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April 2008

Newsletter of the Federal Communications Bar Association



2008 FCBA Annual Seminar: Transitions – Technology, Policy and Politics May 2 – 4, 2008

Join your colleagues and friends at the 2008 FCBA Annual Seminar, May 2-4 at the Hyatt Regency Chesapeake Bay Golf Resort, Spa and Marina, only a few hours away in Cambridge, Maryland. This year's Annual Seminar, "**Transitions – Technology, Policy and Politics**," will explore the intersection of the upcoming election and the communications and media industries. Unlike many recent presidential election years, regardless of who wins, this next year will be one of transition for the country and our industries. The Annual Seminar,

featuring government officials, industry leaders and observers, will explore these potential transitions and offer alternative views of the political and communications future.

The Seminar opens at 4:00 p.m. with what has become an Annual Seminar tradition, the **Bureau and Office Chiefs panel**. We have invited the Chiefs of the various FCC Bureaus and Offices to discuss recent developments relating to their organizations.

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FCBA Congressional Reception to be held April 29

The FCBA will be hosting a Congressional Reception honoring the 110th Congress on **Tuesday, April 29, 2008 from 6:00 – 8:30 p.m.** Joining the FCBA as co-hosts of the reception this year will be CEA, CTIA, NAB, SIA, TIA, and USTelecom. The reception will be held at B. Smith's Restaurant which is located in Union Station. Special reception invitations are being sent to Members and staff of the Senate Committee on Commerce, Science and Transportation, the Senate Committee on the Judiciary, the Senate Committee on Homeland Security and Governmental Affairs, the House Committee on Energy and Commerce, the House Committee on the Judiciary, and the House Committee on Homeland Security. The reception will provide an opportunity for FCBA members to meet and talk with committee staff and congressional staff, as well as with Senators and Representatives from the various committees who are expected to stop by the reception. See **page 24** for the reception registration form.

This Month's Key Events

Congressional Reception

Date/Time: Tuesday, April 29, 6:00 – 8:30 p.m.

Location: B. Smith's, 50 Massachusetts Avenue, NE

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Wireless Committee CLE Seminar

Date/Time: Thursday, April 10, 6:00 – 8:15 p.m.

Location: Wiley Rein LLP, 1776 K Street, NW

Topic: Wireless Technologies: An Overview and Policy Discussion on What's Current and What's Next

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Wireline Committee CLE Seminar

Date/Time: Wednesday, April 16, 6:00 – 8:15 p.m.

Location: Bingham McCutchen LLP, 2020 K Street, NW

Topic: Regulating Pole Attachments in a Broadband World: Deployment, Pricing and Safety Issues

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Tour of T-Mobile Wireless Switch Office Engineering & Technical Practice Committee

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

Location: 12050 Baltimore Avenue, Beltsville, MD

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HLS/Emergency Communications Committee CLE Seminar

Date/Time: Wednesday, April 23, 6:00 – 8:15 p.m.

Location: Wilmer Hale, 1875 Pennsylvania Avenue, NW

Topic: Issues Arising When Privacy and National Security Collide

▶ SEE PAGE 7

Online Registration Now Available!! Visit the FCBA website.

PRESIDENT'S Message

DEAR MEMBERS:

The March FCBA breakfast tour of the Newseum was an unusual FCBA-wide event, but the news-junkie FCBA members who were able to take advantage of the opportunity will probably be among the first visitors after the formal opening of the museum in mid-April. The building is even more intriguing inside than it is from the street, and the exhibits were interactive and powerful. I encourage those of you who were not able to make the tour to check the Newseum out soon, there's a lot to see that is very relevant to our practice area. My thanks to **Bryan Tramont** for taking the lead in organizing this unique event.



March lived up to its billing as a very active month for brown bag lunches for many committees and chapters, and also featured a very successful CLE on Privacy and Data Security. The trend will continue in April, with three CLEs covering a range of topics, including an overview of "**What's Current and What's Next in Wireless Technologies**," "**Regulating Pole Attachments in a Broadband World**," and "**Issues Arising When Privacy and National Security Collide**." There will also, of course, be a full calendar of brown bag lunches on a host of hot topics.

The printed directory is being mailed out this week, and will be in your in boxes shortly. While the online directory is a great tool, the printed directory remains one of the most popular services of the FCBA – apparently there are many of us who still prefer flipping the pages the old-fashioned way.

Now is the time to start thinking about whether you are interested in serving as a committee or chapter co-chair for the coming year. These co-chair roles are at the heart of what makes the FCBA such a uniquely effective and fun organization, because the co-chairs have the lead in organizing the many events and activities that keep us all current on what's happening in our space. If you are interested in serving as a co-chair, the box below tells you how to contact incoming President **Mark Schneider** to express your area of interest.

Two major networking events will be coming up in a few weeks. First, the **Congressional Reception** will be held at B. Smith's in Union Station on April 29th, co-sponsored by the **FCBA, CEA, CTIA, NAB, SIA, TIA**, and **USTelecom**. And the **Annual Seminar** is coming up the first weekend in May at the **Hyatt Regency Chesapeake Bay Golf Resort, Spa and Marina** in Cambridge, Maryland, with an exciting agenda centered around an election-oriented theme. The Chesapeake Bay is the closest resort to the Washington area, and I hope the short drive will encourage many of you to join us for the weekend. I look forward to seeing you all at these events over the coming month.

Diane J. Cornell



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BAR ASSOCIATION

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Password as of April 10, 2008: 473

President-Elect **Mark Schneider** is beginning the process of identifying FCBA Committee and Chapter Co-Chairs for this coming year (July 1, 2008 – June 30, 2009). Please contact him by **May 6** (mschneider@sidley.com, 202-736-8058) if you are interested in serving, or would like to suggest someone else who might be interested.

CONTINUED FROM PAGE 1

The Bureau Chiefs and counterparts in key FCC Offices will join co-moderators **Linda Kinney** and **Jeanine Poltronieri** to discuss recent developments and future directions related to their Bureaus and Offices.

Following the Bureau Chiefs' panel, we'll shift gears and take a look at **The Changing Role of Technology in the Election Process**. Moderator **Scott Blake Harris** will ask panelists if the technology of the early 21st century is changing the nature of the political process the way that the first televised presidential debates did in the mid 20th century, and whether blogs, texting and social networking will forever alter the business of elections. The FCBA has invited representatives of the Clinton, McCain and Obama campaigns and Rock the Vote, YouTube and Mobile Future to opine on how technology is changing modern elections.

Following breakfast on Saturday morning, we have asked several FCC Legal Advisors and industry observers to opine on **Transitions Ahead: Technology, Policy, Politics and the Industry**. In a session moderated by Ken Ferree, President of the Progress and Freedom Foundation and Edie Hermann, the famed Communications Daily reporter, FCC Legal Advisors and industry analysts will offer their views of the future, with a chance to predict the impact of the election on the communications and media industries and the transitions ahead. Confirmed participants include:

Rick Chessen, Office of Commissioner Michael Copps; **Renee Crittendon**, Office of Commissioner Jonathan Adelstein; **Chris Moore**, Office of Commissioner Deborah Tate; **Angela Giancarlo**, Office of Commissioner Robert McDowell; and **George Reed-Dellinger**, Washington Analysis.

Annual Seminar Ride Share / Room Share Program

The Young Lawyers Committee is once again providing its car pooling and room sharing program for those interested in attending the FCBA Annual Seminar. If you're concerned about costs (or worried that you won't know anyone else at the seminar), you should sign-up for the YLC's car pool list and/or room share list by e-mailing **Cathy Hilke** at CHilke@wileyrein.com. If you have someone in mind with whom you would like to carpool and/or share accommodations, let us know—if not, we will match you up.

Diane Cornell will close the program with the always-popular **Conversation with FCC Commissioners**. You will have an opportunity to hear the Commissioners discuss their views on the evolving communications landscape, with a particular emphasis on what lies ahead in the run up to the election. Confirmed participants include Commissioner **Jonathan Adelstein** and Commissioner **Robert McDowell**.

The Seminar Agenda

Friday, May 2

1:00 – 6:00 p.m.

REGISTRATION

4:00 – 4:05 p.m.

WELCOME AND OPENING REMARKS

Diane J. Cornell, FCBA President

4:05-5:00 p.m.

THE CHIEFS

Moderators:

Linda Kinney, EchoStar Satellite L.L.C.
Jeanine Poltronieri, AT&T Services, Inc.

Panelists:

Cathy Seidel, Chief, Consumer & Governmental Affairs Bureau, *invited*

Kris Monteith, Chief, Enforcement Bureau, *invited*

Helen Domenici, Chief, International Bureau, *invited*

Monica S. Desai, Chief, Media Bureau, *invited*

Fred Campbell, Chief, Wireless Bureau, *invited*

Dana R. Shaffer, Chief Wireline Competition Bureau, *invited*

Julius P. Knapp, Chief, Office of Engineering and Technology, *invited*

Matthew Berry, General Counsel, *invited*

5:00 – 6:00 p.m.

THE CHANGING ROLE OF TECHNOLOGY IN THE ELECTION PROCESS

Moderator:

Scott Blake Harris, Harris, Wiltshire & Grannis LLP

Panelists:

Larry Strickling, Senator Obama's campaign

Jonathan Sallet, Senator Clinton's campaign

Ryan Waite, Senator McCain's campaign – *invited*

Tim Chambers, Senior Advisor to Mobile Future

Representative from Rock the Vote – *invited*

Representative from You Tube – *invited*

6:30 – 9:00 p.m.

FAMILY DINNER

8:30 – 10:30 p.m.

BINGO

Everyone enjoys this seminar tradition. Compete for wacky prizes and share the laughs as everyone plays for the chance to scream "BINGO"!

Sponsored By AT&T

Saturday, May 3

8:00 – 10:00 a.m.

BUFFET BREAKFAST

FCBA ANNUAL SEMINAR

8:00 – 11:00 a.m. REGISTRATION

9:00 – 10:30 a.m. TRANSITIONS AHEAD: TECHNOLOGY, POLICY, POLITICS AND THE INDUSTRY

Moderators:

Ken Ferree, Progress and Freedom Foundation

Edie Herman

Panelists:

Rick C. Chessen, Senior Legal Advisor, Office of Commissioner Copps

Renee Roland Crittendon, Legal Advisor, Office of Commissioner Adelstein

Angela E. Giancarlo, Senior Legal Advisor, Office of Commissioner McDowell

Christopher D. Moore, Legal Advisor, Office of Commissioner Tate

George Reed-Dellinger, Washington Analysis

10:30 – 11:00 a.m. BREAK

11:00 – 12:00 Noon A CONVERSATION WITH FCC COMMISSIONERS

Moderator:

Diane J. Cornell, Inmarsat Inc.

Participants:

FCC Commissioner Jonathan Adelstein
FCC Commissioner Robert McDowell

12:00 p.m. LUNCH ON YOUR OWN AND AFTERNOON ACTIVITIES

ORGANIZED AFTERNOON ACTIVITIES

12:00 p.m. GOLF TOURNAMENT

12:00 lunch and practice on the range or putting green

12:50 be at your carts

1:00 carts roll

Sponsored by Verizon

1:00 – 5:00 p.m. TENNIS TOURNAMENT

1:00 – 5:00 p.m. KAYAKING AT BLACKWATER NATIONAL WILDLIFE REFUGE

2:00 – 4:00 p.m. CRUISE THE CHOPTANK RIVER

6:00 – 10:00 p.m. KIDS BANQUET

dinner and entertainment for our younger participants

7:00 – 7:30 p.m. RECEPTION

7:30 – 9:00 p.m. BANQUET

9:00 p.m. – Midnight ENTERTAINMENT

Dance to the **live music of Rollex**, our band for the evening, or relax and chat with friends and colleagues at the bar, which will remain open. Mom and Dad, don't forget to pick up your kids from the Kids Banquet; they are welcome at the dance party.

Sunday, May 6

8:30 – 10:30 a.m. BUFFET BREAKFAST

No Annual Seminar is complete without the host of activities, both organized

and informal, available to Seminar attendees and their family and guests.

To take advantage of being at Maryland's Eastern Shore, **two special Saturday afternoon activities** have been planned for your participation.

Kayaking in the Blackwater Wildlife Preserve – Saturday afternoon from 1:00 – 5:00 p.m. kayak in the Blackwater Wildlife Preserve with experienced guides and naturalists who will help even the novice kayaker make the 1.5 mile trip through the preserve while pointing out the abundant wildlife on the trip. The registration fee includes all equipment needed. This activity is not recommended for children under 10 years old unless they ride in a tandem kayak with a parent or other adult. Kayakers are responsible for their own transportation to and from the put-in point, only a few miles from the resort. Be sure to include the Kayaking Outing when you register.

Cruise the Choptank River – Because one of the better ways to experience the serenity and natural beauty of the Chesapeake Bay area is to spend time on the water, as one of the Saturday afternoon activities, the FCBA has chartered a 49-passenger boat for a leisurely and scenic cruise. The boat will leave from the Hyatt resort's dock at 2:00



Blackwater Wildlife Preserve

FCBA ANNUAL SEMINAR

p.m. and return to the same location by 4:00 p.m. Two experienced guides, with a combined total of 55 years in Chesapeake Bay research for the State of Maryland, and whose families have lived in the area for generations, will provide information about the history, culture, ecology, birds, and marine life of the Bay and its tributaries. The Express Royale has a covered deck, with closable side curtains. A variety of beverages and snacks will be available for sale on the boat. The price is right! So register early to be sure that you do not miss this opportunity for a memorable experience.

OTHER ORGANIZED ACTIVITIES:

- Friday night Family Dinner
- Friday night BINGO, sponsored by AT&T
- Golf Tournament, sponsored by Verizon
- Tennis Tournament
- Saturday night Kids Banquet

- Saturday Night semi-formal Dinner, Dessert, Dancing - **with a LIVE band** - and a Raffle of a 50" High-Definition 1080p flat panel television, courtesy of Pioneer - USA
- More to come

OTHER RESORT ACTIVITIES:

- The Stillwater Spa – *make your reservations for spa treatments now since spa appointments fill-up quickly*
- The River Marsh Golf Club
- Camp Hyatt at the Pirate's Cove, offering a fun-filled activities program for kids
- The Blue Heron Rookery, the resort's 18 acre wildlife preserve
- Water sports including sailing, kayaking and paddleboats
- Indoor and outdoor pools, including the activities pool with waterslide, a children's pool and the Infinity pool
- Poolside movies and s'mores at the Grand Fireplace
- Biking

Or a short drive from the hotel:

- Explore museums and landmarks, such as the Brannock Maritime

Museum, James B. Richardson Maritime Museum, Neild Museum and Herb Garden, Harriet Tubman Museum, the Dorchester Arts Center or the Dorchester County Historical Society, all within easy reach of the resort.

- Explore the 27,000 acres of Blackwater National Wildlife Refuge.
- Go antiquing in nearby Cambridge, Easton or St. Michael's.

Please use the form on page 25 to register.

Additional information about the resort and its surroundings can be found at www.chesapeakebay.hyatt.com. The FCBA has negotiated a room rate of \$250.00 for the Annual Seminar. Use the form on page 26 of this newsletter to fax your reservation today. Contact **Stan Zenor**, stan@fcba.org, for information on special room rates for government employees.

Thanks to our current sponsors listed below.

Thanks to the 2008 Annual Seminar Sponsors (as of March 27, 2008)

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For more information on sponsoring the Annual Seminar, contact **Scott Blake Harris**, SHarris@harriswiltshire.com.

Thursday, April 10, 2008, 6:00 – 8:15 p.m. Wireless Technologies: An Overview and Policy Discussion on What's Current and What's Next

Presented by the Wireless Practice Committee

The Wireless Practice Committee will hold a CLE seminar entitled "Wireless Technologies: An Overview and Policy Discussion on What's Current and What's Next", on **Thursday, April 10, 2008**, from **6:00 – 8:15 p.m.** at Wiley Rein LLP, 1776 K Street, NW. During the first panel, representatives from Qualcomm and Motorola will demonstrate new wireless devices and discuss services they intend to introduce to the public in the near future. During the second panel, representatives from law firms and trade associations will discuss the regulatory issues raised by these new wireless services and technologies, including privacy, consumer protection, and public safety.

To register, go to the FCBA website Calendar of Events or use the form on page 23.

Agenda

6:00 – 6:05

WELCOME AND INTRODUCTION

Sara Leibman, Director of Federal Government Affairs, T-Mobile USA, Inc.

6:05 – 7:05

TOPIC 1 – INNOVATION IN WIRELESS TECHNOLOGY

Moderator:

Derek Khlopin, Director of Regulatory and Industry Affairs, Nokia

Panelists:

Dean R. Brenner, Vice President, Government Affairs, Qualcomm
Kimberly M. Baum, Assistant Director, Telecommunications & Spectrum Regulation, Motorola
Additional panelists TBD

7:05 – 7:15

BREAK

7:15 – 8:15

TOPIC 2 – REGULATORY IMPLICATIONS OF NEW WIRELESS INNOVATIONS

Moderators:

Paul Garnett, Assistant Vice President, CTIA – The Wireless Association®
Ken Keane, Partner, Duane Morris

Panelists:

Bruce Franca, Vice President for Policy and Technology, Association for Maximum Service Television, Inc.
John Nakahata, Partner, Harris, Wiltshire & Grannis, LLP
Howard Symons, Member, Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.

Wednesday, April 16, 2008, 6:00 – 8:15 p.m. Regulating Pole Attachments in a Broadband World: Deployment, Pricing and Safety Issues

Presented by the Wireline Practice Committee

The Wireline Practice Committee will hold a CLE seminar entitled "Regulating Pole Attachments in a Broadband World: Deployment, Pricing and Safety Issues", on **Wednesday, April 16, 2008**, from **6:00 – 8:15 p.m.** at Bingham McCutchen LLP, 2020 K Street, NW. The current scheme regulating how and at what price various service providers are entitled to

attach their facilities to transmission poles is a microcosm of the traditional "silos" approach to regulation. This system, which is the historical result of several different pieces of legislation enacted over many years, applies different regulatory and pricing models to pole attachments depending in large part upon the traditional lines of business of the facility owner. As a result, cable companies, competitive local exchange providers, incumbent local exchange providers, and wireless service providers face different rules and different pricing schemes for attaching to these poles, the majority of which are owned by electric utilities. Further, although the FCC has primary jurisdiction to regulate the terms and conditions of pole attachments, 18 states have exercised the unusual "reverse preemption" provisions of section 224 of the Act to take over this responsibility from the Commission.

The Commission recently initiated a rulemaking to examine whether the current approach to regulating pole attachments is appropriate in a world where these companies are competing to offer many of the same services, particularly broadband services. This CLE will examine the potentially conflicting interests and policy goals facing the Commission as it seeks to promote broadband deployment while protecting the interests of pole owners in their investment and the safety of their employees.

To register, go to the FCBA website Calendar of Events or use the form on page 23.

Agenda

6:00 – 6:05

WELCOME AND INTRODUCTION

Committee Co-chairs:

Nick Alexander, Donna Epps, Glenn Reynolds and Lisa Youngers

6:05 – 6:15

POLE ATTACHMENTS: A HISTORY LESSON

Charles A. Rohe, Bingham McCutchen LLP

To understand where we're going, you have to understand where we've been. The history of pole attachment regulation is a curious one but essential to understanding the task facing the Commission. Our moderator will provide an overview of existing statutes and regulations and the series of Congressional acts that led us here. This history lesson will set the stage for the remaining speakers to debate whether anything needs fixing and, if so, how to fix it.

6:15 – 7:15

TOPIC 1 – PRICING ISSUES: WHOSE PARITY IS IT ANYWAY?

Speakers:

Don Shepard, Time Warner Telecom
Paul Glist, Davis Wright Tremaine LLP
(Cable Representative)

Charlie Zdebski, Troutman Sanders LLP
(Electric Utility Representative)
Incumbent Telco Representative

Moderator:

Charles A. Rohe, Bingham McCutchen LLP

While the Commission tentatively concluded that regulatory "parity" would best serve the goals of competition and deployment of broadband services, many questions remain about how best to achieve that goal. Are there statutory hurdles that prevent the Commission from establishing a parity pricing scheme for broadband attachments? If not, which of the several existing pricing points (or perhaps a completely new one) would be appropriate? How can the Commission pursue its statutory obligation of encouraging broadband deployment while ensuring that pole owners have incentives to build and maintain these structures? The speakers will provide their industry segment's very different perspectives on these questions.

7:15 – 7:25

BREAK

7:25 – 8:15

TOPIC 2 – SAFETY ISSUES: UP A POLE WITHOUT A LADDER

Speakers:

Raymond A. Kowalski, Troutman Sanders LLP (Electric Utilities Representative)

Dave Thomas, Hogan & Hartson LLP
(Cable Representative)

Charles Stockdale, FiberTech Networks
Brian Josef, CTIA – The Wireless Association

Moderator:

Philip J. Macres, Bingham McCutchen LLP

While pole owners undoubtedly have an interest in ensuring the safety of their networks and workers from harm due to improperly placed facilities, overly-burdensome safety restrictions will discourage broadband deployment and impose unnecessary costs on broadband consumers. How should the Commission balance these interests? How does state "reverse preemption" affect the Commission's approach to these questions? This panel will look at these potentially conflicting interests of pole owners and facilities attachers with respect to safety issues.

Wednesday, April 23, 6:00 – 8:15 p.m. Issues Arising When Privacy and National Security Collide

Presented by the FCBA HLS/ Emergency Communications Committee and Privacy & Data Security Committee

The HLS/ Emergency Communications Committee and the Privacy & Data Security Committee will hold a CLE seminar entitled "Issues Arising When Privacy and National Security Collide" on **Wednesday, April 23, 2008** from **6:00 – 8:15 p.m.** at Wilmer Cutler

Pickering Hale & Dorr LLP, 1875 Pennsylvania Avenue, NW. The first panel will explore current policy debates concerning how best to balance subscribers' privacy interests in the records and contents of their telephone and electronic communications with the government's need to engage in electronic surveillance for national security purposes. The second panel will address issues that telephone companies and interactive service providers face when the government comes to them seeking access to the contents of communications and subscriber information.

To register, go to the FCBA website Calendar of Events or use the form on page 23.

Agenda

6:00 – 6:05

WELCOME AND INTRODUCTION TO THE PANELS

Samir Jain, Co-Chair HLS/Emergency Communications Committee

Ronald London, Co-Chair, Privacy & Data Security Committee

6:05 – 7:05

TOPIC 1 – POLICY DEBATE

Tamla Scott, Senior Counsel, U.S. House of Representatives Committee on Homeland Security

Representatives from the ACLU and Administration (invited)

7:05 – 7:15

BREAK

7:15 – 8:15

TOPIC 2 – COMPLIANCE ISSUES FOR SERVICE PROVIDERS

Drew Arena, Vice President and Associate General Counsel, Verizon
Christopher Bubb, Assistant General Counsel, AOL

Additional panelist TBD

Tuesday, May 27, 6:00 – 8:15 p.m. Legal and Regulatory Issues Related to Internet Video Services

Presented by the Cable Practice Committee

The Cable Practice Committee will host a CLE Seminar on **Tuesday, May 27, 2008 from 6:00 – 8:15 p.m.** addressing Legal and Regulatory Issues Related to Internet Video Services. The rise of Internet video services creates the potential for massive disruption of the market for traditional multichannel video services. This CLE seminar will explore some of the issues raised by the increasing use of Internet video services. Among the issues to be discussed are: (1) what role, if any, should the FCC play with respect to the management of Internet access networks; (2) what types of regulatory obligations (e.g., customer privacy), if any, should be imposed on Internet video services; (3) what are the copyright implications of various Internet video services?

Please look to the May Newsletter and the FCBA website in the coming weeks for an agenda and further details. **To register, go to the FCBA website Calendar of Events or use the form on page 23.**

Wednesday, June 4, 6:00 – 8:15 p.m. Addressing Privacy Issues Abroad: The Global Privacy Framework for Communications and Media Companies

*Presented by the International
Telecommunications and Privacy and
Data Security Committees*

The International Telecommunications and Privacy and Data Security Committees of the FCBA will be co-hosting a CLE that will address the various international privacy laws and policies that communications and media companies must navigate and incorporate into their practices in the global marketplace. This CLE will be held **Wednesday, June 4, 2008 from 6:00 – 8:15 p.m.** at Hogan & Hartson LLP, 555 13th Street, NW, Fulbright Conference Center (13th Floor, West Tower). It will serve as a follow up to the FCBA/ABA Third Annual CLE on Privacy and Data Security for Communications and Media Companies, which was held in March and focused on domestic privacy laws and regulations. Please look to future newsletters and the FCBA website in the coming weeks for more information.

For any questions related to this CLE Seminar, please contact **Yaron Dori**, Co-Chair, FCBA Privacy & Data Committee at ydori@hhlaw.com or **Jennifer Ullman**, Co-Chair, FCBA International Telecommunications Committee at Jennifer.ullman@verizon.com.

To register, go to the FCBA website Calendar of Events or use the form on page 23.

Thursday, June 5 Masters Class: Essentials of Engineering for Telecommunications Policy Reform

*Presented by the Engineering and
Technical Practice Committee and
Continuing Legal Education Committee*

Location: Hogan & Hartson LLP, 555 13th Street, NW

This Master Class will be taught by **Dale N. Hatfield**, engineer, consultant, adjunct professor at the University of

Colorado and former Chief of the Office on Engineering and Technology at the FCC. This two and one-half hour CLE, which will be an update of the very successful CLE that Hatfield taught in May 2006, will be divided into two parts. The *first* part will cover, in an integrated fashion and from a network architecture or system level viewpoint, topics such as analog and digital signals, the transmission requirements of different kinds of content – voice, data, image and video – the characteristics of various transmission media, the three types of switching – circuit, message and packet, and the concepts and importance of bandwidth and latency.

This refresher on basic principles will provide a backdrop for the *second* part which will focus on wireless communications and address such topics as the notion of spectrum, the characteristics of different regions of radio spectrum, elements and performance of transmitter and receiver systems, and the basics of radio wave propagation. Hatfield will then draw upon his four decades of experience in the field to trace how technological developments have supported the federal government's (i.e., the FCC and NTIA) efforts to reduce the rigidities in the rules and policies governing the management of the radio spectrum resource in the past and how subsequent developments in terms of software defined and "cognitive" radios are currently producing additional opportunities to introduce even more dynamic methods for managing that crucial resource. Please look to future newsletters and the FCBA website for further details and agenda.

To register, go to the FCBA website Calendar of Events or use the form on page 23.

Sunday, April 13, 2008 FCBA/ABA/NAB Cosponsor Las Vegas Seminar

Representing Your Local Broadcaster A Wrinkle in Time

Over the past several years, the annual Las Vegas seminar on *Representing Your Local Broadcaster* has become one of the preeminent broadcast law programs in the country. The reason is a renewed focus on the practical, daily issues facing stations and their lawyers.

For our 27th year, we will look at the major issues facing our industry from a unique perspective suggested by the book, *A Wrinkle In Time*, in which three children travel or “tesseract” through time and space with the help of three unusual beings they know as Mrs. Who, Mrs. Which and Mrs. Whatsit. They must go to the planet of Camazotz to rescue their father who is being held by “IT” who seeks to impose sameness on all.

The day promises to be spirited, practical, penetrating and relevant — the makings of an excellent seminar program!

Sponsored by:

Dow Lohnes PLLC • Sheppard Mullin Richter & Hampton, LLP • Wiley Rein LLP • Wilkinson Barker Knauer, LLP

Program Schedule

7:30 – 8:45 am

**REGISTRATION AND
CONTINENTAL BREAKFAST**

8:45 – 9:00 am

INTRODUCTORY REMARKS

Richard Goehler, Chair, ABA Forum on Communications Law, **Marsha**

MacBride, Executive Vice President, National Association of Broadcasters, and **Mark Schneider**, President-Elect, Federal Communications Bar Association

9:00 – 10:00 am

**YEAR IN REVIEW (RETURN OF
REGULATION) LIFE IN
CAMAZOTZ?**

Online public file requirements. Quarterly programming forms. Community advisory boards. As broadcasters grapple with regulatory compliance in this new era, panelists will provide updates on the major developments in regulations that affect stations' day-to-day operations.

Moderator:

Jane Mago, National Association of Broadcasters, Washington, DC

Speakers:

Rick Chesson, Federal Communications Commission, Washington, DC (invited)

Susan Fox, The Walt Disney Company, Washington, DC

Margaret Tobey, NBC Universal, Inc., Washington, DC

Melodie Virtue, Garvey Schubert Barer, Washington, DC

10:00 – 11:00 am

**CONTENT REGULATION
WHERE IS THE HAPPY
MEDIUM?**

A glimpse of a bare breast or buttock, a notorious four-letter word and other “offensive” images and speech have triggered some of the strongest regulatory reactions and litigation in recent media history. Add to that the Commission's proposal to require local programming and you've got a wealth of content regulation. Listen to today's top experts discuss where the FCC and the courts are headed.

Moderator:

David Solomon, Wilkinson Barker Knauer, LLP, Washington, DC

Speakers:

Michael Berg, Law Office of Michael D. Berg, Washington, DC

Robert Corn Revere, Davis Wright

Tremaine, LLP, Washington, DC

M. Anne Swanson, Dow Lohnes PLLC, Washington, DC

Dick Zaragoza, Pillsbury Winthrop Shaw Pittman LLP, Washington, DC

11:00 – 11:15 am

BREAK

11:15 am – 12:15 pm

**TRANSACTIONS IN THE NEW
ERA - TESSERACTING FOR
FUN AND PROFIT**

There are a myriad of state and federal laws, regulations and guidelines that impact broadcasters' transactions every day, how they market to consumers, sell and interact with advertisers, transfer, buy and sell licenses? Learn from the pros the ins-and-outs of transacting your station's business.

Moderator:

Joe Di Scipio, Fletcher Heald & Hildreth, P.L.C., Arlington, VA

Speakers:

Patricia Chuh, Wilkinson Barker Knauer, LLP, Washington, DC

Elizabeth Hammond, First Broadcasting Operating, Inc., Dallas, TX

Lee Shubert, Sciarrino & Shubert, PLLC, Centreville, VA

S. Jenell Trigg, Leventhal Senter & Lerman PLLC, Washington, DC

12:15 – 1:45 pm

**LUNCHEON PUBLIC INTEREST
- WHAT IS “IT”?**

Two localism hearings. Six media ownership hearings. Hundreds of thousands of pages in the FCC record. But are we any closer to knowing what the public interest is? Is it quantity or quality? Join this all-star lineup for a lively discussion of how broadcasters serve their local communities in the modern era.

Featuring:

Commissioner Deborah Taylor Tate, Federal Communications Commission, Washington, DC

W. Kenneth Ferree, The Progress & Freedom Foundation, Washington, DC

Cheryl Leanza, United Church of Christ, Office of Communication, Inc.,

SPECIAL Events

Washington, DC

Jerry Fritz, Allbritton Communications Company, Arlington, VA

Richard Wiley, Wiley Rein LLP, Washington, DC

**1:45 – 2:00 pm
BREAK**

**2:00 – 3:00 pm
FIRST AMENDMENT/
NEWSGATHERING - WHO,
WHICH AND WHAT'S IT**

We will address the arrival of citizen journalists, the pitfalls with user generated content from around the world, the reach of the other countries' laws, what is a fair use, and more. Our in-the-know panelists will explore the major wrinkles in news gathering and dissemination in the 21st century.

Moderator:

Guylyn Cummins, Sheppard Mullin Richter & Hampton LLP, San Diego, CA

Speakers:

Jonathan Ansell, CBS Broadcasting, Inc., Los Angeles, CA

Theodore Boutsous, Gibson, Dunn & Crutcher, Los Angeles, CA

Jane Kirtley, University of Minnesota School of Journalism and Mass Communications, Minneapolis, MN

Nicole Wong, Google, Inc., Mountain View, CA

**3:00 – 4:00 pm
MAKING THE TRANSITION TO
DIGITAL AND BEYOND (DTV,
HD RADIO AND
ONLINE/MOBILE) - LIKE AND
EQUAL ARE NOT THE SAME
THING**

With just 10 months to go in the digital transition, over 1,000 radio stations broadcasting in HD and broadcasters expanding their platform to the online and mobile world, what does the future hold and where are the challenges in today's competitive media landscape? Find out what's the state of play and how broadcasters can focus on the future to keep their bottom lines in top form.

Moderator:

John Burgett, Wiley Rein LLP, Washington, DC

Speakers:

Mark Denbo, Fleischman and Harding LLP, Washington, DC

Judith Endejan, Graham & Dunn PC, Seattle, WA

Scott Patrick, Dow Lohnes PLLC, Washington, DC

Lauren Van Wazer, Cox Enterprises, Inc., Washington, DC

**4:00 – 5:30 pm
RECEPTION**

Conference Information

Advance Registration: Discounted seminar registration is available to all FCBA and ABA members. Registration can be completed online at: <http://www.abanet.org/forums/communication/home.html> or by submitting the form on **page 29** to: ABA Forum on Communications Law, MS 18.2, 321 North Clark St., Chicago, IL 60610. Credit card users may fax registration forms to 312-988-5677. **The deadline for receipt of advance registrations is March 31, 2008.** After that date, it will be necessary to register on-site. If you plan to register on-site, you must call 312-988-5580 at least 72 hours before the conference to confirm that space is still available. Failure to call in advance may result in not being admitted to a sold-out program.

Hotel Housing fills quickly for this event, which again will be held at the **Bellagio Hotel, Sunday, April 13.** NAB has arranged for a special ABA hotel rate for single/double at the Bellagio Hotel, 3600 S. Las Vegas Blvd., Las Vegas, NV 89109, telephone 702-693-7111, fax 702-693-8585. A limited number of rooms are reserved for ABA Forum program attendees and **AVAILABILITY OF SATURDAY ARRIVAL RESERVATIONS IS EXTREMELY LIMITED, and reservations must be made by March 11, 2008.** For reservations phone NAB's housing agent, Expovision's telephone

number is 1-888-622-8830 or 703-205-9114. This website is <http://event.expobook.com/index.aspx?EventId=122>. Please be sure to identify yourself as attending the ABA Forum program.

Air Travel: Airfare discounts are available through ABA Online Travel, the ABA travel agency, Travelocity Business or directly from the airlines. To access ABA Online Travel, go to www.abanet.org, and click on the link at the bottom of the ABA Calendar box. At ABA Online Travel you will have automatic access to meeting airfare discounts, web fares and web book only airlines. The ABA's toll-free number for Travelocity Business is 1-866-321-8403.

Cancellation Policy: Registrants who are unable to attend the program will receive a refund less a \$100.00 administrative fee if a written cancellation is received by **April 4, 2008. After April 4, no refunds will be granted.** Substitutions are acceptable. Cancellations may be faxed to 312-988-5677. The ABA reserves the right to cancel any programs and assumes no responsibility for personal expenses.

Registration Fee: Your registration fee includes admission to the program, continental breakfast, coffee breaks, luncheon, reception, and one set of conference materials.

CLE Credit: Accreditation has been requested for this program from every state with mandatory continuing legal education requirements (MCLE) for lawyers. Please be aware that each state has its own rules and regulations, including its definition of CLE. Check with your state agency for confirmation of this program's approval. Attorneys seeking to obtain MCLE credit in Louisiana and Pennsylvania are required to pay state accreditation fees directly to their state accrediting agency. Certificates of attendance will be distributed after the program. You may contact the program coordinator, Teresa Ucock, at 312-988-5658 for confirmation of the number of CLE credit hours

requested by the ABA or credit approved by any particular state two to three weeks prior to the conference date.

3rd Annual FCBA Mentoring Luncheon to be Held on May 8th

The FCBA is pleased to announce its 3rd Annual Mentoring Luncheon to be held on **Thursday, May 8, 2008** from **12:00 – 2:00 p.m.** in the Paul Porter room at Arnold & Porter, 555 Twelfth Street, NW, Washington, DC. There will be an opportunity to network with attendees from 12:00 Noon to 12:30. Lunch will begin at 12:30 p.m. with an address by a guest speaker.

FCBA Spring Reception Save the Date – June 11, 2008

Mark your calendars now for the FCBA Spring Reception on **Wednesday, June 11, 2008**. Watch your email, the FCBA website, and the May newsletter for more information and registration details.

The Diversity and Young Lawyers Committees invite all young lawyers to meet and have lunch with senior communications attorneys from Congress, major law firms, the FCC, and communications companies. Young lawyers will have the opportunity to network and discuss career questions. The Mentoring Luncheon is intended to facilitate collegiality and friendships between senior and junior level attorneys within the FCBA and

communications industry. Attorneys at all levels of seniority are encouraged to attend.

Please contact **Andrea Barbarin**, abarbarin@loctw.com or 202-479-4844, should you have any questions.

The luncheon cost is \$20. To register, go to the FCBA website – Calendar of Events or use the form on page 27.

Interested in Hosting an FCBA event?

The FCBA greatly appreciates the support of our members' firms and companies who provide space for our brown bag lunches, committee meetings, and CLE Seminars throughout the year. We are, however, always looking for new locations that can host FCBA events. We will be experimenting with some new presentation technology in future CLE seminars, which require more technical support than we have needed in the past.

In general terms, we need conference rooms that can seat at least 30 (more if possible) people at tables for brown bag lunches and committee meetings and conference rooms that can seat a minimum of 60 for CLE seminars. Firms and companies hosting brown bag lunches provide beverages and desserts; firms and companies hosting CLE seminars provide beverages and snacks. CLE seminars are generally held from 6:00 – 8:30 p.m. Additionally, for CLE seminars we need facilities that can provide technology support for microphones for as many as six speakers on a panel, the ability to tie the house sound system into a teleconference bridge, video projection capabilities for PowerPoint presentations, and access to the internet for presentations by speakers. If your firm or company has the needed conference room facilities and capabilities and would be willing to host future FCBA activities, please email **Stan Zenor**, stan@fcba.org, or **Kerry Loughney**, kerry@fcba.org.

COMMITTEE AND CHAPTER *Events*

Cable Practice Committee

Event: Brown Bag Lunch

Date/Time: Friday, April 4, 12:00 – 1:30 p.m.

Location: Senate Commerce Committee Hearing Room (Russell 253)

Topic: Cable Issues: A Conversation with Commerce Committee Staff

Details: Join the Cable Practice Committee at the U.S. Senate Commerce Committee's hearing room for a presentation on what the hot legislative issues are in 2008 and 2009, and what Congress hopes to accomplish over the next year. From oversight to new legislation, something will be going on on the Hill, come and find out what key legislative aides think that will be.

Speakers: Paul Nagle from Senator Stevens's office; Frannie Wellings from Senator Dorgan's office; Chris Ornelas from Senator Smith's office; Christopher Day from Senator Nelson's office; Others TBD

RSVP to: FCBA Website — Calendar of Events

For Further Information: Contact William Cook (William_Cook@aporter.com), Jessica Rosenworcel (Jessica_Rosenworcel@commerce.senate.gov), or Ryan Wallach (rwallach@willkie.com).

Cyberspace Practice Committee

Event: Brown Bag Lunch

Date/Time: Wednesday, April 2, 12:00 – 1:30 p.m.

Location: Pillsbury Winthrop Shaw Pittman LLP, 2300 N Street, NW

Topic: The Future of Voice and Video and Communications in an Internet-Enabled World

More Info: This lunch will bring together technology, business and policy thought-leaders to consider the future of Internet-delivered voice and video... and whatever other services and applications await us on the horizon.

Moderator: Jonathan Askin, Professor, Brooklyn Law School

Panelists: Shelly Palmer (Managing Partner, Advanced Media Ventures Group; President, The Emmy Awards — National Academy of Television Arts & Sciences, NY); Lowell Feldman (CEO, Feature Group IP; Adjunct Professor at UT School of Law); John Hane (Pillsbury Winthrop); Craig Walker (Sr. Product Manager, Voice Products at Google)

RSVP to: FCBA website – Calendar of Events

Diversity Committee

Event: Happy Hour co-hosted by the Young Lawyers Committee

Date/Time: April 17, 6:30 – 8:30 p.m.

Location: Oya Restaurant & Lounge, 777 9th Street, NW (Gallery Place / Chinatown metro stop), 202-393-1400

More Info: Come one, come all for the YLC and Diversity Committee joint happy hour at Oya in Penn Quarter. Happy hour specials

include \$7 specialty cocktails, half price wine, and half price sushi items. Check out Oya's full menu at <http://www.oyadc.com/>.

Contacts: Parul Desai (pdesai@mediaaccess.org), Chris Fedeli (chrisfedeli@dwt.com), or Tarah Grant (tgrant@hhlaw.com)

Event: 3rd Annual Mentoring Luncheon co-sponsored by the Young Lawyers Committee

Date/Time: Thursday, May 8, 12:00 – 2:00 p.m.

Location: Arnold & Porter LLP, 555 12th Street, NW, 10th floor, Paul Porter Room
The Diversity and Young Lawyers Committees invite all young lawyers to meet and have lunch with senior communications attorneys from Congress, major law firms, the FCC, and communications companies. Young lawyers will have the opportunity to network and discuss career questions. The Mentoring Luncheon is intended to facilitate collegiality and friendships between senior and junior level attorneys within the FCBA and communications industry. Attorneys at all levels of seniority are encouraged to attend.

For further info: Contact Andrea Barbarin, abarbarin@loctw.com or 202-479-4844

To register: FCBA website – Calendar of Events or use the form on page 27.

Engineering and Technical Practice Committee

Event: Tour T-Mobile Wireless Switch Office

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

Location: T-Mobile wireless switching office, 12050 Baltimore Avenue, Beltsville, MD

More Info: During the tour, you will have an opportunity to see the physical switches used to handle much of the voice traffic on the T-Mobile network in the Mid-Atlantic region along with a presentation on how the switching center operates.

**There is a 15 person limit for the tour and registrations will be accepted on a first-come, first-served basis.*

To register: Use the form on page 23.

HLS/Emergency Communications Committee

Event: CLE Seminar co-presented by the Privacy and Data Security Committee

Date/Time: Wednesday, April 23, 6:00 – 8:15 p.m.

Location: Wilmer Cutler Pickering Hale & Dorr LLP, 1875 Pennsylvania Ave. NW

Topic: Issues Arising When Privacy and National Security Concerns Collide

To register: FCBA website – Calendar of Events or use the form on page 23.

Event: Brown Bag Lunch

Date/Time: Wednesday, May 28, 12:15 – 1:30 p.m.

Location: Wilmer Cutler Pickering Hale & Dorr LLP, 1875 Pennsylvania Avenue, NW

Topic: Results of the FCC's Commercial Mobile Alert System Rulemaking under the WARN Act: Establishing the Protocols and Requirements for Providers that Elect to Transmit Emergency Alerts to the Public.

Speakers: Lisa Fowlkes, Deputy Bureau Chief, Public Safety & Homeland Security Bureau, FCC; Jim Bugel, Assistant Vice President, Federal Regulatory, AT&T Services, Inc.

RSVP to: FCBA website – Calendar of Events

International Telecommunications Practice Committee

Event: Brown Bag Lunch

Date/Time: Monday, May 5, 12:30 – 2:00 p.m.

Location: Verizon, 1300 I Street, NW, Suite 400 West, 5th Floor Large Conference Rooms (East and West)

Topic: Understanding the Internet: An International Perspective

Speakers: Irene Wu, Georgetown University, Yahoo! Fellow in Residence

Questions: John Giusti at John.Giusti@fcc.gov

RSVP to: FCBA website – Calendar of Events

Event: CLE Seminar co-presented by the Privacy and Data Security Committee

Date/Time: Wednesday, June 4, 6:00 – 8:15 p.m.

Location: Hogan & Hartson LLP, 555 Thirteenth Street, NW, Fulbright Conference Center (13th Floor, West Tower)

Topic: Addressing Privacy Issues Abroad: The Global Privacy Framework for Communications and Media Companies

Questions: Yaron Dori, Co-Chair, Privacy and Data Security Committee at ydori@hhlaw.com or Jennifer Ullman, Co-Chair, International Telecommunications Practice Committee at jennifer.ullman@verizon.com

To register: FCBA website – Calendar of Events or use the form on page 23.

Privacy and Data Security Committee

Event: CLE Seminar co-presented by the HLS/Emergency Communications Committee

Date/Time: Wednesday, April 23, 6:00 – 8:15 p.m.

Location: Wilmer Cutler Pickering Hale & Dorr LLP, 1875 Pennsylvania Ave. NW

Topic: "Issues Arising When Privacy and National Security Concerns Collide"

To register: FCBA website – Calendar of Events or use the form on page 23.

COMMITTEE AND CHAPTER *Events*

Event: CLE Seminar co-presented by the International Telecommunications Practice Committee

Date/Time: Wednesday, June 4,
6:00 – 8:15 p.m.

Location: Hogan & Hartson LLP, 555 Thirteenth Street, NW, Fulbright Conference Center (13th Floor, West Tower)

Topic: Addressing Privacy Issues Abroad: The Global Privacy Framework for Communications and Media Companies

Questions: Yaron Dori, Co-Chair, Privacy and Data Security Committee at

ydori@hhlaw.com or Jennifer Ullman, Co-Chair, International Telecommunications Practice Committee at

Jennifer.ullman@verizon.com

To register: FCBA website – Calendar of Events or use the form on page 23.

Wireless Practice Committee

Event: CLE Seminar

Date/Time: Thursday, April 10,
6:00 – 8:15 p.m.

Location: Wiley Rein LLP, 1776 K Street, NW

Topic: “Wireless Technologies: An Overview and Policy Discussion on What’s Current and What’s Next.” This timely CLE will include two panel discussions. The first will feature senior experts from leading technology companies offering updates on exciting new and emerging wireless technologies, services, applications, and devices. The second panel of legal and policy veterans will then reflect on the regulatory and policy issues that may be presented by these technologies.

To register: FCBA website – Calendar of Events or use the form on page 23.

Wireline Committee

Event: CLE Seminar

Date/Time: Wednesday, April 16,
6:00 – 8:15 p.m.

Location: Bingham McCutchen, LLP, 2020 K Street, NW

Topic: Regulating Pole Attachments in a Broadband World: Deployment, Pricing and Safety Issues

To register: FCBA website – Calendar of Events or use the form on page 23.

Young Lawyers Committee

Event: Happy Hour co-hosted by the Diversity Committee

Date/Time: April 17, 6:30 – 8:30 p.m.

Location: Oya Restaurant & Lounge, 777 9th Street, NW (Gallery Place / Chinatown metro stop), 202-393-1400

More Info: Come one, come all for the YLC and Diversity Committee joint happy hour at Oya in Penn Quarter. Happy hour specials include \$7 specialty cocktails, half price wine, and half price sushi items. Check out Oya’s full menu at <http://www.oyadc.com/>.

Contacts: Parul Desai

(pdesai@mediaaccess.org), Chris Fedeli

(chrisfedeli@dw.com), or Tarah Grant

(tsgrant@hhlaw.com)

Event: Kid Power-DC’s 3rd Annual Panda Pete Poetry Slam

Date/Time: Wednesday, April 23,
5:00 – 7:00 p.m.

Location: Busboys & Poets, 1390 V Street, NW

Topic: Join YLC members as they cheer on the young laureates of Kid Power-DC at Kid Power-DC’s 3rd Annual Panda Pete Poetry Slam. Kid Power-DC, the FCBA’s 2007 Charity Auction beneficiary, is a civics-based organization that provides academic, artistic, and service-learning opportunities for youth in underserved neighborhoods in the District of Columbia. In the annual poetry competition, Kid Power students compete for prizes as they recite their favorite compositions on several themes.

Kid Power has appointed five “celebrity judges,” who will rank the poems, select the top three winners for each theme, and then announce the slam’s first place winner and runner-up. All of the students will receive a certificate of excellence for their poetry, and the winners will receive incredible prizes.

Contacts: Megan Stull (mstull@willkie.com) or Tarah Grant (tsgrant@hhlaw.com)

Event: 3rd Annual Mentoring Luncheon co-sponsored by the Diversity Committee

Date/Time: Thursday, May 8, 12:00 – 2:00 p.m.

Location: Arnold & Porter LLP, 555 12th Street, NW, 10th floor, Paul Porter Room

The Diversity and Young Lawyers Committees invite all young lawyers to meet and have lunch with senior communications attorneys from Congress, major law firms, the FCC, and communications companies. Young lawyers will have the opportunity to network and discuss career questions. The Mentoring Luncheon is intended to facilitate collegiality and friendships between senior and junior level attorneys within the FCBA and communications industry. Attorneys at all levels of seniority are encouraged to attend.

For further info: Contact Andrea Barbarin, abarbarin@loctw.com or 202-479-4844

To register: FCBA website – Calendar of Events or use the form on page 27.

Event: Co-Chair Election & Brown Bag Lunch Planning Meeting

Date/Time: Wednesday, May 21, 12:30 p.m.

Location: Hogan and Hartson LLP, 555 Thirteenth Street, NW, first floor Litigation Center

No proxy votes are allowed, so be sure to attend. All are welcome, but voting is limited to current YLC members. All nominations should be emailed to Chris Fedeli, chrisfedeli@dw.com, and Tarah Grant,

tsgrant@hhlaw.com, no later than Friday, May 9. Self-nominations welcome.

New York Chapter

Event: Chapter program presented in cooperation with The Television & Radio Committee

Date/Time: Wednesday, April 16, 12:30 – 2:00 p.m. - Lunch will be served from 12:00 – 12:30 p.m.

Location: BMI, 320 West 57th Street, New York City, NY

Topic: “Viewer Discretion Advised” The Intersection of the Law & Standards in Broadcast, Cable, Internet and Wireless

Speakers: Deborah Lake, Esq., VP/Standards & Practices, Comedy Central, Spike TV & LOGO and Kathleen Conkey, Esq., Of Counsel, Jacobs deBrauwere, LLP

More Information: Under New York’s MCLE rule, this program is approved for 1.5 MCLE credit hours in the area of professional practice. This program will not qualify for credit for newly admitted attorneys because it is NOT a transitional or basic practical skills program.

There is a fee of \$25 for EASL Members; \$35 for Non-Members and \$20 for Student Members.

To register: Complete the form located at www.nysba.org/viewerdiscretion and return it to Kim McHargue by noon on Monday, April 14, to Fax: 518-487-5694.

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.**

COMMITTEES AND CHAPTERS *in the Spotlight*



Commendations Committee Co-Chairs: Howard Liberman and S. White Rhyne



Law Journal Committee Co-Chairs: Jamison Prime and Bill Richardson.
Not pictured: Ellen Goodman

Commendations Committee

The ten-member Commendations Committee is vested under FCBA By-Laws with responsibility for making recommendations to the Executive Committee for “resolutions and letters of sympathy upon the death of members or other persons,” and “suggestions for recognition of the contribution of members and others in areas of interest to the Association.” The Committee’s resolutions and letters of sympathy are usually preceded by short In Memoriam articles for the *FCBA News*, highlighting accomplishments and contributions of the decedents in communications law and service to the Association.

During the current administrative year, there were published items memorializing the lives of deceased members Louis Clark Stephens, Jack W. Whitley, Richard Sbaratta and Alexander Humphrey. These items were prepared by committee members, often with the assistance of FCBA members not on the committee who worked with or had other associations with the decedents. Committee members White Rhyne, Amy Mushahwar, Alan Campbell and Jim Hobson prepared those items, with notable assistance from other FCBA members Gregg Skall, Ted Kingsley, Vince Pepper and Frank Krogh.

Committee member Bill Malone prepared a news item on the death of Nicholas Zapple, longtime communications counsel to the Senate Commerce Committee who had often participated in FCBA-sponsored functions. There was also a news item on the death of Barbara Caldwell Brobeck, daughter of Louis Caldwell, a founder of the FCBA and its first President. Mrs. Brobeck had been introduced as an honored guest of the Association at several luncheons in recent years.

All In Memoriam pieces and news items prepared for publication in the *FCBA News* are circulated to the entire committee for comment and suggestions before being finalized by the author.

Committee member Bob Beizer prepared, at the request of the Committee, a resolution honoring Norman Goldstein, who had recently retired from the FCC. Goldstein was honored for his 35 years of distinguished service to the Commission and the public, as well as his pro bono charitable and civic activities. The resolution, adopted by the Executive Committee, was framed and presented to Goldstein by Beizer and Committee Co-Chair Rhyne.

Committee Co-Chair Howard Liberman serves as liaison to, and a member of, the recently-appointed Special Committee appointed by FCBA

President Diane Cornell to select a recipient of an “Excellence in Government Service” Award. He will participate in reviewing nominations submitted by members of the Association.

At a Committee organizational meeting in July 2007, it adopted internal procedural rules that govern how it operates. At a second meeting, held in February 2008, the Committee added to its rules and made plans for the balance of the administrative year, which included discussion of better liaison with the Chapters and other matters.

Constitution and By-laws Committee

The Constitution and By-laws Committee is chaired by **Roz Allen** of Holland & Knight LLP and **Russell Fox** of Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C. The Committee responds to requests by the President and Executive Committee by providing advice on structuring and implementing governance initiatives.

Law Journal Committee

Over the past few years, the Law Journal Committee has worked with the student editors of the *Federal Communications Law Journal* to expand your access to

COMMITTEES AND CHAPTERS *in the Spotlight*

the Association's law review through such means as emails in advance of the printed volume and hyperlinks to notes and articles. This year, we're happy to help the Journal promote a new feature that expands the quality and quantity of commentary and content published by the FCLJ. We hope that you have read or heard about the Online Forum, in which short academic-quality articles (and responses to existing notes and articles) are published exclusively on the journal website (www.law.indiana.edu/fclj). Online Forum content is displayed alongside the other notes and articles published by the Journal, and is paginated in a readily citable format. In addition to providing additional discussion on some of the most timely and interesting issues of communications law, the Online Forum offers added opportunities for FCBA members who might not otherwise have the time or inclination to write a lengthy journal article. For details of how to submit contributions to the Online Forum, see <http://www.law.indiana.edu/fclj/inside/forum.shtml>.

The Law Journal Committee, which works with the Journal's student editors, faculty advisor, and administrators at Indiana University School of Law - Bloomington on matters relating to publication of the three-issue-per-year Journal, is chaired by **Bill Richardson**, **Jamison Prime**, and **Ellen Goodman**. Through such means as the annual on-site visit and regular conference calls, we have been able to monitor the progress of the Journal, make the student editors aware of communications law issues of interest to our membership and offer suggestions on matters of editorial policy. The Committee is also grateful that the Association again provided tuition assistance to permit several members of the Journal to attend the annual Comm Law 101 seminar.

The Committee appreciates the excitement and enthusiasm shown by this year's student Editorial Board. Issue

one, which featured commentary and articles on the FCC's indecency regulation, was recently delivered to your mailbox. The staff is hard at work on the remaining two issues this academic year, and next year's recently elected Editorial Board is already making plans for Volume 61.

We look forward to continuing to work with the FCBA leadership, student editors, and IU administrators to enhance the Journal's availability and value to the membership. As always, we encourage all members of the Association to contact the any of the co-chairs with their comments and ideas.

Transactional Practice Committee

The FCBA's Transactional Practice Committee provides members with an active forum to analyze and discuss legal, regulatory and public policy issues that are essential for handling complex domestic and international transactional matters in the telecom industry. The Committee invites government enforcement officials, private practitioners, in-house corporate counsel, members of the financial community, and the public to share perspectives on these issues.

The Transactional Practice Committee is co-chaired by **Neil A. Dellar** of the Transaction Team of the FCC, **Scott**

Feira of Arnold & Porter LLP, **Mark Del Bianco** of the Law Office of Mark Del Bianco, and **Christine M. Crowe** of Wilkinson Barker Knauer, LLP. The Committee has organized a variety of events, with more ahead.

The Committee sponsored an evening CLE on November 7 on drafting consumer contracts for telecommunications services. James Reid from the Office of Senator Jay Rockefeller discussed complaints about consumer contracts in the telecommunications industry and gave an overview of proposed legislation to address these concerns. Neil Berinhout of AT&T Mobility and Sean Morris of Arnold & Porter LLP discussed class action waivers and mandatory arbitration clauses in consumer contracts. John Beahn of Skadden Arps Slate Meagher & Flom LLP discussed contract modification procedures, automatic renewals, device locking and early termination fees. Randall Miller of Arnold & Porter LLP provided an overview of claim substantiation issues.

On February 21, the Committee held a brown bag lunch on carrier-carrier and carrier-enterprise agreements. Andrew Brown of Levine, Blaszak, Block & Boothby LLP and Eric Branfman of Bingham McCutchen LLP discussed medium and large-sized enterprise customer agreements with major carriers, and interconnection and commercial agreements in light of the



Transactional Practice Committee Co-Chairs: Mark Del Bianco and Scott Feira. Not pictured: Christine Crowe and Neil Dellar

COMMITTEES AND CHAPTERS *in the Spotlight*

trend of deregulation and forbearance.

Before summer beckons, the Committee has one more CLE scheduled on May 7. The CLE will cover the legal, regulatory and financial issues in transactions involving sales of rural telco properties, both small and large (e.g., Verizon's sale of its ILEC assets in Maine, New Hampshire and Vermont). Karen Brinkmann of Latham and Watkins and Chuck Wiebe of BIA Capital are confirmed as speakers, and additional panel members will be announced in the near future.

We are always interested in hearing from you about areas you would like the Committee to address. Please email your suggestions or questions to **Neil Dellar** (neil.dellar@fcc.gov), **Scott Feira** (scott_feira@aporter.com), **Mark Del Bianco** (mark@markdelbianco.com), or

Christine
(CCrowe@wbklaw.com).

Crowe

Texas Chapter

The FCBA Texas Chapter added new members and was very active under its new leadership for the year 2007-2008. **Brad Bayliff** (Partner with Casey, Gentz & Magness) joined **Kevin Zarling** (Senior Counsel with Embarq), and **Katherine Farrell** (Attorney with the Law Office of Shannon K. McClendon) as "co-chairs" of the Texas Chapter. In recognition of a complete turnover in leadership and in appreciation of all the efforts of the past "co-chairs," the Texas Chapter held a reception in October honoring **Robin Casey**, **Dineen Majcher** and **Tom Anson**. The year's activities so far have also included regularly scheduled monthly brown bag lunch

seminars held at the Texas Public Utility Commission. Past brown bag topics included: PUC Year in Review and Overview of the PUC's New Oversight and Enforcement Division, Broadband Over Power Lines – Operational Developments and Regulatory Issues, and Regulatory and Legal Developments in 9-1-1. The scheduled brown bag for March 21, 2008, was a presentation by Don Ballard, the newly appointed Public Counsel of the Office of Public Utility Counsel speaking on "Office of Public Utility Counsel: Goals, Organization, and Regulatory Issues." The speaker for the April 18, 2008 brown bag is PUCT Commissioner Paul Hudson, and the topic is "The Changing Nature of Communications: The Public Utility Commission's Role in a Changing World." Please look to future newsletters and the FCBA website for more details.

In MEMORIAM

Alexander Pope Humphrey IV (1941 - 2008)

Alexander Pope Humphrey IV, 67, a telecommunications lawyer who also served in other legal disciplines at three federal departments and volunteered at a fourth, died of myotonic muscular dystrophy February 16, 2008 at the VA Medical Center in Washington. An All-American swimmer at Yale and an Army Special Forces soldier in Vietnam, for which he was awarded the Bronze Star with "V" for valor, Alex led a notably active life until slowed in his last decade by disease.

From the early 1980s to his retirement for reasons of health in 1995, Mr. Humphrey was Vice President and Washington Counsel for RCA Global Communications and its successor, GE American Communications, encompassing also RCA's international affiliate. During much of his legal career and virtually up to his death,

Alex served as a volunteer lawyer representing veterans in compensation and other appellate matters for the Veterans Consortium Pro Bono Program and then the Vietnam Veterans of America. For the period 1986-92, in appellate proceedings before the Board of Veterans Appeals, he compiled the highest ratio of cases won of any advocate.

Frank Krogh, formerly a colleague at RCA, recalled Mr. Humphrey as "an excellent lawyer and a good companion, with a mordant sense of humor. We had stayed in touch through occasional lunches over the past few years, while he was handling veterans' disability appeals. I was struck by his courage in facing each day, given that his physical condition made simple activities like having lunch quite a challenge.

"Alex and I worked together at DOE, and he was my supervisor in the D.C. office of RCA Global Communications for about four years, before RCA Global was acquired by MCI. He proved to be

a helpful mentor at RCA, which was my introduction to telecom regulation. We will all miss him."

Alex Humphrey graduated from Harvard Law School in 1968 and came to Washington to work for the Department of Justice's Civil Appellate Division. After three years managing the Office of Economic Opportunity-funded Pine Tree Legal Assistance organization in Bangor, Maine, he returned to Washington to serve at the Departments of Transportation and Energy before joining RCA.

Mr. Humphrey is survived by his wife of 39 years, Margot Smiley Humphrey, herself a telecommunications lawyer now retired; and a daughter, Katherine Robb Humphrey. The family notes that memorial contributions may be sent to Muscular Dystrophy Association, 3300 E. Sunrise Dr., Tucson, AZ 85718-3208, with a designation for myotonic dystrophy research.



Newseum Breakfast and Tour Held March 25

The FCBA hosted a breakfast and tour of the Newseum on Tuesday, March 25. Attendees got a special sneak preview of the Newseum before it is scheduled to open to the public on April 11, 2008. Peter Prichard, Newseum President, and Joe Urschel, Newseum Executive Director and Senior Vice President, led the tour. The Newseum – a 250,000-square-foot museum of news – features 14 main exhibition galleries exploring news history, electronic news, photojournalism, world news and how the media have covered major historical events such as the fall of the Berlin Wall and the Sept. 11, 2001, terrorist attacks.



Diversity Committee

Attorneys from the government and private sector met on February 12 at the offices of Wiley Rein LLP for the Diversity Committee's Annual CLE. This year's CLE, entitled "The FCC's "New" EEO Rules: Five Years Later," featured panelists who presented an overview of the FCC's EEO Rules and related practice issues.

Jane Mago, General Counsel of the National Association of Broadcasters, moderated the event that included presentations from **Rosemary Harold**, Deputy Chief of the FCC Media Bureau; **Elizabeth Goldin** of Wiley Rein LLP; **Larry Walke** of the National Association of Broadcasters; **Steven Horvitz** of Davis Wright Tremaine LLP; **David Honig**, Executive Director of the Minority Media and Telecommunications Council; and **Frank Jazzo** of Fletcher, Heald, & Hildreth, PLC.

The issues discussed by the panelists included: basic EEO requirements including recordkeeping, recruitment, and reporting; the constitutional basis for EEO regulations; and the effectiveness of EEO enforcement.

The event was very well attended and included both junior and senior members of the bar. The Diversity Committee greatly appreciates the participation of the moderator and panelists who made this an informative CLE seminar for attendees.

For additional information about the Diversity Committee, please contact **Andrea Barbarin** at abarbarin@acg-cos.com.

Young Lawyers Committee Co-Chair Election

The YLC co-chair election will be held on **Wednesday, May 21, 2008 at 12:30 p.m.** at Hogan and Hartson LLP, 555 Thirteenth Street, NW, Washington, DC



R to L: Jane Mago, Moderator, Parul Desai and Andrea Barbarin, Diversity Committee Co-Chairs, and Larry Walke, seminar speaker



Speaker Frank Jazzo and attendees

Charity Auction Beneficiary Application Now Available

The 19th Annual Charity Auction, sponsored by the FCBA Charity Auction Committee will be held on **Thursday, November 20th, 2008**. The Auction Committee is now accepting applications from local charities to be considered as beneficiary of the Auction proceeds. The application is available at http://www.fcba.org/upload/auction_beneficiary_application_2008.pdf and should be received by the FCBA by U.S. Mail, fax, or email no later than Friday, May 23, 2008.

in the first floor Litigation Center. In addition to the election this will be a brown bag lunch and committee planning meeting. The Young Lawyers Committee elects one co-chair each year to serve a two year term. All other volunteer roles with the YLC are appointed.

No proxy votes are allowed, so be sure to attend. All are welcome, but voting is limited to current YLC members. All nominations should be emailed to **Chris Fedeli** (chrisfedeli@dwt.com) and **Tarah Grant** (tsgrant@hhlaw.com) no later than Friday, May 9. Self-nominations welcome.

Atlanta Meets and Greets the Honorable Deborah Taylor Tate

On Thursday, March 6, 2008 the Atlanta Chapter of the FCBA hosted an evening reception, the highlight of which were remarks by Commissioner Tate. Attending were some 60 FCBA members and guests, including former FCC Commissioner **Kathleen Abernathy**, Amy Blankenship (Legal Advisor to Commissioner Tate) and Georgia Public Service Commissioners Robert Baker and Stan Wise. Sponsors of the event were the Atlanta law firms of Arnall Golden Gregory LLP, Friend, Hudak & Harris, LLP, and Strickland Brockington Lewis LLP, as well as Atlanta-based telecom carrier CBeyond. The spectacular backdrop of the Atlanta skyline framed this wonderful and informal opportunity for members and guests to chat about communications-related topics and make and renew acquaintances.

Florida Chapter

On February 29, 2008, Florida FCBA Chapter Members **Gary Resnick** and **Frank Rullan**, GrayRobinson, PA, hosted a CLE seminar on recent FCC



The Honorable Deborah Taylor Tate



FCBA Atlanta Chapter Co-Chair Ken Woods

regulations, Florida Court decisions and Florida PSC decisions impacting agreements between developers, condo/homeowners associations and communications companies. The conference focused on the FCC's Report and Order and Further Notice of Proposed Rulemaking issued on November 13, 2007 (MB Docket No. 07-51), and its significance and implications for Florida communications service providers, real estate developers, MDUs, condominium associations, and homeowner associations. Speakers included, in addition to the hosts, **Alan F. Ciamporocero**, President –Southeast Region for Verizon Communications, and **Will Cox**, from the Abel Band law firm. The seminar was held at the

GrayRobinson law firm's office in Tampa with a live video conference feed to GrayRobinson's office in Orlando. Over twenty attendees participated in a lively interactive discussion at the two sites. Many thanks to **Gary Resnick**, **Frank Rullan**, and GrayRobinson for putting together an outstanding program.

The Florida Chapter is currently planning and organizing events for the remainder of 2008. Topics for upcoming events include a Career Day event for law students and two substantive programs on wireline/wireless broadband services deployment in Florida and net neutrality.

The Florida Chapter is also seeking interested Florida FCBA member volunteers to potentially serve as future co-chairs for the Chapter or as part of a newly formed Chapter Steering Committee. For further information regarding the Florida Chapter, please contact Florida Chapter Co-Chairs, **Will Cox**, (wcox@abelband.com), **Beth Keating** (beth.keating@akerman.com), **David Konuch** (dkonuch@fcta.com), or **Pat Meehan** (pmeehan@hklaw.com).

New England Chapter

On Tuesday, March 7, the New England Chapter of the FCBA, along with its Co-sponsor, the Boston Bar Association held a brown bag lunch at the Boston Bar Association's offices in Boston to meet senior Massachusetts Department of Telecommunications and Cable (DTC) staff, and get an overview of the newly created agency. Principal speakers for the DTC were senior staff **Michael Isenberg**, Director of the Competition Division, and Geoffrey Why, General Counsel for the Department, who both gave presentations to attendees on the structure and inner workings of the new DTC. DTC Commissioner Sharon Gillette, the Department's sole Commissioner, also attended, and spoke to the attendees on several practical issues. Following the DTC's presentations, several attendees asked helpful questions of DTC staff. Subsequently, all attendees participated in an informal "meet and greet" networking opportunity, which went extremely well. Attendance at the event exceeded expectations, with more than 35 participating.

The New England Chapter is also helping to coordinate one of two panel discussions on telecommunications issues at the New England Public Utility Commissioner's Annual Symposium in Vermont from May 4 – 6. The two telecommunications panels are likely to take place — one each — on Monday, May 5, and Tuesday, May 6. Although the speakers and issues for the panels have yet to be finalized, the topics will be timely, and the potential speakers are excellent. We will disseminate more information to members as we get closer to the event, but as the hotels book up quickly, we urge members considering attending to book quickly. For more information on the event, please visit: <http://www.necpuc.org/symposium.htm>.



New England program panelists: Geoffrey Why, General Counsel of DTC, and Michael Isenberg, Director of the Competition Division



Also of note, New England Chapter Co-chair **Michele Thomas**, formerly of T-Mobile, has recently left T-Mobile and telecommunications as a field, and as such, also recently resigned her position as Co-Chair for the New England Chapter. Michele was with our chapter as a Co-Chair for two years, hit the ground running and made an instant positive impact on the chapter, and will be genuinely missed. We wish her the best of luck in all of her future endeavors. **Garnet Goins**, Director of Regulatory Affairs for New England and Attorney for Sprint Nextel, has been nominated to fill Michele's co-chair seat for the remainder of Michele's term. We very much look forward to working with Garnet.

2008 FCBA Membership Directories

The FCBA 2008 Membership Directories are being printed and mailed to members in the next week. Please use the order form on **page 30** to order additional copies for your office.

12th Annual Golf Tournament Friday, June 6th

Registration for the 12th Annual FCBA Foundation - Robert E. Lee Memorial Golf Tournament is now open. Look for the **registration form on page 28** of the newsletter. Based on the positive response to last year's event, we will be returning for a second year to Worthington Manor Golf Club in Urbana, Maryland. Worthington Manor is regularly rated as one of the Mid-Atlantic's premier daily-fee golf clubs, and is a frequent U.S. Open Qualifying site. But don't let this intimidate those of you who aren't quite ready for Q-school — the staff at Worthington Manor does a great job at setting up the course to be both challenging for the low-handicappers and fun for those of us with real day jobs.

This year's tourney will take place **Friday, June 6**, with a Shotgun start at **8:45 a.m.** As in previous years, a scramble (Captain's choice) format will be used and the event is designed to ensure a fun day no matter whether your handicap is three, thirty or somewhere in between. All Eagle Sponsor Foursomes compete for the coveted Eagle Trophy, and many, many other prizes will be awarded thanks to the generosity of our corporate sponsors. Registration includes round, driving range, light breakfast and barbeque lunch — plus a list of acceptable excuses not to return to the office on a pleasant Friday afternoon.

Most importantly, all proceeds go to the FCBA Foundation to support tuition grants for deserving District of Columbia High School graduates. As Stub Estey, one of the original organizers of the tournament would say, "What a great concept: Do good and have fun at the same time."

Diversity Committee to Volunteer for Martha's Table – April 27

The Diversity Committee is seeking volunteers to volunteer at Martha's Table on **Sunday, April 27th**. 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 a.m. and work until 1:00 p.m. Martha's Table is located in a yellow building at 2114 Fourteenth Street, NW, in the District, near the intersection of 14th and U Streets. On-street parking is available.

Volunteers are asked to bring food if possible, (e.g., cold cuts, bread, peanut butter, jelly, vegetables and potatoes) because the center often runs out of donated food. For more information, contact **Edgar Class** at ECClass@wileyrein.com.

McKenna's Wagon Seeking Volunteers for April 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. This is an especially good experience for the teens and pre-teens among us who do not have a full appreciation of the many privileges they enjoy. Community service credits are also available.

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 on **April 27th** or for a future date, please contact **Marlo Go** at MGo@ctia.org or **Tom VanWazer** at tvanwazer@sidley.com.

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 Kerry Loughney, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101, or **EMAIL** it to **kerry@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 Kerry Loughney, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101. In addition, please email the text of the ad to

kerry@fcba.org. Listings and payment received by the 15th 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

4.08.1

Associate – Leibowitz & Associates, a Broadcast & Telecommunications boutique firm established in 1979 is seeking a new associate with 1-5 years experience in FCC and general corporate matters. This is a great opportunity for self-starter in Miami with a small firm. Please submit resume, cover letter, writing sample and salary requirements to tfreeman@broadlaw.com or via fax to 305-530-9417. No phone calls please.

4.08.2

FCC Regulatory Specialist – A multi-office law firm located in Raleigh, NC, seeks a FCC Regulatory Specialist to assist with its national Mass Media and Communications practice.

Responsibilities:

- prepare and file FCC applications and reports using the FCC's CDBS, ULS, and IBFS filing systems;
- Manage and review broadcast client reports and filings;
- perform electronic media research;
- manage regulatory deadlines, internal database and tickler system;
- interaction with FCC staff, consulting engineers and clients; and
- other as needed

Requirements:

Minimum 3 yrs Mass Media or Communications experience. Candidate must possess extreme attention to detail, excellent communication skills and initiative. Ability to multi-task and work in a fast paced deadline driven environment. Proficiency in Word and use of Internet. BA/BS preferred.

Benefits:

Competitive benefits package offered. Salary DOE. Interested parties may submit a cover letter with salary history and resume to the Blind Box. See above. For additional info about the firm visit: www.brookspierce.com.

In MEMORIAM

Father of the Zapple Rule Dies at 93 Nicholas Zapple (1915 – 2008)

Nicholas Zapple, the deeply respected but often-feared communications counsel to the Senate Commerce Committee from 1949 to 1972, died in a nursing home in Annandale, Virginia, on February 8 at age 93. He came to the Senate as a member of the staff of Senator Warren Magnuson of Washington State. So great was the Senator's esteem for Zapple that he was the only member to survive a staff shake-up after Magnuson narrowly avoided defeat in one election. Prior to Nick Zapple's retirement, he had helped draft legislation dealing with major communications issues, including sports broadcasting blackouts.

It was from him that the FCC's famous "Zapple Rule" derived its name. As staff counsel, he had written a letter to the Commission seeking a ruling on

whether, in light of the 1959 exclusions from the equal-opportunities provisions of Section 315(a) of the Act, broadcasters were obliged under the fairness doctrine to afford supporters of candidate B equal opportunity to respond to attacks on their candidate by supporters of candidate A. His letter to the agency, in itself, was extraordinary in that it was signed by a staff member in his own name rather than by a senator, because no senator wanted to incur the wrath of the broadcasters'

lobby by signing such a letter. Reflecting the respect in which he was held, the Commission's letter in response, 23 F.C.C.2d 707 (1970), was written as though he were a senator.

Older members of the FCBA may recollect Mr. Zapple's presence at our luncheons and other functions in the 50s, 60s, and 70s. His widow, Jean, six children, and numerous grandchildren survive him.

Young Lawyers Committee Fundraiser: FCBA Shirts for Sale!

The Young Lawyers Committee is selling FCBA polo shirts to benefit the FCBA Foundation. Perfect for business casual! The shirts are navy blue and embroidered with the FCBA logo in white and amber. Available in women's sizes S, M, and XL and men's sizes M, L, and XL for \$30 per shirt; available in men's XXL for \$32 per shirt. \$16 of the purchase price is deductible as a donation to the FCBA Foundation. To place an order, visit www.fcba.org and submit the form to the FCBA by fax (202-293-4317) or mail (1020 19th Street, NW, Suite 325, Washington, DC 20036). For additional information, please contact **Kerry Loughney** (202-293-4000; kerry@fcba.org) or **Tarah Grant** (703-610-6155; tsgrant@hhlaw.com).

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:

- ☐ **Thursday, April 10, 6:00 – 8:15 p.m. – CLE Seminar on Wireless Technologies: An Overview and Policy Discussion on What's Current and What's Next**, Wiley Rein LLP, 1776 K Street, NW
Cost: \$85.00 for Private Sector Members; \$50.00 for Government/Academic/Student Members; \$25.00 for Government/Academic Members 5 years or less out of school; \$135.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Tuesday, April 8, 2008
- ☐ **Wednesday, April 16, 6:00 – 8:15 p.m. – CLE Seminar on Regulating Pole Attachments in a Broadband World: Deployment, Pricing and Safety Issues**, Bingham McCutchen, LLP, 2020 K Street, NW
Cost: \$85.00 for Private Sector Members; \$50.00 for Government/Academic/Student Members; \$25.00 for Government/Academic Members 5 years or less out of school; \$135.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Monday, April 14, 2008
- ☐ **Friday, April 18, 12:30 – 1:30 p.m. – Tour of T-Mobile Wireless Switch Office**, 12050 Baltimore Avenue, Beltsville, MD
***There is no fee for this event, but there is a 15 person limit for the tour and registrations will be accepted on a first-come, first-served basis.**
- ☐ **Wednesday, April 23, 6:00 – 8:15 p.m. – CLE Seminar on Issues Arising When Privacy and National Security Concerns Collide**, Wilmer Cutler Pickering Hale & Dorr LLP, 1875 Pennsylvania Ave. NW
Cost: \$85.00 for Private Sector Members; \$50.00 for Government/Academic/Student Members; \$25.00 for Government/Academic Members 5 years or less out of school; \$135.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Monday, April 21, 2008
- ☐ **Tuesday, May 27, 6:00 – 8:15 p.m. – CLE Seminar on Legal and Regulatory Issues Related to Internet Video Services**, Location TBD
Cost: \$85.00 for Private Sector Members; \$50.00 for Government/Academic/Student Members; \$25.00 for Government/Academic Members 5 years or less out of school; \$135.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Thursday, May 22, 2008
- ☐ **Wednesday, June 4, 6:00 – 8:15 p.m. – CLE Seminar on Addressing Privacy Issues Abroad: The Global Privacy Framework for Communications and Media Companies**, Hogan & Hartson LLP, 555 Thirteenth Street, NW, Fulbright Conference Center
Cost: \$85.00 for Private Sector Members; \$50.00 for Government/Academic/Student Members; \$25.00 for Government/Academic Members 5 years or less out of school; \$135.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Monday, June 2, 2008
- ☐ **Thursday, June 5, 3:00 – 5:15 p.m. – CLE Seminar – Hatfield Masters Class: Essentials of Engineering for Telecommunications Policy Reform**, Hogan & Hartson LLP, 555 13th Street, NW
Cost: \$85.00 for Private Sector Members; \$50.00 for Government/Academic/Student Members; \$25.00 for Government/Academic Members 5 years or less out of school; \$135.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Tuesday, June 3, 2008

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

2008 FCBA CONGRESSIONAL RECEPTION

HONORING MEMBERS AND STAFF OF THE 110TH CONGRESS

HOSTED JOINTLY WITH CEA, CTIA, NAB, SIA, TIA, AND USTELECOM

Tuesday, April 29, 2008

6:00 TO 8:30 P.M.

B. SMITH'S RESTAURANT

50 MASSACHUSETTS AVENUE, NE

Please register _____ FCBA Private Sector Member(s) at \$50.00 per person

Please register _____ Government/Academic/Law Student at \$15.00 per person

Please register _____ Non-Member(s) at \$100.00 per person

Name _____

Organization _____

Address _____

Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____

E-mail _____

Please list names of all attendees (all attendee names must be received by mail, fax, or e-mail no later than Tuesday, April 22:)

\$ _____ 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
TUESDAY, APRIL 22 TO:**

Federal Communications Bar Association

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

**PHONE REGISTRATIONS WILL NOT BE ACCEPTED.
NO TICKETS WILL BE MAILED. RESERVATIONS WILL BE
CONFIRMED AT THE REGISTRATION DESK AT THE
RECEPTION.**

*Cancellation Policy: Due to the nature of this event,
no refunds will be given for cancellations.*

2008 FCBA ANNUAL SEMINAR *Registration Form*

May 2-4, Hyatt Regency Chesapeake Bay, Cambridge, MD

PLEASE TYPE OR PRINT CLEARLY

Registrant's Name _____
Organization _____
Address _____
Suite/Room/Apt. _____
City/State/Zip _____
Phone _____
Fax _____
Email _____
Your Golf Handicap _____
Your Guest/Spouse Handicap _____
Spouse/Guest Full Name _____
Children's Full Names and Ages _____

Please provide nicknames for name
badges for all attendees (if applicable) _____

REGISTRATION FEES:

FCBA Private Sector Member	\$395.00
FCBA Government/Academic/Law Student Member	\$195.00
Non-Member	\$700.00
Spouse/Guest	\$250.00
Teens (ages 13 to 18)	\$195.00
Children (ages 4 to 12)	\$100.00
Golf Tournament	\$160.00
Tennis Tournament	\$35.00
Choptank River Cruise	\$30.00
Kayaking	\$80.00

MAIL OR FAX REGISTRATION

No registrations will be processed without payment. If paying by check, please mail your registration to: FCBA 2008 Annual Seminar, 1020 19th Street, NW, Suite 325, Washington, DC 20036. If paying by credit card, you may also fax your registration to FCBA at 202-293-4317. No phone registrations will be accepted.

CALCULATE AMOUNT DUE

Registrant \$ _____
Plus Spouse/Guest \$ _____
Plus Children (ages 13 to 18) \$ _____
Plus Children (ages 4 to 12) \$ _____
Plus Golf Tournament \$ _____
Plus Tennis Tournament \$ _____
Plus Choptank River Cruise \$ _____
Plus Kayaking \$ _____
TOTAL REGISTRATION FEES \$ _____

PAYMENT

☐ Check made payable to FCBA

☐ Credit Card

☐ VISA ☐ MasterCard ☐ American Express

Card Number _____

Expiration Date _____

Card Holder Name _____

Signature _____

CANCELLATION POLICY

All registration fees must be received by April 15, 2008. Cancellations will be accepted and FCBA registration fees refunded (less a \$50.00 cancellation fee per person) if notice is received no later than April 15, 2008. No refunds will be granted after this date. If for any reason FCBA cancels this seminar, it is not responsible for any travel, hotel accommodations, or other costs incurred by the registrant. Registration for the event may be transferred to another person upon written request to the FCBA office.

The Annual Seminar Registration Fee includes attendance at all of the CLE Seminars; Friday evening's family dinner; Saturday evening's reception and banquet; Saturday evening's Kids Banquet and activities; and breakfast buffets on Saturday and Sunday. Meals and activities not included in the Annual Seminar Registration Fee and not sponsored by FCBA (e.g., golf and tennis tournaments, Kids Camp, Choptank River Cruise, kayaking and lunch on Saturday) are the responsibility of attendees.

FCBA ANNUAL SEMINAR ROOM *Reservation Form*



Friday, May 2nd through Sunday, 4th, 2008

Single/Double Occupancy: \$250.00

Reservation forms are due on or before **March 31st**. Please fax this form to **Hyatt Regency Chesapeake Bay Reservations** at **410-901-6302**. Reservation requests received after this date will be based on availability at the Resort's prevailing rates.

LAST NAME: _____ **FIRST NAME:** _____

Address: _____ **Phone:** _____

City/St: _____ **ZIP:** _____ **Fax:** _____

Email: _____ **Share w/ Name:** _____

ARRIVAL DATE: _____ **DEPARTURE DATE:** _____

ROOM TYPE: (Requests based on availability)

SMOKING: _____ **NON-SMOKING:** _____ **KING:** _____ **DBL/DBL:** _____

☐ Check Enclosed ☐ Visa ☐ MasterCard ☐ American Express

Credit card no. _____ **Exp. date** _____

Signature _____

There is a \$12.00 Resort Fee that will be added to all guest rooms per room and per night. This fee will include the use of the miniature golf course, putting green, driving range, daily newspaper, local and 800 calls, in room safe, intra resort shuttle, use of basketball court, use of volleyball court, tennis courts, and game room.

CHECK-IN TIME: 4:00 pm

CHECK-OUT TIME: 12:00 pm

100 Heron Boulevard • Cambridge, Maryland 21613 • 410.901.1234 • Reservations 800.233.1234

MENTORING LUNCHEON *Registration Form*

Thursday, May 8, 2008
12:00 Noon – 2:00 p.m.

ARNOLD & PORTER LLP
555 12TH STREET, NW, 10TH FLOOR
WASHINGTON, D.C.

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

PLEASE SPECIFY YOUR AREA OF INTEREST:

_____ law firm	_____ wireless	_____ wireline
_____ public sector	_____ cable	_____ international
_____ media	_____ legislative	_____ I.P. communications

Two ways to register:

FAX

(CREDIT CARD REGISTRANTS ONLY):
(202) 293-4317

_____ \$20.00 for all attendees

☐ Visa ☐ MasterCard ☐ American Express

MAIL

SEND A CHECK PAYABLE TO "FCBA":
1020 19th Street, N.W.
Suite 325
Washington, D.C. 20036

Credit card no. _____

Exp. date _____

Signature _____

PAYMENT MUST BE RECEIVED NO LATER THAN FRIDAY, MAY 2, 2008. SPACE IS LIMITED, SO PLEASE REGISTER EARLY!

ROBERT E. LEE MEMORIAL FCBA FOUNDATION CHARITY GOLF TOURNAMENT *Registration*

Name _____

Organization _____

Address _____ Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____ E-mail _____

YES! I WOULD LIKE TO SUPPORT THE GOLF TOURNAMENT, TO BE HELD ON FRIDAY, JUNE 6, 2008, AT WORTHINGTON MANOR GOLF CLUB, AS INDICATED BELOW:

- | | |
|---|------------------------|
| <input type="checkbox"/> Eagle Club | \$ 1,200 |
| <input type="checkbox"/> FCBA Private Sector Member | \$ 200 (for teams x 4) |
| <input type="checkbox"/> FCBA Government/Academic/Young Lawyer/Law Student Member | \$ 150 |
| <input type="checkbox"/> Non-Member | \$ 250 |

GOLFERS IN YOUR FOURSOME (IF KNOWN AT THIS TIME):

Name(s)	Organization	Handicap or average of last two rounds
_____	_____	_____
_____	_____	_____
_____	_____	_____

Eagle Club - \$1,200

- Golf foursome including admission to all event activities
- Continental breakfast and lunch
- Participation with other Eagle Club sponsors in exclusive "Tournament Within A Tournament" competition to win the coveted Eagle Club trophy
- Full page ad in event program
- Top-level recognition in all event advertising before and after the tournament

For more information about the tournament, go to www.fcba.org

Note: Players may choose their foursomes regardless of donation level.

Company Hole Sponsor — \$300

- Full page ad in event program
- Hole signage

Individual Hole Sponsor — \$250

- Half page ad in event program
- Hole signage

SCHEDULE

8:45 a.m. Shotgun start

CHAIRMAN LEE

The tournament is named in memory of former Federal Communications Commission (FCC) Chairman Robert E. Lee, who passed away in April 1993 after serving on the FCC for almost thirty years. Chairman Lee served as a Commissioner of the FCC for 28 years and was instrumental in the early development of color television, among other contributions to federal

communications policy.

PLEASE SEND THIS FORM AND A CHECK MADE PAYABLE TO THE "FCBA FOUNDATION" TO:

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

PLEASE RETURN FORM AND PAYMENT BY FRIDAY, MAY 30, 2008.

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

Credit card no. _____ Exp. date _____

Signature _____

FCBA/ABA/NAB LAS VEGAS SEMINAR *Registration Form*

April 13, 2008

BELLAGIO, 3600 LAS VEGAS BLVD., LAS VEGAS, NV 89109

Three Ways to Register:

BY FAX

Fax registration form to:
312.988.5677
Our Fax Line is open 24 hours.

BY MAIL

Mail registration form and payment to:
ABA Forum on Communications Law
MS 18.2, 321 North Clark St.
Chicago, IL 60610
312.988.5658

REGISTER ONLINE: <http://www.abanet.org/forums/communication/home.html>

Name _____

First Name (As you would like it to appear on your badge) _____

Firm _____

Address _____

City/State/Zip _____

E-mail Address _____

Are you licensed to practice in New York? ☐ Yes ☐ No

FEES

- ___ \$375 Forum Members
- ___ \$375 Members of National Association of Broadcasters
- ___ \$375 Members of Federal Communications Bar Association
- ___ \$425 Non-Members ABA/NAB/FCBA
- ___ \$250 Government/Public Interest
- ___ \$175 Law Students/BEA
- ___ \$_____ Membership Fee*
(\$45 Regular/\$5 Law Student)

*Please enroll me as a member of the Forum on Communications Law. I understand I must be a member of the ABA and at least one Section.

I belong to the following section(s): _____

METHOD OF PAYMENT

\$_____ Total Enclosed

☐ Check enclosed (Payable to the American Bar Association)

☐ Credit Card ☐ Visa ☐ MasterCard ☐ American Express

Credit card no. _____ Exp. date _____

Name on card (Printed) _____

Signature _____

2008 FCBA MEMBERSHIP DIRECTORY *Order Form*

Copies of the 2008 FCBA Membership Directory are available for purchase at a cost of \$55.00 for FCBA Members, \$30.00 for Law Student Members, and \$110.00 for Non-Members and in accordance with the terms set forth on this form. There is a 10% discount for orders of 10 or more Directories. **(Please add 5.75% sales tax for orders sent to D.C. addresses).**

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

Please send me _____ copy(ies) of the 2008 FCBA Membership Directory.

Signature (required) _____

Name _____

Organization _____

Address _____ Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____ E-mail _____

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

☐ Check Enclosed ☐ Visa ☐ MasterCard ☐ American Express

Credit card no. _____ Exp. date _____

Signature _____

Please make check payable to "FCBA"

PLEASE SEND OR FAX THIS FORM TO:

Ann Henson
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: fcba@fcba.org

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

Calendar

April 2	Cyberspace Committee Brown Bag Lunch
April 4	Cable Practice Committee Brown Bag Lunch
April 10	CLE Seminar on Wireless Technologies: An Overview and Policy Discussion on What's Current and What's Next
April 13	FCBA/ABA/NAB Representing Your Local Broadcaster Seminar
April 16	CLE Seminar on Regulating Pole Attachments in a Broadband World: Deployment, Pricing and Safety Issues
April 16	New York Chapter Program
April 17	FCBA Executive Committee Meeting
April 17	Young Lawyers and Diversity Committees Happy Hour
April 18	Engineering and Technical Practice tour of T-Mobile Wireless Switch Office
April 23	CLE Seminar on Issues Arising When Privacy and National Security Concerns Collide
April 27	Diversity Committee to Volunteer for Martha's Table
April 27	Volunteer for McKenna's Wagon
May 2-4	FCBA Annual Seminar; Hyatt Regency Chesapeake Bay, Cambridge, MD
May 8	3rd Annual Diversity and Young Lawyers Committees Mentoring Luncheon
May 21	Young Lawyers Committee Co-Chair Election & Brown Bag Lunch Planning Meeting
May 27	CLE Seminar on Legal and Regulatory Issues Related to Internet Video Services
May 28	HLS/Emergency Communications Committee Brown Bag Lunch
June 4	CLE Seminar on Addressing Privacy Issues Abroad: The Global Privacy Framework for Communications and Media Companies
June 5	CLE Seminar: Hatfield Masters Class: Essentials of Engineering for Telecommunications Policy Reform
June 6	12th Annual FCBA Foundation Robert E. Lee Charity Golf Tournament
June 11	FCBA Spring Reception



FEDERAL COMMUNICATIONS
BAR ASSOCIATION

1020 19th Street, N.W.
Suite 325
Washington, D.C. 20036