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N E W S

November 2005

Newsletter of the Federal Communications Bar Association

FCBA Annual Charity Auction to Benefit Kids Enjoy Exercise Now Greater DC ("KEEN")

On **Thursday, November 17, 2005**, the Young Lawyers Committee and the FCBA Foundation will host the **16th Annual FCBA Charity Auction**. The auction will take place in the Hamilton Crowne Plaza's Sphinx Ballroom at the Almas Temple, 1315 K Street, NW, from 6:30-9:30 p.m.

This year's auction proceeds will benefit Kids Enjoy Exercise Now Greater DC ("KEEN"). KEEN provides a range of one-to-one recreational activities for children and young adults with disabilities in a non-competitive environment that encourages the fulfillment of individual goals.

The charity auction has grown to the point where last year's auction raised over \$70,000 for the Charitable Coalition for Children with Cancer. This year's **celebrity auctioneers** are: California **Congresswoman Zoe Lofgren**; **Daniel Brenner**, NCTA; **Brian Fontes**, Cingular Wireless; **Melissa Newman**, Qwest

Communications; and **Bryan Tramont**, Wilkinson Barker Knauer, LLP."

This year's auction will have live and silent auctions, raffles, light hors d'oeuvres and a cash bar. The various prizes include fabulous vacation, sports, electronics, and restaurant packages. The **raffle's grand prize** will be a spectacular **42" Sony Grand WEGA™ 3LCD Rear Projection HDTV**.

THANKS TO THE FOLLOWING AUCTION SPONSORS:

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Think Tanks and Public Interest Groups Discussion Luncheon on November 30

War of the Worlds – Dozens of think tanks and public interest groups around Washington make their livings by advancing alternative visions of the communications world of the future.

CONTINUED ON PAGE 21 ▶

December 1st FCC Lab Tour Scheduled

The **Engineering and Technical Practice Committee** has arranged for a tour of the FCC Lab in Columbia, MD on **Thursday, December 1, 2005**. At the lab, participants will receive a brief overview of laboratory staffing and functions, and then see the equipment used for testing various devices that require certification, as well as used for research in support of Commission rule-making activity. This will include, of course, a

variety of devices, both intentional and unintentional radiators, subject to testing, and demonstrations of the harmful effects of non-compliant equipment. We will see a partial run and explanation of a cell phone SAR (RF safety) test and check out the FCC's new state-of-the-art (\$750,000) anechoic chamber, with an explanation of its construction and particular value/use and a typical test

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This Month's Key Events

Wireless Luncheon

Date/Time: Friday, November 4, Noon
Topic: Mobile Content
Location: Sidley Austin Brown & Wood, 1501 K Street, 6th Floor
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Florida Chapter

Date/Time: Friday, November 4, 9:00 a.m. - 1:00 p.m.
Topic: Rate Rebalancing and Universal Service
Location: Tallahassee, FL
 ▶ SEE PAGE 17

CLE Seminar

Date/Time: Thursday, November 10, 6:00 – 8:15 p.m.
Topic: Practical Tips for Appellate Litigation and FCC Advocacy
Location: Wiley Rein & Fielding, Street Level Conference Center
 ▶ SEE PAGE 17

CLE Seminar

Date/Time: Wednesday, November 16, 6:00 – 8:15 p.m.
Topic: Negotiating Telecommunications Service Agreements for Enterprise Clients
Location: Wiley Rein & Fielding, 1750 K Street, 10th Floor
 ▶ SEE PAGE 17

CLE Seminar

Date/Time: Tuesday, November 29, Noon to 1:30 p.m.
Topic: The On-Going Debate Over the Sunshine Act
Location: Sidley Austin Brown & Wood, 1501 K Street, 6th Floor
 ▶ SEE PAGE 17

War of the Worlds Roundtable Luncheon

Date/Time: Wednesday, November 30, Noon
Topic: Representatives from Think Tanks and Public Interest Groups
Location: Hogan & Hartson, LLP, 555 13th Street, NW
 ▶ SEE PAGE 17

PRESIDENT'S Message

DEAR MEMBERS:

One of our most important missions as a bar association is continuing legal education. This month, the FCBA's CLE program begins in earnest, with a range of programs and activities (including CLEs on appellate litigation, transactional practice issues and the Sunshine Act). Thanks to CLE Committee co-chairs **Jennifer Manner**, **Genie Barton**, and **Frank Jazzo** for their leadership, as well as to the substantive practice committees for their planning and implementation efforts.



SOME HIGHLIGHTS:

- The new Judicial Practice Committee, led by **Sam Feder**, **Robert Pettit**, and **John Rogovin**, launches its first CLE program this month focusing on "Practical Tips for Appellate Litigation and FCC Advocacy" on November 10.
- The CLE Committee's November 29 event on "The Ongoing Debate Over the Sunshine Act" represents the bar's first in-depth look at this widely known but little understood statute, and will explore the concerns driving current reform efforts (as well as the potential obstacles to change).
- On November 30, the FCBA launches its first of several new educational lunch panel programs with "War of the Worlds," featuring four "think tank" and public interest group leaders representing diverse perspectives. Next year this series will feature luncheon panels of former FCC Chairmen, communications industry general counsels, State PUC Commissioners, and journalists who report on the industry. Thanks to **Bryan Tramont**, Speakers Committee chair, for initiating this creative program. Watch for future announcements.
- Kudos to the International Telecommunications Committee, led by **Paul Margie**, **Ari Fitzgerald**, and **Tricia Paoletta**, for their work on two successful lunches and one CLE already this fall, and to the Transactional Practice Committee – led by **Howard Liberman**, **Paul Schwartz**, and **Stuart Shorestein**, for their efforts in planning two upcoming CLEs. More CLEs to come. . .

Finally, this coming year marks the sixth anniversary of our annual Communications Law 101 program, aimed at serving the educational and training needs of new communications law practitioners. We are seeking co-chairs as well as committee members to launch this coming year's effort, with input and support from both the Young Lawyers' Committee and the CLE Committee. Please contact me, Natalie Roisman, or Genie Barton if you are interested in assisting – this is an excellent opportunity to play a leadership role – no prior FCBA experience required!

Michele C. Farquhar



FEDERAL COMMUNICATIONS
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Password as of November 10, 2005: 156

National Telecommunications Moot Court Competition - Call for Volunteers

The FCBA and The Catholic University Columbus School of Law will co-sponsor the **2006 National Telecommunications Moot Court Competition to be held February 3-4**. This year's competition centers on the (fictional) adoption of Federal Communications Commission rules that require cable and DBS systems to permit subscribers to purchase the service provider's family-friendly channels on a dedicated programming tier. Participating teams will analyze constitutional and administrative law issues attendant to FCC enactment of such a family-friendly programming scheme. This year's competition arises out of ongoing debates over whether cable and satellite providers should be required to offer "a la carte" channels as part of their video service packages, and out of the concerns some consumers have voiced over their perceived inability to sufficiently control the content of programming their families receive. The FCBA Moot Court Committee seeks volunteers to help prepare the problem and administer the competition. If you have expertise with these issues, or a general willingness to assist in the preparation of the problem, bench brief and related tasks, your contribution is needed. Please contact **Mia Hayes** at NatTel2006@gmail.com for more information.

Successful FCBA Fall Reception held on October 20

The FCBA is pleased to announce its annual Fall reception with the FCC Bureau Chiefs held on Thursday, October 20, was the most successful in its three year history. Over 300 people and all the Bureau Chiefs attended. There were also a record number of sponsorships this year.



Thank You Fall Reception Sponsors!

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COMMITTEES AND CHAPTERS *in the Spotlight*

(This new feature will run throughout the coming year to highlight each of the substantive committees and chapters.)

Photos by Mark Van Bergh

Atlanta Chapter

The Atlanta Chapter had an active and successful year in 2004-2005, beginning with a Holiday Happy Hour in December 2004, and continuing with two substantive events.

In June 2005, the Chapter held a reception hosted by Duane Morris LLP, featuring a presentation by Chris Jones, Regional Director of External Affairs, Verizon Wireless on the communications-related legislation considered in the 2005 Session of the Georgia General Assembly.

In September 2005, the Chapter sponsored a panel discussion of the business and regulatory impact of the US Supreme Court's Brand X decision. The program featured as panelists Dave Baker, Vice President, Law and Public Policy, EarthLink; Pete Martin, Vice President, Regulatory and External Affairs, BellSouth; and Chad Wachter, General Counsel, Knology. With last-minute help from BellSouth, we were able to move the venue of this program so that interested attendees could also attend the FCC's September 2005 Open Meeting which had been moved to Atlanta to assess the response of industry and government to Hurricane Katrina.

The Chapter plans to kick off the coming year with a January program to consider the findings and recommendations of Georgia's Joint House and Senate Emerging Communications Technologies Study Committee, which are expected to be published in December 2005.

The Chapter also strengthened its leadership this past year, adding two additional co-chairs, so our local lead-



Atlanta Chapter Co-chairs: Don Hackney, Ron Jackson, Richard Keck and Michael Rosenthal



Cable Practice Committee Co-chairs: Ben Golant, To-Quyen Truong and Frank Buono

ership team now includes Don Hackney, Arnall, Golden & Gregory LLP; Ron Jackson, Sapranov & Associates, P.C.; Richard Keck, Duane Morris LLP; and Michael Rosenthal, Director of Legal and External Affairs, SouthernLINC.

Cable Practice Committee

The Cable Practice Committee is co-chaired by Ben Golant of the FCC's Media Bureau, Frank Buono of Willkie Farr & Gallagher LLP, and Quyen

COMMITTEES AND CHAPTERS *in the Spotlight*

Truong of Dow Lohnes & Albertson PLLC. Anita Wallgren of Sidley Austin Brown & Wood serves as the Executive Committee Liaison for the Committee.

We have relied upon the Committee's membership in developing our meeting agenda for this year. We started with a survey that was emailed to every Committee member asking them to rank on a scale of 1 to 10 their level of interest in a number of possible speakers and subjects for future brown bag lunches, meetings, and CLEs. We held our first organizational meeting on September 26th at Willkie Farr & Gallagher to discuss the results of the survey and other ideas. Thanks to significant input from those who returned the survey, as well as suggestions from attendees at that meeting, the Co-Chairs have a course of action for the next eight months.

Continuing a popular tradition, we plan to hold several brown bag lunches with government officials who have a significant influence on the cable and telecommunications industries, including guests from the Chairman's Office and other Commissioners' Offices, the Media Bureau, the Wireline Competition Bureau, other parts of the Commission, and Congressional staff. We also intend to host rigorous debates on policy issues such as program access and new video deployments, and to provide a forum for discussion of legislation pending before Congress that affects the media and telecommunications sectors. Finally, we are considering various possible topics for a CLE program, such as "The First Amendment and the Electronic Media" and "Top 25 Issues Every Cable Attorney Should Know About." We are open to joint sponsorship of these CLEs and meetings and will gladly participate in other Committees' educational efforts that intersect with the interests of the cable industry.

Please contact Ben Golant at ben.golant@fcc.gov, Frank Buono at



Mass Media Practice Co-chairs: John S. Logan, Erin Dozier, Ann Bobeck and Robert Rini

fbuono@willkie.com, or Quyen Truong at ttruong@dowlohnesh.com, if you wish to help us in our organizational efforts.

Mass Media Practice Committee

The Mass Media Practice Committee is co-chaired by **Ann Bobeck** of NAB, **Erin Dozier** of FCC, Media Bureau, **John S. Logan** of Dow, Lohnes & Albertson PLLC, and **Bob Rini** of Rini Coran PC. For the 2005-2006, we are busy planning a series of brown bag luncheons on hot regulatory topics before the FCC. We kicked off the season with "Meet the Media Bureau Chief" on October 17. Many thanks to Donna Gregg and her colleagues for making our luncheon a very enlightening and widely attended event.

On October 30, we are hosting the FCBA's monthly volunteer outing at Martha's Table. For more information contact Erin Dozier at erin.dozier@fcc.gov.

Next up for November, our committee is planning a brown bag luncheon

focusing on the FM streamlining/allocations proceeding. Location and time is tentatively set for November 15 at NAB, but please check your email for future announcements. In December we have two events planned: First, we'll be joining other practices in the December 1st CLE "Regulation in the Post-Katrina Environment." And in mid-December the Practice will hold its annual "Meet the Trade Press Luncheon."

The committee is very interested in hearing ideas for topics/panelists for 2006, and we welcome your input – please don't be shy! Email your suggestions or questions to Ann Bobeck (abobeck@nab.org), Erin Dozier (erin.dozier@fcc.gov), John S. Logan (jlogan@dowlohnesh.com) or Bob Rini (rrini@rinioran.com).

Relations with Other Bar Associations Committee

The Relations with other Bar Associations Committee is co-chaired by **S. Jenell Trigg** of Leventhal Senter & Lerman PLLC, **Mark Del Bianco** of

COMMITTEES AND CHAPTERS *in the Spotlight*



Relations with Other Bar Associations Committee Co-chairs: Edgar Class, Mark Del Bianco



and Jenell Trigg

the Law Office of Mark Del Bianco, and **Edgar Class** of Vinson & Elkins LLP. The purpose of the Committee is to nurture relations with other bar associations and organizations to facilitate the coordination of various events, including CLEs and brown bag lunches. The Committee also seeks increased FCBA exposure to and cross-promotional opportunities with other organizations.

This year the Committee is coordinating a number of events, including a CLE teleseminar titled *Port Blocking, Packet Discrimination and Naked DSL: A Primer on Antitrust in the Broadband/Internet Protocol World after Trinko*. The teleseminar, which is hosted by the ABA's Antitrust Section's Computers and Internet Committee and co-sponsored by our Wireless, Common Carrier and IP-based Communications Committees, is tentatively scheduled for January 2006. Stay tuned for details! Also upcoming in April 2006 is the 25th Annual Legal Forum *Representing Your Local Broadcaster* hosted by the ABA's Communications Law Forum and co-sponsored by the ABA, FCBA and NAB. The Committee is also working on other potential events that include: (1) a seminar with the National Bar Association at its 80th Annual

Convention in July 2006, (2) a CLE on computer privacy, Internet data and security breach issues in conjunction with the ABA's Communications Law Forum; and (3) a seminar on broadband over powerline business and regulatory developments in conjunction with the Energy Bar Association.

FCBA Committees seeking opportunities to coordinate, host or sponsor events with other bar associations and organizations are strongly encouraged to contact S. Jenell Trigg at strigg@lsl-law.com or 202-416-1090, Mark Del Bianco at mark@markdelbianco.com or 301-933-7216, or Edgar Class at eclass@velaw.com or 202-639-6774.

Young Lawyers Committee

The Young Lawyers Committee (YLC) is co-chaired by Jason Friedrich of Drinker Biddle & Reath LLP and Natalie Roisman of the FCC's Media Bureau. The YLC membership includes communications attorneys and other professionals under the age of 35 or with fewer than eight years of practice in communications. The YLC provides opportunities for networking, social interaction, and professional development that are tailored to those

new to the bar. Although YLC efforts generally are targeted to this population, all FCBA members are welcome at YLC events! Unlike other FCBA committees, YLC co-chairs are elected by the membership of the YLC. Elections are held in May and each co-chair serves a staggered two-year term. This ensures that the YLC has year-round continuity in its programming and outreach efforts.

Each month, the YLC hosts a brown bag luncheon focused on a substantive communications issue or career development and opportunities. The YLC draws on its membership to assist in planning and organizing these brown bag luncheons, thereby facilitating the participation of members other than the co-chairs and helping to identify future leaders of the YLC and the FCBA. Since the YLC elections in May, the YLC has hosted four brown bag lunches. The June lunch featured financial analysts explaining the impact of telecommunications regulation on investors. In July, a panel of VoIP, cable, RBOC, and wireless carrier representatives joined a Hill staffer in discussing whether the information services/telecommunications services regulatory dichotomy can survive in an IP world. Like the rest of DC, the YLC took a break in August, but returned in September with a panel discussion of

COMMITTEES AND CHAPTERS *in the Spotlight*

cable and broadband rules governing IPTV, municipal competition, and local video regulation. In October, the YLC focused on career development, co-sponsoring a luncheon with the Diversity Committee to welcome new lawyers and law students to the communications bar. Check the FCBA website and future issues of the newsletter for information on upcoming YLC brown bag luncheons.

The YLC also joins the Diversity Committee in organizing career development events for law students and young lawyers. In past years, the YLC and the Diversity Committee have co-sponsored a series of career panels at each of the area law schools, and the YLC will be involved in this effort again this year. The YLC also is working with the Diversity Committee to implement the FCBA's new mentoring initiative, which was introduced at the YLC/Diversity Committee October brown bag lunch.

This year, the YLC is working with the CLE Committee to plan Comm Law 101. This program, which will be held in early 2006, is intended to provide guidance for practitioners who are new to the communications bar. Please contact one of the YLC co-chairs if you are interested in helping to organize this event.

In addition to brown bag luncheons and other substantive communications and career development events, the YLC regularly hosts happy hours to provide YLC members with an opportunity to network and socialize. These happy hours are held in a variety of locations throughout the city to maximize attendance, and are well attended by FCBA members, law students, and other prospective members of the FCBA. This year, the YLC hopes to co-sponsor one or more happy hours with substantive practice committees of the FCBA, thereby expanding opportunities for YLC members to interact with other FCBA members and offering non-YLC members an opportunity to network



Young Lawyers Committee Co-chairs: Natalie Roisman and Jason Friedrich

and socialize. You are never too young to be a young lawyer! Practice committees interested in co-sponsoring a happy hour should contact one of the YLC co-chairs.

The YLC engages in fundraising and community outreach efforts, often in conjunction with the FCBA Foundation. For example, the YLC is selling polo shirts embroidered with the FCBA logo to benefit the Foundation. The YLC also has worked with the Foundation to plan several events for children from Martha's Table, including a trip to a Washington Nationals game and a visit to a pumpkin picking farm. The YLC needs volunteers to attend events such as these! Check the FCBA website and future issues of the newsletter for information on upcoming community outreach events.

For the third year in a row, the YLC plans to actively recruit members to attend the FCBA Annual Seminar and to offer room-sharing and ride-sharing programs to encourage attendance by YLC members. The YLC is working with the Annual Seminar planning committee to organize activities at the Annual Seminar and facilitate interaction among YLC members and more senior members of the communications bar.

Last, but certainly not least, the YLC's largest single endeavor of the year is the planning of the annual FCBA Charity Auction. The YLC, in conjunction with the FCBA Foundation, selects the beneficiary, organizes the event, and solicits prizes. The 16th Annual FCBA Charity Auction will be held on November 17, 2005. Proceeds will benefit Kids Enjoy Exercise Now Greater D.C. (KEEN). This year's Auction Committee members are: Jason Friedrich; Natalie Roisman; Ryan Wallach; Mark Van Bergh; Debra Terwilliger; Pam Slipakoff; Lee Petro; Adam Kirschenbaum; Paige Fronabarger; Chris Fedeli; David Don; and Heidi Kurtz of the FCBA. Opportunities are still available to volunteer the night of the Auction! Email fcbavolunteers05@gmail.com.

The YLC is always interested in new faces and new ideas for educating law students and young lawyers, developing young leaders in the communications bar, and increasing fundraising and community outreach by the YLC. Please contact Jason Friedrich (jason.friedrich@db.com) or Natalie Roisman (natalie.roisman@fcc.gov) if you have any questions or suggestions or if you would like to volunteer to assist the YLC in organizing events.

COMMITTEE AND CHAPTER Events

Cable Practice Committee

Event: Brown Bag Lunch

Date/Time: Tuesday, November 15, 12:15 p.m.

Location: Dow Lohnes & Albertson PLLC, 1200 New Hampshire Ave. NW, Suite 800

Speakers: Catherine Bohigian - Acting Chief, FCC Office of Strategic Planning & Policy, Heather Dixon - Media Legal Advisor, FCC Office of the Chairman

Topic: Regulatory Issues & Developments

RSVP to: Quyen Truong at ttruong@dowlohn.com

FCC Enforcement Committee

Event: Brown Bag Lunch

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

Location: Wilmer Cutler Pickering Hale and Dorr, 1801 Pennsylvania Avenue, NW, 13th Fl.

Speaker: Kris Monteith, Chief of the FCC Enforcement Bureau

For More Info: Bradford Berry – Bradford.Berry@wilmerhale.com
RSVP to: Margaret Davis – Margaret.davis@wilmerhale.com

Florida Chapter

Event: CLE Seminar and Lunch

Date/Time: Friday, November 4, 9:00 a.m.-1:00 p.m.

Location: Magoo's Cafe at the Florida PSC Office Complex, 4055 Esplanade Way, Tallahassee, FL

Topic: Florida's Telecommunications Future: Rate Rebalancing and Universal Service

For More Info: Complete information on pages 9 and 18

IP-Based Communications Practice Committee

Event: Save the Date!

Date/Time: Friday, January 20, 2006

Topic: Legislative Reform Affecting IP Based Services

Midwest Chapter

Event: Luncheon

Date/Time: Thursday, November 17, Noon

Location: Kelley Drye & Warren, LLP, 333 West Wacker Drive, Suite 2600, Chicago, IL

Speaker: James Crawford of Frontenac Investments

Topic: IPT/VoIP

Cost: none – Sponsored by Kelley Drye & Warren, LLP

RSVP to: Carmen Bye – cbye@kelleydrye.com

Professional Responsibility Committee

Event: Brown Bag Lunch

Date/Time: Thursday, November 10, 12:30 p.m.

Location: Wilkinson Barker Knauer, LLP, 2400 N Street, NW, 7th Floor

Topic: meeting to consider a recommendation to the FCBA Executive Committee for further action by the Association on the proposed rules. (see related info on page 9).

RSVP to: Tina Screven (escreven@wbkllaw.com)

Wireless Telecommunications Practice Committee

Event: Luncheon

Date/Time: Friday, November 4, Noon

Location: Sidley Austin, 1501 K Street, NW, 6th Fl.

Topic: Mobile Content

Confirmed speakers: Mark Desautels, VP Wireless Internet Development, CTIA – The Wireless Association and Jim Healy, VP, Business Alliances, T-Mobile USA, Inc., Michael Kende, Principal Consultant, Analysys Consulting and Dean Brenner, Sr. Director, Government Affairs, Qualcomm

Cost: \$15.00

RSVP to: use form on page 17

19th Annual Chairman's Dinner on December 8

The 19th Annual FCBA Chairman's Dinner where invited guest of honor, FCC Chairman **Kevin J. Martin**, will give remarks, will be held on **Thursday, December 8**, at the Washington Hilton & Towers. Don't miss this premiere, annual FCBA event.

Individual tickets are priced at \$180.00 for members, \$275.00 for non-members, and \$100.00 for government/academic attorneys. Tables of 10 may be requested for \$1,800.00. In addition, the FCBA is offering an opportunity for our members to contribute to the FCBA Foundation as Sponsors of the Chairman's Dinner by purchasing tables of ten at \$2,150.00 per table, \$350.00 of which will be donated to the

Foundation. Last year, the Sponsors contributed more than \$37,000.00 to the Foundation.

This money was used to fund scholarships for college-bound students from area high schools, and for summer internships for law students. Sponsors will receive recognition in the *FCBA News*, the dinner program, and a slide show at the event.

The Chairman's Dinner sells out each year, so be sure to make your reservations early. Reservations and payment must be received no later than **Friday, November 18, 2005**. Seating is reserved and tickets to the dinner will be mailed the week of November 28th. **Please use the registration form on page 20** to order



Kevin J. Martin

tickets to the dinner.

Chairman Martin was nominated by President George W. Bush to a Republican seat on the Commission, and was sworn in on July 3, 2001. He was designated chairman by President Bush on March 18, 2005.

Before joining the FCC, Martin was a Special Assistant to the President for Economic Policy. He served on the Bush-Cheney Transition Team and was Deputy General Counsel for the Bush campaign. Prior to joining the campaign, Martin was an advisor to FCC Commissioner Harold Furchtgott-Roth. He has also served in the Office of the Independent Counsel and worked as an associate at the Washington, DC law firm of Wiley, Rein & Fielding. Before joining Wiley, Rein & Fielding, Martin was a judicial clerk for U.S. District Court Judge William M. Hoeveler, Miami, FL.

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FCC Introduces New ECFS Search Refinement Tool

The FCC has responded to a concern raised by the FCBA Access to Records Committee regarding the inundation of docketed proceedings with numerous brief comment filings that make it difficult to effectively monitor FCC proceedings. The Commission has made available on the ECFS web page a tool that will enable the public to sort out many of these short text messages that have contributed significantly to the increased number of filings in docketed proceedings. The new search tool appears as a search option in ECFS at "Block 15" and is entitled "Eliminate Brief Text Comments." By checking this box, your search will exclude text messages, which will eliminate from a docket sheet any filings made through ECFS that use only the cover/comment sheet in ECFS and do not include a separate document. It is estimated, for example, that in an inundated docket containing 200,000 documents, a streamlined search using this new tool would screen out approximately 180,000 of those documents.

Florida Chapter Seminar on November 4

The Florida Chapter will be hosting a seminar and lunch on Friday, November 4, from 9:00 to 1:00 p.m. at Magoo's Café at the Florida Public Service Commission Office Complex, 4055 Esplanade Way, Tallahassee, FL. The program is, "Florida's Telecommunications Future: Rate Rebalancing and Universal Service." Florida CLE Credits are being applied for.

Confirmed and Invited Speakers include Florida PSC Staff and General Counsel and Representatives from AT&T, Sprint, Verizon, National Exchange Carrier Association, the

Florida Office of the Public Counsel, the Florida Attorney General, and the FCC. For more information, contact FCBA co-chair: Will Cox, (941) 364-2733, wcox@abelband.com. A registration form is on page 18.

DC Court of Appeals Accepts Comments on Proposed Amendments to the DC Rules of Professional Conduct.

The District of Columbia Court of Appeals has announced the opening of the comment period on proposed amendments to the District of Columbia Rules of Professional Conduct. The Board of Governors of the District of Columbia Bar recommended the proposed amendments to the Court of Appeals for adoption, after consideration of the report and recommendation of the Bar's Rules of Professional Conduct Review Committee. The FCBA filed comments on the proposed rules, but the requested changes have not been included in the Board of Governor's recommendation.

A copy of the FCBA's comments are found at <http://www.fcba.org/events/>

The deadline for filing comments with the Court on the proposed amendments is December 5, 2005. **The FCBA's Professional Responsibility Committee will be meeting on Thursday, November 10, 2005 beginning at 12:30 pm** at the offices of Wilkinson Barker Knauer, LLP (2400 N Street, NW), to consider a recommendation to the FCBA Executive Committee for further action by the Association on the proposed rules. Members of the FCBA who are interested in assisting the Professional Responsibility Committee in shaping this recommendation may attend the Committee's meetings or otherwise contact its Co-Chairs Peter Connolly, Rosemary Harold or Larry Movshin. Please RSVP to Tina Screven (escreven@wbklaw.com) if you plan to attend the Committee meeting on November 10.

The "Proposed Amendments to the District of Columbia Rules of Professional Conduct: Final Report and Recommendations" are available on the D.C. Court of Appeals' website at [http://www.dcappeals.gov/dccourts/appeals/orders/rpc\(red-line\).pdf](http://www.dcappeals.gov/dccourts/appeals/orders/rpc(red-line).pdf)

New England Chapter Update

Following successful Broadband over Powerline and recent VoIP panel events, during the afternoon of October 19, 2005, the New England Chapter had another successful panel event in its "Cutting Edge" Technology Series, this time looking at three forms of wireless broadband: WiFi, WiMAX, and Ultra-wideband. The event was hosted by the law firm of Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C. on the 38th Floor of their beautiful Boston offices.

After a brief introduction, Julius (Julie) Knapp, Deputy Chief of the FCC's Office of Engineering and Technology started the event with a wonderful primer on how the three technologies worked and were different from one another.

After Julie's presentation, the first panel took place, a Business/Technical panel moderated by Doug Denny-Brown, General Counsel for RNK Telecom, which represented a group of entities offering and using the different types of technologies, including: TowerStream, a WiMAX provider, represented by Jeff Thompson, President and COO — Tropos Networks, a maker of WiFi "mesh" networks, represented by John E. Logan, Outside Counsel and Consultant — Sprint-Nextel, a provider of retail and wholesale wireless broadband solutions, represented by Paul McCarthy, Director of Licensee Relations/Spectrum Management — and the City of Malden, Massachusetts, one of a few cities in the country currently piloting



Doug Denny-Brown and Julius Knapp



New England Chapter Co-chairs: Stacey Parker, Cynthia Larose and Doug Denny-Brown



Business/Technical Panel

a municipal WiFi network, represented by Anthony Rodrigues, Director of Information Technology.

After a brief break, our second panel, a Legal/Regulatory panel, addressed legal and regulatory issues relevant to the technologies and their roll out, such as regulation, spectrum allocation issues, and municipal wireless broadband. The panel was moderated by Russell Fox, a Partner from the law firm of Mintz, Levin, with, as speakers,

Bob Calaff, Director of Federal Regulatory Affairs for T-Mobile; Trey Hanbury, Senior Counsel for Sprint-Nextel; and John E. Logan, Outside Counsel for Tropos Networks. Besides excellent presentations describing their products and services and how they work and are regulated, attendees got some helpful insight from both panels on the future of the technologies and potential integration, and markets that might support them.

After the event, many of the speakers and attendees were able to meet and chat informally with tasty hot hors d'oeuvres and cocktails.

Rocky Mountain Chapter

The Silicon Flatirons, in cooperation with the Rocky Mountain Chapter, present a series of seminars in 2005-2006. Silicon Flatirons telecommunications program Conference Schedule: www.silicon-flatirons.org. Upcoming events include: **Monday, November 7 – Commercial Opportunities at the Technological Frontier: Building a Company Around New Internet Technologies**, **Tuesday, November 15 – Telecom's Brave New World: the 32nd Annual Austin N. Scott Jr. Memorial Lecture** Presented by Prof. Phil Weiser, and **February 19-20 – The Digital Broadband Migration: Confronting the New Regulatory Reforms**.

All registration information for these CLE Seminars is on page 17.

November 10, 6:00 – 8:15 p.m. (2.0 credits)

*Practical Tips for
Appellate Litigation and
FCC Advocacy*

6:00 – 6:05 p.m.

PROGRAM INTRODUCTION

Sam Feder, FCC General Counsel

6:05 – 7:05 p.m.

PANEL ONE: BRIEFING AND ARGUING FCC CASES

Panelists:

Michael Kellogg, Kellogg, Huber,
Hansen, Todd & Evans, PLLC
Andrew McBride, Wiley, Rein &
Fielding LLP

Donald Verrilli, Jr., Jenner & Block LLP
Moderator: **John Rogovin**, Wilmer
Cutler Pickering Hale and Dorr LLP

7:05-7:15

BREAK

7:15-8:15 p.m.

PANEL TWO: INTERACTING WITH THE FCC IN APPELLATE CASES

Daniel Armstrong, FCC Associate
General Counsel

Andrew Tollin, Wilkinson Barker
Knauer, LLP

Paul Werner, Hogan & Hartson, LLP
Moderator: **Robert Pettit**, Wiley Rein
& Fielding LLP

November 16, 6:00 – 8:15 p.m. – (2.0 credits)

*Negotiating
Telecommunications
Service Agreements for
the Enterprise Client*

6:00 p.m.

WHAT WE ARE TALKING ABOUT HERE

- A. What constitutes an enterprise agreement?
- B. What drives companies to pursue enterprise agreements?
- C. What makes telecom enterprise agreements unique (or at least unusual)

6:15 p.m.

KEY ISSUES AND HOT TOPICS IN ENTERPRISE TELECOM AGREEMENTS

1. The Negotiation Process.
 - A. The key contract documents.
 - B. Bid and proposal process.
2. Pricing and Payment Issues.
 - A. Date of Bill or Receipt of bill?
 - B. Pricing mechanisms.
 - C. Taxes and regulatory charges; markup; permissive v. mandatory
 - D. Disputed payments; backbilling v audit periods.
 - E. Rate reviews and benchmarking.
 - F. Currency exchange issues

7:00 p.m.

BREAK

7:15 p.m.

3. Commitments
 - A. Need for some form of traffic/revenue commitment.
 - B. Minimum revenue commitments/shortfall charges.
 - C. Exclusivity.
 - D. Partial reductions in volume/early termination charges.
 - E. Double recovery when termination charges and shortfall charges are both present.
 - F. Necessity for ramp up and ramp down periods
 - G. Extension of ramp up period for implementation delay or non-acceptance.
 - H. Reductions in commitment due to partial termination; divestiture; technology migration, etc..
 - I. Business downturn clause
4. Implementation Issues.
 - A. Developing a transition plan and implementation schedule.
 - B. Remedies for delay.
 - C. Acceptance testing process.
 - D. Remedies for non-acceptance.
5. Termination Rights.
 - A. Material breach.
 - B. Partial vs. total termination
 - C. Termination for Convenience.
 - D. Early termination charges.
6. External documents.
 - A. Dealing with the service guide.
 - B. Acceptable use policies.
 - C. Referenced documents, such as technical specifications.
 - D. Tariffs.

8:15 p.m.

FINAL COMMENTS

November 29, 12:00 – 1:30 p.m. (1.5 Credits)

Panel: **Revisiting the Sunshine Act**, a panel moderated by Randy May of the Progress and Freedom Foundation with other speakers to TBA. Presented by the CLE Committee. More info coming soon!

Federal Communications Law Journal Seeking Book Reviewers

Wanting to be published? The Federal Communications Law Journal is looking for willing authors to review pertinent and timely books on communications law. If you are interested, please contact Catherine Matthews, Review Editor, at calmatth@indiana.edu.

TELECOMMUNICATIONS POLICY AND REGULATION XXIII: December 8-9, 2005

December 8-9, 2005: Annual Telecommunications Conference

This is the final notice for the 23rd annual Federal Communications Bar Association/Practising Law Institute on "Telecommunications Policy and Regulation".

The program will be keynoted by FCC Chairman **Kevin Martin** and Commissioner **Michael Copps**, with **David Dorman**, Chairman and CEO of AT&T Corp, as a featured luncheon speaker. Other highlights include four panel discussions dealing with wireline telephony, wireless telecommunications, Internet developments and the telecommunications future. The Institute will also feature tutorials by: **Thomas Navin**, Chief of the FCC Wireline Competition Bureau; the to-be-named Chief of the FCC's Wireless Telecommunications Bureau; and **Vinton Cerf**, Vice President of Google. Additionally, **Donald Abelson**, Chief of the FCC's International Bureau, and **David Gross**, Deputy Assistant Secretary of State, will engage in a discussion on international issues. Once again, the conference agenda will include a debate – this year, on "The Coming Broadband Battle: Cable vs. Telephone", with **Thomas Tauke**, Senior Vice President, Public Policy and External Affairs, Verizon Communications, Inc. facing off against **Joseph Waz, Jr.**, Vice President, External Affairs & Public Policy Counsel, Comcast Corporation, with **Jennifer Warren**, FCBA President-Elect, serving as moderator. FCBA President **Michele Farquhar** will open the Institute, and **Henry Rivera**, **Clark Wadlow** and **Dick Wiley**, of the FCBA's Conferences Committee, will serve as Institute Co-chairs. In addition, a number of Association members will moderate various program segments.

Thursday,
December 8, 2005

9:00 a.m.

WELCOME

Michele C. Farquhar, President, Federal Communications Bar Association, Fletcher, Hogan & Hartson LLP
Howard G. Maurer, Program Attorney, Practising Law Institute

9:15 a.m.

FEDERAL COMMUNICATIONS COMMISSION KEYNOTE

Honorable **Kevin J. Martin**, Chairman, Federal Communications Commission

9:50 a.m.

CONGRESSIONAL PANEL

1. **Johanna Shelton**, House Commerce Committee (D)
 2. **Lisa Sutherland**, Senate Commerce Committee (R)
 3. **Howard Waltzman**, House Commerce Committee (R)
 4. **Rachel Welch**, Senate Commerce Committee (D)
- Moderator: **Richard E. Wiley**, Wiley Rein & Fielding LLP

10:45 a.m.

BREAK

11:00 a.m.

WIRELINE TUTORIAL

Thomas J. Navin, Chief, Wireline Competition Bureau, Federal Communications Commission

11:30 a.m.

PANEL #1: WIRELINE TELEPHONE DEVELOPMENTS

FCBA Co-Moderators:

1. **John T. Nakahata**, Harris, Wiltshire & Grannis LLP
 2. **Henry M. Rivera**, Vinson & Elkins
- Panelists:

1. **Michelle M. Carey**, Legal Advisor, Chairman Kevin J. Martin, Federal Communications Commission
2. **Scott C. Cleland**, Chief Executive Officer, Precursor Group
3. **Earl W. Comstock**, President & Chief Executive Office, CompTel/ALTS

4. **Connie O. Hughes**, Commissioner, N.J. Board of Public Utilities
5. **Eugene Kimmelman**, Senior Director of Public Policy Advocacy, Consumers Union
6. **Bennett L. Ross**, General Counsel, BellSouth D.C., Inc.

12:30 p.m.

LUNCHEON

David Dorman, Chief Executive Officer, AT&T

Moderator: **R. Clark Wadlow**, Sidley, Austin, Brown & Wood

2:00 p.m.

WIRELESS TUTORIAL

Chief, Wireless Telecommunications Bureau, Federal Communications Commission (To be Named)

2:30 p.m.

PANEL #2: WIRELESS TELECOMMUNICATIONS

FCBA Co-Moderators:

1. **John B. Muleta**, Venable LLP
2. **R. Clark Wadlow**, Sidley Austin Brown & Wood

Panelists:

1. **Carolyn W. Brandon**, Vice President, Policy, CTIA – The Wireless Association
2. **Dale N. Hatfield**, Professor Adjunct, Department Interdisciplinary Telecom, University of Colorado
3. **Leonard J. Kennedy**, General Counsel and Senior Vice President, Nextel Communications, Inc.
4. **Michael D. Kennedy**, Corporate Vice President & Director of Global Government Relations, Motorola
5. **Cheryl A. Leanza**, Principal Legislative Counsel for Telecommunications, National League of Cities
6. **Barry J. Ohlson**, Legal Assistant to Commissioner Jonathan Adelstein, Federal Communications Commission

3:30 p.m.

BREAK

3:50 p.m.

TUTORIAL ON INTERNET DEVELOPMENTS

Vinton Cerf, Senior Vice President, Technology Strategy, MCI

TELECOMMUNICATIONS POLICY AND REGULATION XXIII: *December 8-9, 2005*

Respondents:

1. **Jack Krumholtz**, Managing Director, Federal Government Affairs and Associate General Counsel, Microsoft Corporation
2. **Paul E. Misener**, Vice President, Global Public Policy, Amazon.com
3. **Peter K. Pitsch**, Director of Communications Policy, Intel Corporation

Moderator: **Henry M. Rivera**, Vinson & Elkins

4:40 p.m.

CLOSING REMARKS

Michael D. Gallagher, Assistant Secretary of Commerce for Communications and Information and Administrator, National Telecommunications and Information Administration, U.S. Department of Commerce

5:00 p.m.

ADJOURNMENT

*Friday,
December 9, 2005*

9:00 a.m.

OPENING REMARKS

Michael J. Copps, Commissioner, Federal Communications Commission

9:20 a.m.

DISCUSSION OF INTERNATIONAL ISSUES

Panelists:

1. **Donald Abelson**, Chief, International Bureau, Federal Communications Commission
 2. **Ambassador David A. Gross**, Coordinator for International Communication and Information Policy, U.S. Department of State
- Moderator: Kurt A. Wimmer, Covington & Burling

10:00 a.m.

TUTORIAL ON FEDERAL COMMUNICATIONS COMMISSION LEGAL ISSUES

Samuel Feder, Acting General Counsel, Federal Communications Commission

10:30 a.m.

BREAK

10:45 a.m.

DEBATE: "THE COMING BROADBAND BATTLE: CABLE VS. TELEPHONE"

Thomas J. Tauke, Senior Vice President/Public Policy and External Affairs, Verizon
vs.

Joseph W. Waz, Jr., Vice President External Affairs & Public Policy

Counsel, Comcast

Moderator:

Jennifer A. Warren, Federal Communications Bar Association President-Elect

11:30 a.m.

PANEL #4: TELECOMMUNICATIONS FUTURE

FCBA Co-Moderators:

1. **Cheryl A. Tritt**, Morrison & Foerster
2. **Richard E. Wiley**, Wiley Rein & Fielding LLP

Panelists:

1. **Mark Coblitz**, Senior Vice President, Strategic Planning, Comcast
2. **Peter M. Fannon**, Vice President, Technology Policy & Regulatory Affairs, Panasonic
3. **Bruce A. Franca**, Deputy Chief, Office of Engineering & Technology, Federal Communications Commission
4. **Anna Marie Kovacs**, Regulatory Sources Associates
5. **Dr. Robert M. Pepper**, Chief, Office of Strategic Planning and Policy Analysis, Federal Communications Commission
6. **Michael K. Powell**, Former Chairman, Federal Communications Commission

12:30 p.m.

ADJOURNMENT

FCC LAB TOUR

▶ CONTINUED FROM PAGE 1

setup. These demos and discussions will give practitioners a feel for how the work at the lab is done. Participants will meet the management team at the lab and several staff members, and there will be plenty of time for discussion with staff. Some of the Lab's staff will join participants for informal discussions at lunch.

Transportation and lunch are included in the \$45.00 registration fee. The bus will leave the FCC promptly at 8:30 a.m. and arrive back at the FCC at 2:30 p.m. The tour is limited to 30 participants. Please use the form on page 17 to register.

CHAIRMAN'S DINNER

▶ CONTINUED FROM PAGE 8

Martin received a B.A. from the University of North Carolina at Chapel Hill, a Masters in Public Policy from Duke University, and a J.D. from Harvard Law School. He is a member of the District of Columbia Bar and the Federal Communications Bar Association.

What's the Password?

Many of you have noticed that while trying to log into the FCBA's Online Membership Directory: http://www.fcba.org/directory_login.shtml, that a password is required. The password can be located *every month on page two* of the *FCBA News*, and will appear at the bottom of the masthead. The masthead is the box containing the list of the FCBA's Executive Committee members. **The password changes on the 10th of every month.**

Combined Federal Campaign (CFC)

The FCBA Foundation is proud to participate in this year's Combined Federal Campaign for the National Capitol Area. Federal employees in the nation's capitol can now make regular tax-deductible contributions to the FCBA Foundation through the Combined Federal Campaign, providing funds to support and help expand the Foundation's vital charitable work.

To make a pledge to the FCBA Foundation, donors should use the FCBA Foundation's CFC code number (#7182) on their pledge cards. Pledge cards can be obtained from your agency's CFC campaign staff. Pledge cards can also be completed and printed out online through the CFC website at www.cfcna.org. On the website, click "Giving" and "About CFC-e" for more information.

Your donations will support the valuable work performed by the FCBA Foundation. Last year, the Foundation's work included:

- Awarding eleven college scholarships to D.C. public high school students
- Awarding stipends to four law school students for unpaid government summer internships
- Sponsoring numerous volunteer events for FCBA members, including making meals for the homeless at Martha's Table and delivering meals to the homeless through McKenna's Wagon each month
- Conducting a campaign to assist in relief efforts for the Indonesian Tsunami
- Sponsoring the 2004 Charity Auction for the Charitable Coalition for Children with Cancer

For more information about the FCBA Foundation, visit www.fcba.org/foundation/.

McKenna's Wagon Seeking Volunteers for November 27

McKenna's Wagon is a mobile soup and sandwich wagon that goes "on location" to deliver food to the needy. For those who have volunteered, it has been a wonderful experience and a great way to help the needy in the D.C. community.

The Wagon is a white van that is loaded up with sandwiches, snacks and soup. We meet at Martha's Table at 4:45 pm in comfortable clothes and shoes. Martha's Table is located in a yellow building at 2114 Fourteenth Street, NW, in the District, near the intersection of 14th and U Streets. On-street parking is available.

Upon arrival we get assignments (some of us will distribute snacks and sandwiches, others will serve soup), and put on aprons before we depart in the van to 5th and New York Ave., NW (near the new Convention Center). We are driven by one of our experienced volunteers and the trip to distribution location takes about 10-15 minutes.

We serve about 30-75 people per visit including a few mothers who come for food for their families. The area is well patrolled by police. The food distribution is conducted in an efficient, calm and orderly fashion and many of the people we serve are quite appreciative of our efforts. Once we serve all of the food, we do a clean up of the immediate area. Total time for the distribution takes about one hour and we usually return to Martha's Table by or before 6:30 pm.

We would love to have you join us on one of our upcoming food runs which are always on the 4th Sunday of the month. If you are able to volunteer for one of these dates, please send an e-mail to cara.voth@fcc.gov or tvanzazer@sidley.com.

Volunteer Outreach for Martha's Table – November 27

Many of us are stretched for time these days, but why not consider spending a few hours on a Sunday to help the FCBA Foundation's partner charities? For several years now, the FCBA has been providing volunteers to Martha's Table and McKenna's Wagon. These organizations rely on the good work of our members each month, so grab a friend, colleague or family member and join your fellow FCBA volunteers!

Martha's Table feeds hundreds of hungry, homeless adults and children on the streets of Washington daily, through its mobile soup kitchen. Children and friends are also welcome. We will begin at 10:00 am and work until 1:00 pm. Martha's Table is located in a yellow building at 2114 Fourteenth Street, NW, in the District, near the intersection of 14th and U Streets. On-street parking is available. Volunteers are asked to bring sandwich fixings (bread and sandwich meat) with them, as the center often runs out of donated food.

The FCBA volunteers on the last Sunday of the month, so mark your calendars now. For more information, contact Howard Weiss at 703-812-0471 — weiss@fhhlaw.com or Heidi Kurtz at 202-293-4000 — heidi@fcba.org.

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, send **ONE COPY** of the information requested to Heidi Kurtz, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101, or **EMAIL** it to heidi@fcba.org. Please clearly indicate the Blind Box number to which you are responding. If you are applying to a Blind Box, you may enclose a separate note to the FCBA specifying 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 and send or fax the Form and the appropriate payment to Heidi Kurtz, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101. In addition, please email the text of the ad to heidi@fcba.org. Listings and payment received by the 10th day of each month will appear in the next month's newsletter. If possible, ads should not exceed 75 words. Please call the FCBA, (202) 293-4000, for a Job Bank Form. (No headhunters please).

LAW FIRM/CORPORATE

11.06.1

Telecommunications Attorney - Small to Mid-Sized Harrisburg, PA Law Firm seeks telecommunications attorney with a minimum of 2 years experience. Familiarity with rural issues preferred. Candidate must possess excellent writing skills, motivation, the ability to work independently and good client skills. Great opportunity for an energetic person who is looking for client contact, increasing responsibility and a low key work environment. Fax resume to 717-236-8278.

11.06.2

Communications Paralegal - Fletcher, Heald & Hildreth, PLC is seeking an experienced, full-time mass media and telecom paralegal to support our growing regulatory and transactional practice. Candidate would interact with FCC staff, make electronic filings, conduct on-line research and monitor client matters. This position offers outstanding benefits and competitive salary commensurate with experience. Occasional overtime required. Send cover letter with salary requirements and resume to george@fhhlaw.com.

11.06.3

Senior Attorney - Regulatory Counsel - Sprint is the integrated-communications company. Our

team members are driven, eager, and excited about what we can achieve. We reward that energy with security, opportunity, and an environment that fosters success. It's as simple as that. This position is currently targeted to be a part of the New Local Company. Although the Local Telecommunications Division (LTD) division is preparing to become a separate company in 2006, the employee and customer experience is unchanged and is in sync with the other divisions of Sprint Nextel. There will be communication to reflect any changes that will occur during the process of separating local operations from Sprint Nextel. The New Local Company will have approximately 20,000 employees across 18 states serving over 7 million customers. The Senior Attorney-Regulatory Counsel represents the company before state regulatory commissions and throughout the appellate process. Position requires extensive knowledge of the federal Telecommunications Act of 1996 and state administrative and regulatory procedures. Person in this position must draft pleadings, formulate strategy, prepare witnesses, conduct cross-examination, engage in oral and written advocacy and otherwise manage complex legal projects significantly affecting company's legal exposure or operations. Person must have the ability to translate company's business requirements into effective public policy advocacy. For immediate consideration, send your resume to Kerri Jones at kerri.a.jones@sprint.com and reference job id: 18388. Sprint is proud to be an EEO/AA employer. We value diversity and offer a quality workplace.

11.06.4

Attorney - Regulatory Counsel - Sprint is the integrated-communications company. Our team members are driven, eager, and excited about what we can achieve. We reward that energy with security, opportunity, and an environment that fosters success. It's as simple as that. This position is currently targeted to be a part of the New Local Company. Although the Local Telecommunications Division (LTD) division is preparing to become a separate company in 2006, the employee and customer experience is unchanged and is in sync with the other divisions of Sprint Nextel. There will be communication to reflect any changes that will occur during the process of separating local operations from Sprint Nextel. The New Local Company will have approximately 20,000 employees across 18 states serving over 7 million customers. The Attorney-Regulatory Counsel represents the company before state regulatory commissions and throughout the appellate process. Position requires knowledge of the federal Telecommunications Act of 1996 and state administrative and regulatory procedures. Person in this position must draft pleadings, formulate strategy, prepare witnesses, conduct cross-examination, engage in oral and written advocacy and otherwise manage complex legal projects affecting company's legal exposure or

operations. Person must have the ability to translate company's business requirements into effective public policy advocacy. The single largest factor to Sprint's success resides with our employees. For immediate consideration, send your resume to Kerri Jones at kerri.a.jones@sprint.com and reference job id: 18389. Sprint is proud to be an EEO/AA employer. We value diversity and offer a quality workplace.

11.06.5

Attorney - Sprint is the integrated-communications company. Our team members are driven, eager, and excited about what we can achieve. We reward that energy with security, opportunity, and an environment that fosters success. It's as simple as that. This position is currently targeted to be a part of the New Local Company. Although the Local Telecommunications Division (LTD) division is preparing to become a separate company in 2006, the employee and customer experience is unchanged and is in sync with the other divisions of Sprint Nextel. There will be communication to reflect any changes that will occur during the process of separating local operations from Sprint Nextel. The New Local Company will have approximately 20,000 employees across 18 states serving over 7 million customers. This position provides legal support to the company in complying with its interconnection related requirements with carriers (i.e., CLECs, CMRS providers; ISPs, ESPs, etc.) under state and federal law. The person in this position will provide legal and regulatory support in the negotiation of interconnection agreements and amendments, will assist in the resolution of disputes arising out of interconnection agreements, including drafting settlement agreements, will be part of a team that formulates and implements regulatory policy and strategy, and will provide regulatory advice and counsel to the Wholesale Markets organization of the company. This person will also assist the company's state regulatory counsel in drafting arbitration pleadings and regulatory complaint pleadings; witness testimony, and discovery questions and responses in ongoing regulatory dockets. This position requires extensive knowledge of the federal Telecommunications Act of 1996, and knowledge of state administrative and regulatory procedures. The person in this position must have the ability to translate the company's business requirements into effective advocacy. For immediate consideration, send your resume to Kerri Jones at kerri.a.jones@sprint.com and reference job id: 18412. Sprint is proud to be an EEO/AA employer. We value diversity and offer a quality workplace.

11.06.6

Telecommunications Associate - Squire, Sanders & Dempsey L.L.P., a major national and international law firm with 31 offices worldwide, is seeking a dynamic and highly motivated

Communications Associate with 1 to 3 years experience to join the communications group in our Washington, DC office. The ideal candidate will have experience in wireless and wireline communications regulatory issues. Satellite or transactional experience will be a plus. Squire, Sanders & Dempsey provides a collegial work environment, challenging work, and the opportunity for professional growth. We offer competitive salary and benefits. For immediate consideration, please send resume, cover letter and law school transcript to Kim Anderson, Regional HR/MKT Coordinator, Squire, Sanders & Dempsey L.L.P., 1201 Pennsylvania Avenue, N.W., Suite 500, Washington, DC, 20004, or fax (202) 626-6780. No phone calls please. All inquiries will be held in strict confidence. Squire, Sanders is an equal opportunity employer.

11.06.7

Consultant – Deloitte & Touche LLP is looking for a Manager to join its growing National Technology, Media and Telecommunications Regulatory Consulting Group, which provides a comprehensive range of services to communications service providers, media and technology companies as well as regulatory bodies and other organizations. The group works with multinational clients to optimize current business operations, create sustainable future business strategies and facilitate compliance with regulatory requirements. The Manager will work with senior group member based in McLean, Virginia as well as practitioners across the United States to deliver regulatory strategy and regulatory compliance service offerings to existing firm clients as well as new clients. Qualified candidates for Manager position should have 4-8 years of communications-related experience, and excellent writing, analytical, and interpersonal skills. J.D. and/or business degree desirable, but not required. Solid understanding of FCC regulation is essential. Successful candidates will demonstrate broad experience in the communications field and ability to support business development activities in a non-legal environment. The firm offers a competitive salary and outstanding package of benefits. Qualified candidates should forward resume to cmatthey@deloitte.com.

11.06.8

Regulatory Counsel - Established in 1973, SES AMERICOM is the largest supplier of satellite services in the U.S. and is recognized for the delivery of the highest quality satellite communications services. The company currently operates a fleet of spacecraft in orbital

positions providing service throughout the Americas. As a member of the SES GLOBAL family, AMERICOM is able to provide end-to-end telecommunications solutions to any region in the world. Based in Princeton, New Jersey, SES AMERICOM maintains offices in the United States, Europe, South America and Asia. We are a wholly owned subsidiary of SES Global S.A., offering access to a fleet of over 40 spacecraft operated by the world's leading satellite operators. For more information, visit www.ses-amicom.com. The Regulatory Counsel provides a variety of regulatory, policy, advocacy, and other legal services to AMERICOM and other SES entities, working closely with internal departments and outside counsel. Acts as an advisor on assigned international legal, policy and regulatory matters. Experience/Qualifications: at least 6 years demonstrated experience working for or with the FCC or other US government entities. Significant experience with international legal and regulatory matters including antitrust, market access, trade, general commercial and corporate law. JD and admission to the practice of law in a state or D.C. Strong analytical ability and independent business judgment. Ability to work in an organized manner within tight time constraints. Ability to coordinate teams toward business oriented solutions. Excellent written and oral communication skills (including drafting and negotiating skills). Satellite or telecommunications industry experience a plus. Essential Job Functions: Act as key counsel and advisor on matters of regulation and policy including FCC, antitrust, international trade, and telecommunications policy. Advise on law, regulation and policy for Europe, Asia, and Africa. Draft and prepare documentation supporting AMERICOM policies and regulatory positions. Support SES advocacy activities in Washington, DC including maintaining presence of SES before Congress, the FCC and the Executive Branch and preparing papers and lobbying the Hill and the Executive branch. Support AMERICOM's participation in the Satellite Industry Association ("SIA"). EOE/AA RESUMES ACCEPTED VIA EMAIL ONLY. PLEASE EMAIL RESUME TO: hr.amicom@ses-amicom.com. SUBJECT LINE SHOULD STATE YOUR LAST NAME AND JOB # 05-64.

NON-PROFIT/ GOVERNMENT/ACADEMIC

10.06.3

Public Interest Communications Law. The Institute for Public Representation, a public interest law firm and clinic at Georgetown

University Law Center, is accepting applications for a two-year fellowship/staff attorney position. The Institute represents consumer, civil rights, and other advocacy groups before the FCC and the courts with the goal of making communications media accessible, diverse, and responsive to community needs. The staff attorney supervises law students working on communications projects while earning an LL.M. The position pays an annual stipend of at least \$44,275. To find out more, visit www.law.georgetown.edu/clinics/ipr. To apply, send a resume, law school transcript, two letters of recommendation, a statement of interest and a writing sample to Angela Campbell, Institute for Public Representation, Georgetown University Law Center, 600 New Jersey Ave. N.W., Washington, D.C. 20001. Applications must be postmarked by December 1, 2005 and the position starts in August 2006.

INTERNSHIP

The Federal Communications Commission is seeking law student volunteer externs to work in the Enforcement Bureau, Investigations & Hearings Division, for the Spring, Summer and Fall academic periods. Student extern positions are comparable to junior staff attorney positions. Students receive their own cases to prosecute under the supervision of senior staff attorneys. Depending on students' interests and the Division's caseload, students may have the opportunity to work on telecommunications, media (including indecency investigations), wireless, and satellite cases. For further information on the Enforcement Bureau, and the Investigations & Hearings Division, please see the Bureau's web page at www.fcc.gov/eb. Externships during the Spring and Fall semesters are generally 15 weeks long each semester on a part-time basis (two-three days per week). Internships during the summer period are generally 10-12 weeks long on a full-time basis (four-five days per week). Ideal candidates should possess an interest in communications law; an ability to interpret complex legal, technical, and policy issues; strong legal research and writing skills; and an ability to interact with individuals at all levels of authority within and outside the organization. Submit resumes and law school transcripts for consideration to David Janas by electronic mail at david.janas@fcc.gov, or by facsimile at 202-418-2080. Apply at least 6 weeks before start of desired academic period.

COMMITTEE AND CHAPTER *Event Form*

Name _____ Organization _____

Address _____ Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____ E-mail _____

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

- Friday, November 4 – Wireless Luncheon on Mobile Content**, Sidley Austin Brown & Wood, 1501 K Street, NW, 6th Floor. Noon.
Cost: \$15.00
Registrations and cancellations due by Noon, Tuesday, November 1, 2005
- Thursday, November 10 – CLE Seminar on Appellate Litigation and FCC Advocacy**, Wiley Rein & Fielding, LLP, 1776 K Street, NW – Conference Center on Street Level, 6:00-8:15 p.m.
Cost: \$75.00 for Private Sector Members, \$50.00 for Government/Academic/Law Student Members, and \$125.00 for Non-members.
Registrations and cancellations due by 5:00 p.m., Tuesday, November 8, 2005
- Wednesday, November 16 – CLE Seminar on Negotiating Telecom Service Agreements**, Wiley Rein & Fielding, LLP, 1750 K Street, NW, 10th Floor Large Conf. Room, 6:00-8:15 p.m.
Cost: \$75.00 for Private Sector Members, \$50.00 for Government/Academic/Law Student Members, and \$125.00 for Non-members.
Registrations and cancellations due by 5:00 p.m., Monday, November 14, 2005
- Tuesday, November 29 – CLE Seminar on the Sunshine Act**, Sidley Austin Brown & Wood, 1501 K Street, NW, 6th Floor, 12:00 – 1:30 p.m.
Cost: \$75.00 for Private Sector Members, \$50.00 for Government/Academic/Law Student Members, and \$125.00 for Non-members.
Registrations and cancellations due by 5:00 p.m., Monday, November 28, 2005
- Wednesday, November 30 – War of the Worlds Luncheon**, Hogan & Hartson, 555 13th Street, 13th Floor, Noon
Cost: \$20.00 for Private Sector Members, \$10.00 for Government/Academic/Law Student Members, and \$40.00 for Non-members.
Registrations and cancellations due by Noon, Monday, November 28, 2005
- Thursday, December 1 - FCC Lab Tour and Lunch**, Meet at the FCC at 8:30 a.m., return to FCC at 2:30 – transportation provided
Cost: \$45.00 for Members, \$90.00 for Non-members.
Registrations and cancellations due by 5:00 p.m., Monday, November 28, 2005

\$ _____ Total Enclosed Visa MasterCard American Express

Credit card no. _____ Exp. date _____

Signature _____

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

PLEASE FAX THIS FORM TO: Ann Henson, Federal Communications Bar Association, Fax: (202) 293-4317

CLE CREDIT: FCBA will be requesting accreditation from the State Bars of Virginia and California for continuing legal education credit.

If approved, forms for Virginia and California will be available at the Seminar Registration Desk. Please note that FCBA does not obtain CLE credit for other states. The FCBA will, however, assist with applications to other states, but attorneys must apply individually for credit courses and submit any forms and payments necessary directly to the state bar. The number of credits corresponds with the number of hours of course time, i.e., a two-hour seminar equals 2.0 hours of credit.

Federal Communications Bar Association
1020 19th Street, N.W., Suite 325
Washington, D.C. 20036
Phone: (202) 293-4000
Fax: (202) 293-4317
E-mail: ann@fcba.org

FLORIDA'S TELECOMMUNICATIONS FUTURE: *Rate Rebalancing and Universal Service*

November 4, 2005; 9 a.m. - 1 p.m.

MAGOO'S AT THE FLORIDA PUBLIC SERVICE COMMISSION OFFICE COMPLEX

Name _____ Title _____

Firm _____

Address _____

City/State/Zip _____

Phone _____ Fax _____ E-mail _____

REGISTRATION FEE (INCLUDES CONTINENTAL BREAKFAST AND LUNCH) (CHECK ONE):

- \$35.00** FCBA Private Sector Members
- \$25.00** Public Sector Members
- \$35.00** Florida PSC Staff
- \$50.00** All Others

Lunch selection (check one):

- Salad
- Sandwich

To join the FCBA and the Florida Chapter, go to www.fcba.org.

___ check enclosed - Make checks payable to: Federal Communications Bar Association

Visa MasterCard American Express

Credit card no. _____ Exp. date _____

Cardholder Signature _____

Florida CLE Credit pending approval

MAIL OR FAX REGISTRATION FORM TO:

FCBA
Attn: Ann Henson
1020 19th Street, NW, Suite 325
Washington, DC 20036
Tel: 202-293-4000
Fax: 202-293-4317

23rd Annual TELECOMMUNICATIONS POLICY and REGULATION CONFERENCE REGISTRATION

CO-SPONSORED BY THE FCBA AND THE PRACTISING LAW INSTITUTE

Thursday, December 8 and Friday, December 9, 2005

THE WASHINGTON HILTON, 1919 CONNECTICUT AVENUE, N.W., WASHINGTON, D.C.

Name _____

Organization _____

Address _____

Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____ E-mail _____

_____ I am a member of the FCBA and/or PLI (Registration Fee is \$1,165.50)

_____ I am not a member of the FCBA or PLI (Registration Fee is \$1,295.00)

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

Four ways to register:

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

Practising Law Institute
810 7th Avenue
New York, NY 10019

PHONE:

(800) 260-4PLI

FAX:

(800) 321-0093

WEB SITE:

<http://www.pli.edu>

HOTEL:

(202) 483-3000

FCC STAFF: receive a full scholarship to the Telecommunications program. Each attendee must enclose a \$25 application fee, payable to PLI, to receive the scholarship. The requests for scholarships should be sent to Scholarship Committee, PLI, 810 Seventh Avenue, New York, NY 10019 (fax: 212-824-5871)

PLI'S SCHOLARSHIP/FINANCIAL HARDSHIP POLICY: Full and partial scholarships to attend programs are available to judges, judicial law clerks, law professors, attorneys 65 and older, law students, pro bono attorneys, librarians and paralegals who work for non profit organizations, legal services organizations or government agencies, unemployed attorneys and others with financial hardships. To apply, send your request on your employer's letterhead, stating the reason for your interest, along with the completed registration form on this brochure, to the PLI Scholarship Committee. All applications must be accompanied by a \$25 non-refundable application fee (applicants may pay by check or credit card) and must be submitted four weeks before the date of the program. Students must submit a copy of their student ID card.

19TH ANNUAL FCC CHAIRMAN'S DINNER *Registration*

Thursday, December 8, 2005

**HILTON WASHINGTON & TOWERS
1919 CONNECTICUT AVENUE, NW**

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

FCBA FOUNDATION SPONSOR:*

___ table(s) (ten guests per table) at \$2,150.00 per table or

PURCHASE OF TABLE:

___ table(s) (ten guests per table) at \$1,800.00 per table

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

INDIVIDUAL TICKETS:

___ FCBA Private Sector Member ticket(s) at \$180.00 each

___ FCBA Government/Academic/Law Student Member ticket(s) at \$100.00 each

___ Non-Member ticket(s) at \$275.00 each

Name _____

Organization _____

Address _____

Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____

E-mail _____

\$_____ Total Enclosed Visa MasterCard American Express

Credit card no. _____ Exp. date _____

Signature _____

PLEASE SEND THIS FORM AND A CHECK MADE PAYABLE TO THE "FCBA" NO LATER THAN FRIDAY, NOVEMBER 18 TO:

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

PLEASE NOTE THAT SEATING IS RESERVED AND TICKETS WILL BE MAILED TO THE PERSON INDICATED ABOVE AT THE BEGINNING OF DECEMBER.

Cancellation Policy: Cancellations will be accepted and fees refunded if notice is received in writing no later than Friday, November 18, 2005. 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)), non-sponsors of an event may issue invitations directly to Federal employees provided that at least 100 persons are expected to attend the event and the non-sponsor's offer does not exceed \$285.00 in value. The Chairman's Dinner meets both of these requirements. Therefore, please note that organizations and individuals may issue invitations to the Chairman's Dinner directly to Federal employees without the involvement of the FCBA.

While this event has been cleared by the Office of General Counsel in previous years, each FCC employee is required to obtain individual ethics clearance based on the matters you are working on within the Commission.

Calendar

November 4	Florida Chapter Seminar in Tallahassee, FL
November 4	Wireless Telecommunications Practice Committee Luncheon
November 9	FCC Enforcement Committee Brown Bag Lunch
November 10	Professional Responsibility Brown Bag Lunch
November 10	CLE Seminar Practical Tips for Appellate Litigation and FCC Advocacy
November 15	Cable Practice Committee Brown Bag Lunch
November 16	CLE Seminar Negotiating Telecom Service Agreements for Enterprise Clients
November 17	16th Annual Charity Auction
November 17	Midwest Chapter Luncheon with James Crawford, Chicago, IL
November 27	Volunteer for McKenna's Wagon and Martha's Table
November 29	CLE Seminar The On-Going Debate Over the Sunshine Act
November 29	Rocky Mountain Chapter Lunch
November 30	Roundtable Discussion Luncheon with Think Tank and Public Interest Group Reps
December 1	FCC Lab Tour
December 1	CANCELLED - Regulation in the Post-Katrina Environment
December 8	19th Annual FCC Chairman's Dinner
December 8-9	23rd Annual PLI and FCBA Conference
January 20, 2006	IP-Based Communications Practice Committee Event
February 3-4, 2006	National Telecommunications Moot Court Competition
February 28, 2006	Communications Law 101 CLE Seminar
May 5-7, 2006	Annual Seminar at the Greenbrier Resort and Spa – White Sulphur Springs, WV

DC Bar Pro Bono Clinic

The FCBA's Young Lawyers Committee organizes volunteers to spend three hours once a quarter helping lower income individuals through a clinic sponsored by the DC Bar. We co-volunteer with the DOJ Antitrust Division. Attorneys receive a half-hour overview/orientation beginning at 9:30 am over bagels and juice. Volunteers are expected to assist clients only during the time they are at the clinic.

No special legal knowledge is needed — attorneys generally need to keep an eye out for potential legal issues while using their common sense to solve a myriad of questions and make referrals to other organizations. Experienced attorneys on-site will assist FCBA attorneys and other volunteers with any questions. Previous attendees have described this as “the most satisfying volunteer experience

I've had as an attorney.”

You must either be a member of the DC Bar, have an application pending to the DC bar, or be an employee of the federal government to provide advice. Those who are not DC bar members, paralegals and law students are needed, however, to provide intake and triage. Law students can have the opportunity to sit in on advice sessions. Dress is casual, but respectful. Bring a pen.

Directions:

As soon as you exit the 11th Street Bridge, go left on Good Hope Road, S.E. Although the building is on Good Hope Road, S.E., to get to the parking lot you will need to go left on Minnesota Avenue, S.E., right on T Street, S.E. and right on 17th Street, S.E. Park behind the green building.

Anacostia Metro Station. Take either Bus B2 or U2 to 16th and Good Hope Road, S.E.

THINK TANKS

▶ CONTINUED FROM PAGE 1

The FCBA has brought together the leaders of four of these groups for a candid and informal debate of these alternative world views moderated by **FCBA President Michele Farquhar** and **Antoinette Cook Bush** of Skadden Arps. Among the questions: What is the proper role of regulation in this future? How do these groups become influential in the policy debate? How or when do they align themselves with commercial interests to advance their policy views? The panelists will be: **Ray Gifford**, Progress and Freedom Foundation; **Andy Schwartzman**, Media Access Project; **Jeannine Kenney**, Consumers Union; and **Jerry Ellig**, Mercatus Center – George Mason University. The luncheon will be held at Hogan & Hartson, LLP, 13th floor, 555 13th Street, NW. The reservation form for this luncheon is on page 17.