BU College of Communications, Photonics Building, 640 Commonwealth Ave., Boston, MA 02215

Topic: New England's Plans for Broadband Funding

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Professional Responsibility Committee Ethics CLE

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

► SEE PAGE 4

17th Annual FCBA/ABA Privacy and Data Security Symposium

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

Location: Virtual via the Zoom platform

Topic: Hot Topics in Federal Privacy Regulation and Enforcement

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Membership Renewal

Please see [page 3](#) for step-by-step instructions on how to renew your membership for FY2023 (July 1, 2022 – June 30, 2023). Please note that the deadline was JULY 31, 2022.

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.

PRESIDENT'S Message

DEAR FCBA MEMBERS,

Writing this column is one of the **low** highlights of being FCBA President. After a brief **melt** down, I turn to my database of dad jokes and try to **churn** out a column that's as smooth as **butter**. Though this column is **spread** so thin, I thought about **shortening** it. With only eleven loyal readers, I have no **margarine** for error and don't want any of them to say how **dairy** he writes such a **crook**.



Now that's out of my system, I want to give you an update on your FCBA Executive Committee (or ExCom as we fondly refer to it). You will see the list of 20 talented ExCom members to the right of my slightly uncomfortable headshot. With our focus this year on **Raising our Bar**, we have created four committees at the ExCom level to work on all aspects of promoting membership in the Tech Bar. Here's a brief overview:

- **Growing the Core.** We recognize that the bulk of our members are located in the Washington, DC, area. The **Growing the Core Committee** will connect with those local attorneys (and non-attorneys!) who practice in the TMT space but are not currently FCBA members. This committee will liaison with our **Diversity Committee** to make sure we use a wide lens in identifying potential new members.
- **Tapping into Tech and Chapters.** A silver lining of the pandemic is that it has brought our national membership together in an unprecedented way. The **Tapping into Tech and Chapters Committee** will leverage this new dynamic to expand the reach of the FCBA within our chapters and throughout the tech community. This committee will liaison with our **Young Lawyers Committee** to explore ways to best connect with our current and future student members who are enrolled at schools across the country.
- **All Things Logistics.** We want to make sure that becoming an FCBA member is as easy as possible given current technology and, of course, the administrative needs of the FCBA. The **All Things Logistics Committee** will take a fresh look at the actual membership process to make sure we are providing the best enrollment experience given the needs of our diverse membership.
- **Special Events.** We want to be very deliberate in identifying programming and other events that reflect both the interests and needs of current and future FCBA members. The **Special Events Committee** will develop activities outside of our traditional committee work that will show current and new members that the Tech Bar is "more than just your senior partner's FCBA."

The goal is to develop action items that we can begin to implement in the spring of 2023. Of course, if you have any specific ideas that you'd like to share, please don't hesitate to reach out to me or any ExCom member. #raisingourbar

Barry Ohlson
FCBA President 2022-2023



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EXECUTIVE COMMITTEE LIAISON

Megan Anne Stull

2022-2023 FCBA MEMBERSHIP RENEWALS

**LAST CHANCE
TO RENEW YOUR
MEMBERSHIP!**

Renew your FCBA membership today to avoid interruption to your benefits

This is your last chance to renew your FCBA membership before you are dropped on September 30! Once that happens, you will no longer receive discounts on events or notices about FCBA activities. Your current membership expired on June 30, 2022 and by renewing, your membership will be good through June 30, 2022.

Please note that all membership notifications and receipts are emailed to FCBA members only – we cannot send them to a member's assistant or secretary.

IF YOU NEED TO CHANGE YOUR MEMBER INFORMATION

For changes in membership type or contact information, contact Elizabeth Hagerty at elizabeth@fcba.org to go over the member type options **BEFORE** paying your invoice. You cannot change your membership type or your contact information online.

HOW TO RENEW

1. LOG IN

Every member must log in to renew. To log in to your account, [click here](#) or go to www.fcba.org and click the Log In button.

The FCBA staff is still working remotely. For this reason, we **strongly encourage you to pay online by credit card.** We are still accepting payment by check, but the processing of check payments may be delayed.

IF YOU FORGET YOUR PASSWORD

If you don't know your password, please click on the "Forgot your Password?" link and follow the instructions to generate a new password. The system will then email you a link which you must activate to change the password.

Note that the link emailed to you is only good for one hour from the time you request it and that it can be only used once.

2. MAKE YOUR PAYMENT

To renew online by CREDIT CARD

- Once logged in, go to the **My Transactions** link. Here you can see a list of all your orders and invoices.
- Click on the **Pay Open Orders** button on the right side of the screen.
- Check off the box next to the order/invoice you wish to pay, click Next and follow the instructions to process your payment.

To renew by CHECK

- Once logged in, go to the **My Transactions** link. Here you can see a list of all your orders and invoices.
- Click the **View More** link under the **Invoice Details** column on the right side, then when the page opens click on **Print This Page** on the upper right side to print out the order.
- You must include the printed order with your check and mail both to the address on the order.

To pay for a group of renewals at one time

Some firms and companies prefer to pay for a group of membership renewals at one time with one check. There are two methods to do this:

1. Each individual member must log in and print out his/her own order and submit it for payment through their internal channels. The firm or company must then send us all of the invoices at one time, along with the check.

OR

2. The firm or company must send us a list of renewing members, each person's membership category and the associated fee, along with the check.

If you are paying for multiple renewals by credit card, you must pay each invoice individually online.

MAKE AN IMPACT TODAY.

[Click here](#) to make a donation to the FCBA Foundation.

DIRECTORY INFORMATION

To view your information in the FCBA online directory, click on the Individual Directory link in the menu options after you have logged in. Search for your entry information. Note that this directory only displays your name, address, email, and primary phone and fax number. Our database can still house more info, such as alternate phone and cell phone numbers, but it will not be reflected in the online directory.

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@fcba.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

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To Update Your Membership Contact Information

We'd like to remind everyone that if you have any changes to your membership contact information, please contact Elizabeth Hagerty (elizabeth@fcba.org). In order to keep a cohesive look to 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.

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

OCTOBER 13 CLE

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Speakers:

Deepika Ravi, Partner, HWG LLP

Robert Walker, Of Counsel, Wiley Rein LLP

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.

[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 MCLE credit from the VA Bar. This program has not yet been approved.

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!

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!



CHARITY AUCTION

CONTINUED FROM PAGE 1

Over the past 32 years, the Charity Auction has raised more than \$2 million for DC-based charities, including: Rosie Riveters, Reach Incorporated, Modern Classrooms Project, New Endeavors by Women (NEW), Supporting and Mentoring Youth Advocates and Leaders (SMYAL), Miriam's Kitchen, The Fishing School, BUILD Metro DC, Kids Enjoy Exercise Now, Fair Chance, Kid Power-DC, Horton's Kids, Bright Beginnings, and Project Wait No Longer.

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, a silent auction, and 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; spa packages; and gift certificates from area businesses.

If you are interested in sponsoring or have any questions about the Charity Auction, please contact **Janeen Wynn** (janeen@fcba.org).

If you are interested in volunteering for the Auction, please send an email to FCBAAuction@gmail.com.

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

(*as of 9/12/22)

PLATINUM

Covington & Burling LLP
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USTelecom – The Broadband Association
Verizon
WIA

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 (fcjarticles@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 (fcj@law.gwu.edu).

Save the Date of Thursday, November 3, 2022 6:30 – 10:00 p.m. for the 33rd Annual FCBA Charity Auction

LOCATION:

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

To donate auction items, [click here](#) or visit <https://fcba.ejoinme.org/2022Donationform>.

To volunteer, contact FCBAAuction@gmail.com.
Volunteers are needed now!

If you are interested in sponsoring or have any questions, please contact Janeen Wynn (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)

COMMITTEE AND CHAPTER *Events*

Mass Media Committee

Event: Lunch and Learn

Date/Time: Wednesday, September 28, 12:15 – 1:15 p.m. ET

Location: Virtual via the Zoom platform

Topic: Political Broadcasting Rules Update—a discussion about issues in political broadcasting and an assessment of the political advertising market

Speakers: Robert Baker, FCC (invited); other speakers TBD

***Note:** This program will be off the record.

[Click here to register.](#)

New England Chapter

Event: Program co-hosted in cooperation with the Boston University College of Communications

Date/Time: Tuesday, October 11, 2:00 – 6:00 p.m. ET

Location: BU College of Communications, Photonics Building, 640 Commonwealth Ave., Boston, MA 02215

Topic: New England's Plans for Broadband Funding

Details: The Biden Administration and Congress authorized unprecedented funding for broadband deployment and digital equity. States and industry are gearing up for these opportunities while they grapple with the continued increase in Universal Service Fund assessments. How will New England respond to this generational amount of resources devoted to addressing the digital divide? Will these programs and others finally address coverage gaps and affordability challenges? Do implementation efforts raise competitive concerns among existing and new providers? We will hear a keynote from Russell Hanser, Director of Communications Policy Initiatives at the U.S. Department of Commerce's National Telecommunications & Information Administration, and we'll get perspectives from across state and local governments, and industry stakeholders. We're excited for the return of our chapter's flagship event for the first time in three years! Reception to follow. FCBA membership strongly recommended but not required to attend.

[Click here to register.](#)

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"

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

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.

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](#).

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.

FCBA Unplugged

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



ABOUT OUR LATEST PODCAST! In case you missed it, our latest episode features **FCC CHAIRWOMAN JESSICA ROSENWORCEL**, who talks about being the first permanent female Chair (yay!), creating opportunities for women in tech, and her love of rescue dogs (except when they are counter surfing!). You can check out the episode here: <https://www.buzzsprout.com/1458427>.

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

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

Brett Heather Freedson

By: Laura Phillips

Pennsylvania is where you more than likely will find Brett Heather Freedson, and in Pittsburgh more specifically. Brett spent plenty of time in DC, and despite its reputation as a communications law and policy mecca, she has found no impediment to advising electric utility companies on a range of telecom issues, most recently as a Member of the firm of Lerman Senter, from the Keystone state. While we do intend to meet in person as she makes one of her periodic trips to DC, we did a virtual meeting so that I could find out a bit about Brett and her career.



Q: What attracted you to the field of communications?

A: I'm not entirely sure what attracted me to the field of communications initially, but I'm certain of what has kept me in the practice for the last 20 years. I continue to be fascinated by the way that changes in technology shape the FCC's rules and policies. I started my career shortly after the 1996 Act, and in my early years as an associate at a firm with a strong telecom practice, my focus seemed to be entirely on the needs of competitive telecommunications carriers as they entered the market to offer primarily telephone service. Discussions about whether and how the FCC would regulate internet service were rare because the internet itself was not fully developed and the available services were slow. That changed very quickly, and soon, with the introduction of more sophisticated internet access options, VoIP services, and triple play bundles, the business and regulatory landscape became much different. At the same time, the introduction of smart phones and wireless internet service created new ways to communicate, and to some extent replaced the traditional wireline services that had become a part of my core practice. The fact that the industry is always undergoing technological change affects the types of clients that I work with, and types of legal issues that I focus on. Right now it's a great mix of pole attachments, middle mile deployments, and some wireless.

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

A: I did not have a defined career plan when I first started law school. I dabbled in a few different areas as a summer intern during my college years, but I didn't have a strong sense from those limited experiences where my career might be headed. In my first year of law school, a wonderful opportunity to work as law clerk for a boutique cable and broadcast firm presented itself, and after a few months, I was sold on the idea that I wanted to practice before the FCC. However, while I expected to continue my work in cable and broadcast space after law school, I instead joined a large firm that represented competitive telecommunications companies. At that time, the FCC was in the throes of implementing the 1996 Act, and countless new companies were entering local markets and negotiating to interconnect with incumbent carriers. It was CLEC city; and it was a busy and exciting time! I practiced in this space for about 7 years, and then I made a pivot as many of these entities merged or pursued other business models. In 2008, I joined a new firm where I became a part of the energy practice. Here, I learned for the first time that electric utility companies have a number of legal and policy needs related to the FCC. I started off only with a small amount of pole attachment work, but that later grew into wireless matters, and within the last decade, it has expanded into an enormous amount of broadband policy work. I don't think that I ever expected my career focus to be what it is now, but I once again feel like I am on the cutting edge of a changing industry. I am fortunate to have worked closely with several of my clients for a number of years, and that makes the work even more personally rewarding.

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

A: Within the past year, I had a very unique opportunity to counsel a client on its broadband deployment process from start to finish. In most of my experiences to this point, my role has been limited to negotiating specific contracts associated with the project, and discreet regulatory counseling. However, in this particular instance, I was involved in discussions about the whole project, including funding, the route, the types of technology used, and the customers that would be served. It was interesting to see how my work feeds into and becomes part of the bigger picture.

Q: Is there something interesting or someone who surprised or impressed you during your career and why?

A: There are an incredible number of "someones" within this community who have pleasantly surprised me. As my career has developed over time, I have often reached out to my FCBA peers for advice. I am so heartened how individuals who I've met only once or twice took time out of their busy schedules to mentor me over lunch or a cup of coffee. For a younger attorney trying to figure out her next career step, that meant the world, and I will be forever grateful for their support. This experience of generosity has inspired me to "pay it forward" for other young lawyers as they make important career-impacting decisions.

Q: What do you enjoy reading?

A: Mostly newspapers and magazines. I have a strong interest in fitness and nutrition and read books on that subject matter from time-to-time.

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

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Get to Know an **FCBA MEMBER**

BRETT HEATHER FREEDSON

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A: First, seize on every opportunity that you have to meet new people, and cultivate relationships within your network. Second, learn from mistakes. No one is perfect, and inevitably, young lawyers will hit bumps in the road. It is important to acknowledge what went sideways, and use those opportunities to ask questions, and seek the advice of mentors. Use these and every other experience to learn and to improve. Finally, do take the leap if an opportunity looks really appealing, even if it is a bit scary. Change can be beneficial.

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

A: Despite having lived in downtown DC for a huge part of my adult life, I'm actually very much an outdoors person and love being close to nature. I started to ski probably around the same time that I started to walk and have been fortunate to ski all over the country. I also enjoy cycling and hiking. While I live pretty close to a small ski mountain near Pittsburgh, we, like many elsewhere are subject to winters with little snow, followed by others that are decent.

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

A: Well, for starters, I changed jobs at the end of 2020, and for the past 18 months have worked remotely from a small office space in the Pittsburgh suburbs. I travel to my "real" office in DC every couple of months, and very much enjoy the opportunity to connect with colleagues and friends. I have a special appreciation for the city that I didn't necessarily have when I lived in the thick of it. Before COVID, I sensed that people were much more skeptical about the ability of professionals to succeed at remote work. That no longer seems to be the case, and for me, the new mindset has opened up an opportunity that may not have presented itself otherwise. I'll also add that I have come to embrace video conferencing as a wonderful tool to stay connected with clients and colleagues. In the pre-COVID world, because I was not in the same physical location as many of my clients, I was lucky to visit with them in person just a few times each year. Now, I see my clients on video conference several times each week. This has made our interactions more personal and more productive. Also, since I don't see my Lerman Senter colleagues in the office every day, video conferencing has certainly made it easier for me to get to know everyone and integrate myself seamlessly into my new firm.

On a personal note, my four-minute commute has given me back a piece of my life. I now enjoy more time with family and friends, longer walks with my dog, and even more time for sleep. I feel healthier now than ever, both physically and mentally. That's something you can't quantify but it counts.

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

A: I joined the FCBA either during, or immediately after law school. As I noted above, this is wonderful community of individuals who genuinely care about the success of their peers and invest in the younger members of the community. The networking opportunities have been fantastic! Additionally, I really enjoy the annual seminar and the educational programming throughout the year. It is impossible to stay on top over every issue that the FCC is tackling, and I really appreciate the opportunity to learn about related FCC practice areas on a high level and value the fact that many CLEs and other events are virtual, making them available to FCBA members everywhere.

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

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!



In MEMORIAM

Michael T. N. Fitch (1945-2022)

Michael Fitch, a long-time member of the Association and former Senior Counsel with Keller & Heckman, died July 22, 2022.

Mike spent the first 20 years of his career at the FCC. He was a trial attorney in the then Hearing Division of the then Broadcast Bureau. Mike thereafter held positions of increasing responsibility at the Commission, including Division Chief, Bureau Chief, and ultimately Senior Legal and International Advisor to Chairman Dennis Patrick.

During his time with the Hearing Division, the Commission maintained conduct rules for broadcast licensees such as fraudulent billing and network clipping, and entertained competing applications at renewal time. Renewal and revocation hearings were commonplace, and Mike was the lead Commission attorney on a number of major cases.

After his FCC service, Mike moved to the Department of State, where he was

an Office Director and Deputy Assistant Secretary of State in the Communications and Information Policy Bureau during the Bush and Clinton Administrations. While there, he led U.S. delegations to Inmarsat, Intelsat, and International Telecommunication Union meetings.

Following his government service, Mike became Vice President, Regulatory Affairs and Spectrum Management, for Hughes Communications, now DirecTV. While at Hughes, he was Chairman of the Board of the Satellite Industry Association. When Hughes Space and Communications was acquired by Boeing in 2001, Mike took on new responsibilities involving Homeland Security, and was also Vice President of the U.S. ITU Association.

From 2005-2012, Mike was President and CEO of PCIA (now the Wireless Infrastructure Association). At PCIA, he led a successful legislative effort that resulted in the passage of Section 6409(a) of the Middle Class Tax Relief and Job Creation Act of 2012, which mandates collocation by right at many wireless towers and sites in the U.S.

In 2015, Mike joined Keller & Heckman as Senior Counsel, advising on cellular and satellite matters, and supervised preparation of Keller & Heckman's Telecom Alert service for many years. He retired from the Firm earlier this year.

Mike is remembered by his colleagues as being a sharp practitioner with a wonderfully dry sense of humor -- the kind which could frequently relieve the pressure in a tense situation.

He is survived by his wife, Jean Prewitt, daughters Christine (Greg) Marick and Susannah Prewitt, ex-wife Aldona Fitch, and grandchildren Chloe and Oliver Marick. His parents and sister Kathie pre-deceased him.

A Celebration of Life will be held in Los Angeles at a later date. Donations in his memory may be made to the Art One Foundation, Scottsdale, AZ (www.artonefoundation.com), the Salvation Army (salvationarmyusa.org) or a charity of your choice.

33rd Annual Charity Auction – Prize Donations Needed!

The Auction Committee is looking for “priceless” prizes for the 33rd Annual FCBA Charity Auction, including (but not limited to) tickets to exclusive industry events, behind-the-scenes tours, historic memorabilia related to key communications laws or events, and other unique prizes that can't be obtained anywhere else! Please consider whether you have any ideas or connections that would be helpful in procuring such items. “Priceless” prizes are always some of the most popular packages at the event.

The Auction Committee truly appreciates the tremendous support and enthusiasm shown by members of the bar with respect to the Charity Auction. Your generosity in the form of donations, volunteering, and participation in auction bidding is what makes this event so successful year after year. To donate auction items, [click here](https://fcba.ejoinme.org/2022Donationform) or visit <https://fcba.ejoinme.org/2022Donationform>. Contributions are tax deductible, to the extent permitted by law.

The 33rd Annual Charity Auction is on **Thursday, November 3, 2022**, at the **National Press Club, 529 14th Street, NW, Washington, DC**, from **6:30 – 10:00 p.m.** If you have any questions about the Charity Auction, please contact **Janeen Wynn** (janeen@fcba.org).

Save the Dates!

We are excited to announce that we will be holding the **FCBA Annual Dinner featuring FCC Chairwoman Rosenworcel** (formerly known as the *Chairman's Dinner*) on **Thursday, December 15, 2022**. It will be held at the Marriott Marquis in Washington, DC. Please keep an eye out in the fall for further details. We currently do not have any information on purchasing tables and/or tickets, or issuing invitations.

We are also excited to announce that the **FCBA Annual Seminar** will be held April 28-30, 2023 at Kingsmill Resort in Williamsburg, VA. We hope you'll join us next year!

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

9.22.1

Entry Level Associate – Fall 2023 - Washington DC | Denver CO - Wilkinson Barker Knauer, LLP seeks an entry-level associate with zero to two years of experience for its top-tier communications regulatory practice. This position is to begin in Fall 2023 and may be resident in our Washington, DC or Denver, Colorado office. Applicants should possess outstanding academic credentials, superb writing ability, excellent analytical skills, and sound judgment. We provide competitive compensation and benefits, excellent partnership prospects, and an enjoyable, good-natured work environment.

Wilkinson Barker Knauer, one of the largest law firms in the nation dedicated primarily to the practice of communications and energy law, is ranked as a "First Tier" firm by Chambers USA (Telecom, Broadcast, and Satellite: Regulatory), and Legal 500 (Telecoms and broadcast: regulatory), and is the only firm to be named "Law Firm of the Year" in communications law five times by U.S. News - Best Lawyers (2012, 2014, 2018, 2019, and 2021). The firm, with offices in Washington, DC, and Denver, Colorado, advises clients ranging from global Fortune 100 companies to small start-ups in regulatory, transactional, privacy, consumer protection, intellectual property, corporate and litigation matters involving all aspects of

communications and energy law, at both the state and federal levels.

WBK is a special place to practice law; we mean it when we say we are #notjustanotherlawfirm. With 70 attorneys, the firm provides the quality of representation and client base typically associated with a large firm, while maintaining the personal style of a smaller firm. Each day, we work together for both the common good of the group and the common goal of building and maintaining a nationally recognized legal practice. We highly value collaboration and support each other personally and professionally using our individual talents and expertise. All attorneys are encouraged to be entrepreneurial and to contribute in their own ways—there is no single model for success. We avoid silos, hierarchy, and bureaucracy, working as a team to deliver results. WBK has long been committed to community, inclusion, and service, with attorneys and staff devoting substantial time and energy to volunteerism, civic and community leadership, charitable giving, pro bono work, mentoring, service on nonprofit boards, teaching, and more. These activities are not just permitted but actively encouraged and supported at WBK.

To sustain and enhance these unique firm qualities, we seek candidates who have balanced excellence in law school and career achievements with a personal commitment to advance the legal profession and serve the broader community. The ideal candidate will bring a strong work ethic, team-oriented ethos, and a healthy, perhaps even irreverent, sense of humor.

WBK is an Equal Opportunity Employer.

We are committed to equal employment opportunity regardless of gender, age, racial or ethnic background, national origin, religion, sexual orientation, gender identity and expression, disability, or veteran status.

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

above are subject to change at the discretion of the Partnership.

Commitment to Diversity: WBK received Diversity Lab's designation of Mansfield Certified Plus for 2020-2022 and we are participating in a new Midsize Mansfield cohort for 2022-2023. Mansfield Certification underscores WBK's efforts to increase diversity in leadership pipelines within midsize law firms by broadening the pool of women lawyers, LGBTQ+ lawyers, lawyers with disabilities, and lawyers from underrepresented racial and ethnic groups who are considered for entry-level and lateral attorney job openings, firm governance opportunities, equity partner promotions, and opportunities to connect with clients. Mansfield Certification is just one indicator of WBK's broad, strategic commitment to diversity, equity, and inclusion at our firm and in the legal profession.

To be considered, please submit the following four items: 1) cover letter, 2) resume, 3) law school transcript, and 4) writing sample <https://www.paycomonline.net/v4/ats/web.php/jobs/ViewJobDetails?job=69359&clientkey=A20996B513B8B8CE447749612059F666>.

9.11.2

Mid-Level to Senior Associate or Counsel

Position – Lerman Senter PLLC is seeking a mid-level to senior associate or counsel-level attorney with extensive experience in advising clients and implementing operational compliance requirements for local, state, federal and international privacy, data protection and cybersecurity statutes, regulations and policies to join its top-rated Privacy, Data Protection and Cybersecurity practice. The ideal candidate would also have experience drafting and negotiating professional services agreements, technology licenses, and other types of commercial agreements, as well as experience drafting and revising privacy policies, terms of service; and other customer-facing agreements, incident response plans, information and data security policies and other data protection policies, and TCPA, CALEA and CPNI compliance policies. A certification from the International Association of Privacy Professionals ("IAPP") and litigation experience in TCPA would be a plus.

Lerman Senter is a top-ranked communications law firm that combines the collegiality and collaboration of a small firm with the challenge and complexity of representing sophisticated clients facing difficult legal issues. Our clients include companies that are leaders in the media, technology, and telecommunications industries, small start-ups and commercial and non-commercial broadcasters of all sizes. We take a comprehensive, full-service

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approach to providing legal and advisory services to our clients with particular emphasis on quality and responsiveness. The firm's hallmark is providing top quality service on an efficient, cost-effective basis. Lerman Senter is committed to equal employment opportunity and to diversity, equity and inclusion at our firm and in the legal profession. The firm currently employs a hybrid work model, which includes in-office and remote work.

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

9.11.3

Telecommunications Litigation Associate - Washington, DC – Carlton Fields is seeking an ambitious associate with three to five years of commercial litigation experience and an interest in working on interesting nationwide telecommunications matters to join its Washington, DC office. The candidate must

also have civil litigation experience in federal court. Experience with telecommunications and fraud matters is preferable. Cybersecurity and data privacy experience is a plus. Tasks include drafting pleadings and motions, preparing and responding to discovery, and assisting with depositions, mediations, and trials. First-rate litigation, critical thinking, communication, research, and writing skills are required. The ideal candidate will work effectively as part of a team and be able to work individually, on client matters in an environment where creativity, drive and client service are valued. The firm offers flexible approaches to work.

To apply, please submit your cover letter, resume, and writing sample on the firm's legal careers page (www.carltonfields.com/about-us/careers/legal-careers). Carlton Fields is an Equal Opportunity Employer/Disabled/Veterans.

GOVERNMENT

9.11.4

Electronics Engineer – The Federal Communications Commission, Office of Engineering and Technology's Laboratory Division located in Columbia, MD is seeking to hire (2) Electronics Engineers at the GS-14/15 grade levels. The incumbent will serve as a senior engineer, expert consultant, and special project director on telecommunications and wireless communications engineering. Incumbent will need to ensure new technologies are compliant with the Commission's rules. Performs highly technical analyses and research, studies, projects in support of the Commission's rulemaking and policy. Applies a mastery of engineering principles and practices (e.g., electro-magnetic compatibility measurement principles; Radio Frequency propagation

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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)

Donate to the FCBA Foundation Using Amazon Smile!

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

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

-models, mathematical principles, radiated field measurements, conducted emission measurements, computer networking practices, various wireless communications technologies and cognitive radio developments) to the study of technical problems and issues accompanying rule making proceedings. Leads and/or actively participates as a member of agency and interagency program planning panels, committee teams and meetings, to determine possibilities for development of comparative wireless network activities. Directs advanced telecommunications and wireless network systems research projects and technology research teams in developing test plans and diverse procedures. Advises the Office of Engineering and Technology (OET) on developing new telecommunications and related technologies (e.g., wireless local area networks, measurement procedures for Unlicensed National Information Infrastructure (U-NII) devices, and Multiple-In Multiple-Out (MIMO)) and determining interference risks and technical operating parameters to develop technical standards. Advises the Branch Chiefs and the Division and Deputy Chiefs on Part 2 rules for equipment authorization and marketing, Part 15 and 18 rules for unlicensed radio frequency devices and other technical rules for approval of licensed devices. Provides advanced technical support for the compliance guidance to manufacturers, test laboratories and the Telecommunication Certification Bodies (TCBs) on the equipment authorization program; and development of test procedures for devices to comply with the Commission's technical rules. Performs other duties as assigned.

Please refer to the vacancy announcement for instructions on applying to this position.

Announcement number: DEU-OET-2022-004
<https://www.usajobs.gov/job/674607500>

This vacancy is open until 10/01/2022.

The Federal Communications Law Journal

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

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

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

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

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

- Click on the link to the "Online Store" on the left side of the page.
- Click on the link to the "Federal Communications Law Journal Annual Subscription". You may also type the word Journal into the Search Bar, if needed.
- Click on "Add to Cart".
- Click on "Check Out".
- Click on "Purchase Now", and you're done!

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

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

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 FCBAuction@gmail.com.

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

To ensure immediate recognition, please email a copy of this form to 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.**

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

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

Calendar

September 20	26th Annual FCBA Foundation Golf Tournament at Westfields Golf Club (<i>Clifton, VA</i>)
September 22	FCBA “Welcome to the (NoMa) Neighborhood” Happy Hour
September 28	Mass Media Committee Lunch and Learn
October 11	New England Chapter in cooperation with the Boston University College of Communications present New England’s Plans for Broadband Funding (<i>Boston, MA</i>)
October 13	CLE Seminar: From Translation to Technology: Keeping Up with Professional Responsibility presented by the Professional Responsibility Committee
October 19	FCBA Meet and Greet the FCC/NTIA Bureau and Office Chiefs Reception
November 3	33rd Annual FCBA Charity Auction
November 16	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
December 15	FCBA Annual Dinner featuring FCC Chairwoman Rosenworcel
April 28-30, 2023	FCBA Annual Seminar at Kingsmill Resort in Williamsburg, VA



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