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N E W S

January 2013

Newsletter of the Federal Communications Bar Association

2013 Annual Seminar May 17-19 Save the Dates!

Mark your calendar now and plan on attending the 2013 FCBA Annual Seminar at *The Hotel Hershey®* in Hershey, PA. The Hotel Hershey is the perfect family resort for the FCBA Annual Seminar with a world class spa, golf, tennis, ice skating, family fun at *HersheyPark®* with rides for everyone, and many other Hershey related activities. Look to the February newsletter for program information, registration and housing forms, and more details on the weekend.



Photos courtesy of Hershey Entertainment & Resorts Company. HersheyPark & The Hotel Hershey are trademarks used with permission.

Nominations for 2013 Election

Pursuant to Article V, Section 20 of the Association's Bylaws, the FCBA Nominations Committee is beginning the process of preparing the ballot for the 2013 annual election. Positions to be filled are: President-Elect; Secretary; Assistant Secretary; Assistant Treasurer; Chapter Representative to the Executive Committee; Delegate to the American Bar Association; three (3) members of the Executive Committee; three (3) members of the Nominations Committee; and four (4) FCBA Foundation Trustees.

The first step of this process is for members to notify the Nominations Committee of their interest in being nominated, or to

recommend other members for consideration for nomination. Nominations should be sent to FCBA Past President and Chair of the Nominations Committee, **Yaron Dori**, via email to ydori@cov.com. Please give the name of the member to be considered for nomination and the office they are being recommended for by **January 14, 2013**.

The Nominations Committee will present a slate of nominations to the membership via email and the in newsletter. At that point, members will have the option of making additional nominations as outlined in the Bylaws.

This Month's Key Events

Mass Media Committee Brown Bag Lunch

Date/Time: Tuesday, January 8, 12:15 – 1:30 p.m.

Location: Drinker Biddle & Reath LLP, 1500 K Street, NW

Topic: Current Legal Issues for Non-Commercial Broadcasters

▶ SEE PAGE 6

Wireless Committee CLE Seminar

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

Location: TBD

Topic: The Role of Spectrum Sharing in Addressing the Bandwidth Crunch

▶ SEE PAGE 3

International Committee Reception in Honor of the WCIT Ambassador Terry Kramer

Date/Time: Thursday, January 17, 6:00 – 7:30 p.m.

Location: Wiley Rein LLP, Main Conference Center, 1776 K Street, NW

▶ SEE PAGE 6

Intellectual Property Committee Brown Bag Lunch

Date/Time: Monday, January 28, 12:15 – 1:30 p.m.

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

Location: Wilkinson Barker Knauer, LLP, 2300 N Street, NW, Suite 700

Topic: The Internet Radio Fairness Act

▶ SEE PAGE 6

Transactional Committee CLE Seminar

Date/Time: Wednesday, January 30, 6:00 – 8:15 p.m.

Location: Mayer Brown LLP, 1999 K Street, NW

Topic: Verizon/SpectrumCo: Anatomy of a Transaction

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PRESIDENT'S Message

DEAR MEMBERS:

New years are times for new resolutions, new directions and new choices. Individuals and institutions can benefit from the pause that inevitably comes from turning a page in the calendar to reflect about goals, missions and the purpose of routine actions, and take stock about what is working well and what could be modified for the better. From the oldest to the youngest in my household there is agreement that 2012 was a challenging year, and the talk around our table has been about hoping for more harmony, more time together and a chance now and then to laugh and enjoy the things in life that matter. I certainly wish the same for the many members of the FCBA, and their families and friends.



In starting 2013, we all can be grateful that the Federal Communications Bar Association continues to be a relevant part of so many of our professional lives. And the time we spend as volunteers for the organization whether in planning CLEs, meeting to discern how we can engage well and effectively with each other on social media, chopping vegetables at Martha's Table, or in developing a mock scenario for law students to brief and argue at the Annual Moot Court competition allows us to deepen the personal bonds with our colleagues that enrich our lives as well. In this new year, I want to ask each of you to consider what your level of involvement is with the FCBA and whether there is something more you'd like to do. Think about whether you have an interest in stepping forward to run for a leadership position with the FCBA or the Foundation. **Yaron Dori** is heading up this year's Nominations Committee, and he is seeking nominations for the next fiscal year that starts on July 1, 2013 this month. There is more information about the process and open positions on [page 1](#).

The new year makes it timely to consider what the FCBA does well and what could be improved, so drop me a personal note if you have constructive suggestions. As noted in my opening remarks on the night of the memorable 26th Annual Chairman's Dinner, we are in the process of evolving as an association, whether we recognize it or not. It can only benefit the organization to reflect a bit on what is great, important and good about our work, and what maybe is less significant or even a resource intensive artifact of another time. Thanks for any and all feedback in advance and also for understanding that the FCBA does not have unlimited staff or other resources, so that often change is, by necessity, incremental.

Thanks to the many members, friends and guests who were present at the Annual Chairman's Dinner in December. It was a festive and well attended event and the Chairman's hilarious music videos had everyone tapping their toes or trying in vain to empty their heads of mindless pop tunes by the evening's end. The FCBA Foundation netted nearly \$43,000 towards its mission, so thanks all around to every company and firm that sponsored a table; that decision has great benefits that will pay off in ways large and small. Thanks to the FCBA staff for all the behind the scenes work to make the event such a success.

It is tough to single out only one or two things to focus on in a monthly column, because there is so much going on all the time with the FCBA, the Chapters and the Foundation. But I wanted to draw everyone's attention to the opportunity listed here in the newsletter to assist in the Annual Moot Court taking place at CUA on February 1-2, and the opportunity to participate in the pre-oral argument brief judging as well. Of course, there is more to come as we continue to roll out CLE and other programming, and gear up for a lunch or two, receptions and the Annual Seminar.

Here's to a great 2013!

Laura Phillips



FEDERAL COMMUNICATIONS
BAR ASSOCIATION

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Tuesday, January 15, 6:00 – 8:15 p.m. The Role of Spectrum Sharing in Addressing the Bandwidth Crunch

The **Wireless Telecommunications Committee** will hold a CLE on **Tuesday, January 15, 2013** from **6:00 – 8:15 p.m.** on The Role of Spectrum Sharing in Addressing the Bandwidth Crunch. This program will be held at Arnold & Porter LLP, 555 12th Street, NW.

The July 2012 report of the President's Council of Advisors on Science and Technology (PCAST) emphasized spectrum sharing as a means for making federal spectrum available for commercial mobile services. Since then, the FCC has taken steps to implement key recommendations of the PCAST report, most recently announcing it would make available 100 MHz of spectrum in the 3.5 GHz band for small cell use. In addition, the National Telecommunications and Information Administration (NTIA) has taken steps to explore sharing between federal and commercial users. This CLE will explore the views of stakeholders in industry and government on the road ahead for spectrum sharing.

To register, [click here](#) or go to the **FCBA Website – Calendar of Events** or use the form on **page 21**.

Agenda

6:00 – 6:05 p.m.

WELCOME AND INTRODUCTIONS

William Cook, Partner, Arnold & Porter LLP

6:05 – 7:05 p.m.

VIEWS FROM GOVERNMENT

The first panel will feature senior government officials with significant roles in spectrum policymaking. Speakers will discuss government perspectives on the role of sharing

in addressing the need for additional spectrum.

Moderator:

Jared Carlson, Director, Government Affairs, Ericsson

Speakers:

Shawn Chang, Senior Democratic Counsel, House Committee on Energy and Commerce (invited)

David Redl, Counsel, House Committee on Energy and Commerce (invited)

Peter Tenhula, Senior Advisor, Department of Commerce, National Telecommunications and Information Administration (invited)

John S. Leibovitz, Deputy Bureau Chief, Wireless Telecommunications Bureau, FCC

7:05 – 7:15 p.m.

BREAK

7:15 – 8:15 p.m.

VIEWS FROM THE INDUSTRY

In this panel, we will hear perspectives from speakers active in the wireless industry with interest in the role of spectrum sharing in meeting commercial and government spectrum needs.

Moderator:

Scott Bergmann, Assistant Vice President, CTIA – The Wireless Association

Speakers:

Dean Brenner, Vice President, Government Affairs, Qualcomm

Mark Racek, Director, Spectrum Policy, Ericsson

Steve Sharkey, Director of Government Affairs for Technology and Engineering Policy, T-Mobile USA, Inc.

Other speakers TBA

Wednesday, January 30, 6:00 – 8:15 p.m. Verizon/SpectrumCo: Anatomy of a Transaction

The **FCBA Transactional Committee** will hold a CLE on **Wednesday, January 30, 2013** from **6:00 – 8:15 p.m.** on Verizon/SpectrumCo: Anatomy of a Transaction. This program will be held at Mayer Brown LLP, 1999 K Street, NW.

The sale of SpectrumCo spectrum to Verizon and the contemporaneous commercial agreements presented significant and in many cases novel issues with respect to both substance and procedure. Representatives from the FCC, DOJ, Verizon, Comcast, Sprint, and Public Knowledge who participated in the agencies' reviews will discuss the process, the issues, and the implications for the future.

To register, [click here](#) or go to the **FCBA Website – Calendar of Events** or use the form on **page 21**.

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Contact Information Updates

We'd like to remind everyone that if they have any changes to their contact information that they notify the FCBA, wendy@fcba.org. In order to keep a cohesive look to both our online and hard copy directories, we do not allow members to make any changes to their contact information themselves. Also note that we do not include prefixes or titles in any of our member listings. We appreciate your cooperation in this matter. Thank you.

VERIZON/SPECTRUMCO

CONTINUED FROM PAGE 3

Agenda

6:00 – 6:05 p.m.

WELCOME AND INTRODUCTIONS

6:05 – 7:00 p.m.

THE PERSPECTIVES OF THE PARTIES

Representatives of Verizon and Comcast will describe the purpose of the transactions, their anticipated benefits, and the processing issues they anticipated at the FCC and DOJ. Representatives from Sprint and Public Knowledge will then review concerns that they and others raised about the transactions, the conditions they sought to impose, and comment on various procedural issues raised by the transactions.

7:00 – 7:10 p.m.

BREAK

7:10 – 8:15 p.m.

AGENCY RESPONSES, COMMENTS BY THE PARTIES, QUESTIONS

Those who worked on the transaction at the FCC and the Department of Justice will explain how the two agencies addressed the issues raised by the parties and coordinated their consideration and responses. The panelists representing the parties to the transaction and the opponents will have an opportunity to comment on the agency responses. The moderator will then lead the speakers in a discussion the issues raised, including questions from the audience. The focus will be on lessons learned and tips for those anticipating review of major transactions in the future.

Moderator:

Donald Stockdale, Co-Chair, FCBA Transactional Practice Committee, Partner, Mayer Brown. LLP

Speakers:

Joseph Matelis, Chief Counsel for Innovation, U.S. Department of Justice

Rick Kaplan, Executive Vice President of Strategic Planning, National Association of Broadcasters

Kathleen Grillo, Senior Vice President, Federal Regulatory Affairs, Verizon
Kathy Zachem, Senior Vice President, Regulatory and State Legislative Affairs, Comcast Corporation

Charles McKee, Vice-President, Government Affairs Federal & State Regulatory, Sprint Nextel Corporation
Jodie Griffin, Staff Attorney, Public Knowledge

Thursday, February 7, 6:00 – 8:15 p.m. Enforcement Bureau Nuts and Bolts

The FCBA **FCC Enforcement Committee** will hold a CLE on **Thursday, February 7, 2013** from **6:00 – 8:15 p.m.** on Enforcement Bureau Nuts and Bolts. This program will be held at a location to be determined in Washington, DC.

To register, [click here](#) or go to the **FCBA Website – Calendar of Events** or use the form on **page 21**.

Agenda

6:00 – 6:05 p.m.

WELCOME AND INTRODUCTIONS

6:05 – 6:45 p.m.

UNDERSTANDING THE SECTION 208 COMPLAINT PROCESS

Section 208 of the Communications Act is a powerful enforcement mechanism that permits market participants, consumers, and others to bring formal and informal complaints against telecommunications carriers. The Market Disputes Resolution Division of the Enforcement Bureau oversees the complaint process, including playing an active role in helping parties mediate their disputes. Learn the ins and outs of this essential enforcement tool from seasoned practitioners and FCC staff.

Moderator:

John Nakahata, Partner, Wiltshire & Grannis LLP

Speakers (List in Formation):

Michael Engel, Attorney Advisor, Market Disputes Resolution Division

6:45 – 6:55 p.m.

BREAK

6:55 – 8:15 p.m.

BEST PRACTICES IN ENFORCEMENT INVESTIGATIONS

Clients facing enforcement inquiries face difficult challenges. This panel will help you protect your client's interests by providing an overview of the steps in the enforcement process, highlighting potential missteps, describing best practices, and sharing years of experience.

Moderator:

Kristi Thompson, Deputy Chief, Telecommunications Consumers Division

Speakers:

Brian Murray, Partner, Latham & Watkins LLP

Anjali Singh, Assistant Chief, Investigations and Hearing Division

Margaret Tobey, Vice President, Regulatory Affairs, NBCUniversal, Inc.

Tuesday, February 12, 6:00 – 8:15 p.m. International Dimensions of Cybersecurity

The FCBA **International Telecommunications Committee** will hold a CLE on **Tuesday, February 12, 2013** from **6:00 – 8:15 p.m.** exploring the International Dimensions of Cybersecurity. This program will be held at a location to be determined in Washington, DC.

The first panel will focus on cybersecurity issues implicated by international supply chains and their regulation, with a

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CLE Seminars

CYBERSECURITY

CONTINUED FROM PAGE 4

particular focus on telecommunications-related industries. The second panel will focus on international standards-setting and interagency cooperation in addressing cybersecurity issues. Both panels will feature a mix of government and industry experts, and provide insight into recent developments in these areas.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 21](#).

Wednesday, February 20, 6:00 – 8:15 p.m. The Transition from PSTN to IP: Key Regulatory Issues

The FCBA Wireline Committee will hold a CLE on **Wednesday, February 20, 2013**

from **6:00 – 8:15 p.m.** on the Transition from PSTN to IP: Key Regulatory Issues. This program will discuss issues surrounding the transition to IP interconnection, including the recently filed AT&T and NTCA rulemaking petitions and the potential impacts of a TDM-to-IP transition on the wireline industry. It will be held at a location to be determined in Washington, DC.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 21](#).

Thursday, February 28, 6:00 – 8:15 p.m. The 1992 Cable Act: 20 Years Later

The Video Programming and Distribution Committee will hold a CLE on **Thursday, February 28, 2013** from **6:00 – 8:15 p.m.** on the 20th Anniversary of the Cable Television Consumer Protection and Competition Act of 1992 (“The 1992

Cable Act”). The seminar will focus on the six principal provisions of the 1992 Act: Rate Regulation, Retransmission Consent, Must Carry, Program Access, Program Carriage, and Franchising. Speakers to include: Toni Cook Bush, Skadden Arps Slate Meagher & Flom LLP; Paul Glist, Davis Wright Tremaine LLP; Seth Davidson, Edwards Wildman Palmer LLP; Jim Casserly, Willkie Farr & Gallagher LLP; Howard Symons, Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C.; Diane Burstein, NCTA; and Loretta Polk, NCTA. They will give an overview of the above-listed subjects and provide an assessment of whether the 1992 Act, in retrospect, achieved its objectives. This program will be held at Wiley Rein LLP, 1776 K Street, NW.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 21](#).

SPECIAL Events

Wednesday, February 27, 2013 – Save the Date! “Third Annual Mentoring Supper”

Presented by the FCBA’s Young Lawyers Committee and the WBA’s Communications Law Forum

Location: Hogan Lovells US LLP, 555 13th Street, NW, Washington, DC 20004 (Closest metro stop is Metro Center).

Please join the FCBA’s Young Lawyers Committee and the Women’s Bar Association’s Communications Law Forum for our third annual joint mentoring supper on **Wednesday, February 27, 2013**

from **6:30 – 9:00 p.m.** Please save this date for an opportunity to enhance your career planning! More details to follow in the February newsletter.

Sunday, April 7, 2013 – Save The Date! FCBA/ABA/NAB 32nd Annual “Representing Your Local Broadcaster”

The 32nd Annual FCBA/ABA/NAB Representing Your Local Broadcaster Annual Seminar will be held on **Sunday April 7, 2013** at the Encore Wynn Hotel in Las Vegas, Nevada. Program details will be coming soon.

Be sure to reserve your hotel room as housing fills quickly for this event. NAB has arranged for a limited number of rooms at the Encore for ABA Forum program attendees. For reservations at the discounted NAB Show rate, you must make your reservations through NAB’s housing office, Expovision, at 1-888-622-8830 or 703-205-9114. You may also make your reservations online at <http://attendeemx.expobook.com/?EventId=234>.

***NOTE: Reservations must be made by March 8, 2013. AVAILABILITY OF RESERVATIONS FOR SATURDAY ARRIVAL IS EXTREMELY LIMITED.** Please be sure to identify yourself as attending the ABA Forum program.

COMMITTEE AND CHAPTER *Events*

Intellectual Property Committee

Event: Brown Bag Lunch

Date/Time: Monday, January 28, 12:15 – 1:30 p.m.

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

Location: Dow Lohnes PLLC, 1200 New Hampshire Avenue, NW

Topic: The Internet Radio Fairness Act has been introduced in Congress, seeking to change the standards used to set royalties paid to SoundExchange by webcasting services, including services such as Pandora and broadcasters who stream their programming on the Internet. What changes does the Act provide for the way that royalties are determined? Would adoption of the bill affect the decisions of the Copyright Royalty Board that sets these royalties? What impact would the change in standard have on webcasters, musicians and record labels? What else does the bill provide? Are there other alternatives to this bill? These questions and more will be explored by panelists representing different parties in this debate over digital music royalties.

Speakers: Brieanne Elpert, SoundExchange; Lee Knife, Digital Media Association; Harley Geiger, Senior Legislative Counsel for Congresswoman Zoe Lofgren; Troy Stock, Counsel to Congressman Jason Chaffetz; Brendan Kelsay, Clear Channel

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

International Telecommunications Committee

Event: Reception in Honor of the WCIT Ambassador Terry Kramer

Date/Time: Thursday, January 17, 6:00 – 7:30 p.m.

Location: Wiley Rein LLP, Main Conference Center, 1776 K Street, NW

More information: On December 3-14, the United States sent a delegation led by Ambassador Terry Kramer to the ITU's World Conference on International Telecommunications. In honor of the work of the Ambassador and the U.S. delegation, please join the International Telecommunications Committee at a reception in his honor.

**Special thanks to the event sponsors: AT&T Services, Inc., Cisco Systems, Inc., Google Inc., Intel Corporation, Microsoft Corporation, and Verizon.*

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 21](#).

Event: CLE Seminar

Date/Time: Tuesday, February 12, 6:00 – 8:15 p.m.

Location: TBD

Topic: International Dimensions of Cybersecurity

Speakers: To include: Jamie Barnett, Jr., RDML USNR (Ret.), Potomac Institute for Policy Studies; Ari Schwartz, National Institute of Standards and Technology; Jeffery Goldthorp, Federal Communications Commission; Christopher Simkins, Chain Security, LLC

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

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 21](#).

Legislative Committee

Event: Panel Discussion

Date/Time: Thursday, January 24, 6:30 – 8:00 p.m.

Location: Georgetown Law School, Bernard S. and Sarah M. Gewirtz Student Center, 12th Floor, 120 F Street, NW. (NOTE: On the Georgetown Law School campus, F Street has been replaced by a quad. The entrance to the Gewirtz Student Center is near 2nd Street's intersection with the quad.)

Topic: Communications and Technology Policy in the 113th Congress. Join us for an informative and lively panel discussion (followed by question and answer) focusing on communications and technology policy in the 113th Congress. The panel will consist of leading Hill staffers from both the House and Senate who will share their thoughts on the different paths that communications and technology policy is likely to take in the new Congress. This event is a joint event with Georgetown Law School and is not eligible for CLE credit.

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

Mass Media Committee

Event: Brown Bag Lunch

Date/Time: Tuesday, January 8, 12:15 – 1:30 p.m.

Location: Drinker Biddle & Reath LLP, 1500 K Street, NW. (Entrance on 15th Street. Go directly to second floor.)

Topic: Current Legal Issues for Non-Commercial Broadcasters. Subjects to be discussed include: Fundraising for third parties; Operating agreements between station licensees and third parties in light of the San Francisco case; Current trends in FCC enforcement regarding underwriting announcements and other content; The Court of Appeals case in California involving political/underwriting announcements; CPB rules on open meetings; Developments in Congress and the Executive Branch; Streaming/over-the-top TV issues that are unique to non-commercial stations.

Participants: Lisa Delaney, Vice President and General Counsel, WETA; Gregory Lewis, Deputy General Counsel, National Public Radio; Lonna Thompson, Executive Vice President, Chief Operating Officer and General

Counsel, Association of Public Television Stations; Todd Gray, Partner, Dow Lohnes, PLLC.

Moderator: Howard Liberman, Partner, Drinker Biddle & Reath LLP

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

Transactional Committee

Event: CLE Seminar

Date/Time: Wednesday, January 30, 6:00 – 8:15 p.m.

Location: Mayer Brown LLP, 1999 K Street, NW, Town Hall

Topic: Verizon/SpectrumCo: Anatomy of a Transaction

For more information: See [page 3](#).

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 21](#).

Video Programming and Distribution Committee

Event: CLE Seminar

Date/Time: Thursday, February 28, 6:00 – 8:15 p.m.

Location: Wiley Rein LLP, 1776 K Street, NW

Topic: The 1992 Cable Act: 20 Years Later

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

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 21](#).

Wireless Telecommunications Committee

Event: CLE Seminar

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

Location: Arnold & Porter LLP, 555 12th Street, NW

Topic: The Role of Spectrum Sharing in Addressing the Bandwidth Crunch

For more information: See [page 3](#).

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 21](#).

Wireline Committee

Event: Brown Bag Lunch

Date/Time: Wednesday, January 16, 12:10 – 1:30 p.m.

Location: Wiley Rein, LLP, 1750 K Street (10 East Conference Room)

Topic: The Lifeline Broadband Pilot Program. Hear from the FCC WCB Staff on program goals and design.

Speakers: Kimberly Scardino (invited); Garnet Hanley

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

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COMMITTEE AND CHAPTER *Events*

Event: CLE Seminar

Date/Time: Wednesday, February 20, 6:00 – 8:15 p.m.

Location: TBD

Topic: The Transition from PSTN to IP: Key Regulatory Issues

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

To register: [Click here](#) or go to the **FCBA**

Website – Calendar of Events or use the form on [page 21](#).

Florida Chapter

Event: CLE Program in partnership with the Florida Bar Administrative Law Section

Date/Time: Friday, January 25, 8:15 a.m. – 12:45 p.m.

Location: Florida Public Service Commission, 4055 Esplanade Way, Easley Building, Room 152, Tallahassee, FL 32399

Topic: Florida Energy, Cybersecurity, and Administrative Practice

For more information: See [page 7](#).

To register: Use the form on [page 22](#).

New York Chapter

Event: Breakfast Discussion

Date/Time: Tuesday, February 5, 8:00 – 10:00 a.m.

Location: Google's New York Headquarters, 111 8th Avenue, New York, New York, 10172

Topic: Mobile Payments

Moderator: Jason Oxman, CEO, Electronic Transactions Association

Panel Participants (in progress):

Kenneth Carter, Policy Counsel for Advanced Networks, Google Inc.; Valerie Chianuri, Regulatory and Compliance Attorney, MPayMe Ltd.; and David True, Managing Director of Broadly Curious Advisors and President of NYPAY.

To RSVP: [Click here](#) or go to the **FCBA**

Website – Calendar of Events or email JKostyu@wbkllaw.com.

COMMITTEE AND CHAPTER *News*

National Telecommunications Moot Court Competition – Call for Volunteers

The FCBA and The Catholic University of America, Columbus School of Law will co-sponsor the 2012 National Telecommunications Moot Court Competition (“NTMCC”) to be held February 1-2, 2013. This year's competition problem considers the FCC's jurisdiction to require wireless carriers to disclose wireless broadband speeds to consumers and the surrounding First Amendment issues. The competition is looking for attorneys to serve as Briefs and Oral Arguments Judges. Briefs Judges will receive submitted Briefs on or around Monday, January 7 and will be due back on Wednesday, January 23. A score sheet provided by the NTMCC will guide Briefs Judges in grading the briefs and allocating points. Oral Arguments Judges are needed for the following rounds: Friday, February 1 at 7:00 p.m., Saturday, February 2 at 9:00 a.m. and 11:00 a.m. If you would like to volunteer as a Brief or Oral Arguments Judge, please contact **Emilie de Lozier**, Vice Chancellor, at nattel2013@gmail.com. No expertise is necessary.

Florida Chapter CLE Program on January 25

Please join the Florida FCBA Chapter in cooperation with the Florida Bar Public Utilities Law Committee for a timely and informative discussion of cutting edge legal, policy, and regulatory issues in energy, cybersecurity, and administrative law on **Friday, January 25, 2013** from **8:15 a.m. – 12:45 p.m.** This program will be held at the Florida Public Service Commission, 4055 Esplanade Way, Easley Building, Room 152, Tallahassee, FL 32399.

Learn about cybersecurity from state and national experts, hear a Congressional legislative update from Senator Bill Nelson's Chief of Staff Pete Mitchell, find out about natural gas fracking legal and regulatory issues, and refresh your knowledge of principles of evidence in Florida state agency proceedings with the Ladd Professor Emeritus of Florida State University and a leading Florida scholar in evidentiary law, Charles Ehrhardt. The program also includes opening remarks from current Florida Public Service Chairman Ronald Brisé.

Registration information is available on [page 22](#). Please contact **Will Cox** (will.cox@fpl.com) or **Beth Keating** (bkeating@gunster.com) if you have any questions or need further information.

Agenda

8:15 – 8:45 a.m.

LATE REGISTRATION

8:45 – 9:00 a.m.

OPENING REMARKS

Chairman Ronald A. Brisé, Florida Public Service Commission

9:00 – 10:30 a.m.

EVIDENCE AND STATE AGENCY PROCEEDINGS

Professor Charles Ehrhardt, Ladd Professor Emeritus, FSU College of Law

10:30 – 10:45 a.m.

BREAK

10:45 – 11:30 a.m.

DRILLING AND HYDRAULIC FRACTURING FOR UNCONVENTIONAL GAS: ECONOMIC, ENVIRONMENTAL, AND REGULATORY CHANGE

Professor Hannah Wiseman, Assistant Professor, FSU College of Law

11:30 – 11:45 a.m.

CONGRESSIONAL UPDATE

Pete Mitchell, Chief of Staff, Senator Bill Nelson (FL)

11:45 a.m. – 12:45 p.m.

CYBERSECURITY PANEL

Mary McLaughlin, Florida Department of Law Enforcement

Miles Keough, National Association of Regulatory Utility Commissioners

FCBA Foundation Applications for Funding of Unpaid Legal Internships

For the 20th consecutive year, the Federal Communications Bar Association (FCBA) Foundation will award stipends to law students from its Chairman Robert E. Lee Scholarship and Internship Fund. In 2013, the Foundation will award several stipends to law students employed as unpaid summer interns in positions with the FCC and other federal, state, and local government agencies with a connection to the communications industry. In addition, the Foundation will select one outstanding intern among those chosen to receive an additional stipend for the summer -- the "Max Paglin Award." Mr. Paglin was the former General Counsel and Executive Director of the FCC, and the founder of the Golden Jubilee Commission on Telecommunications, which compiled a definitive legislative history of the Communications Act.

Applicants will be selected on the basis of: (1) a demonstrated interest in the communications field, (2) having secured or having pending, an unpaid summer position (internship) for at least eight weeks in communications with a Federal, state, or local government agency with a connection to the communications industry, (3) dependence on financial assistance in order to accept the unpaid internship in a government agency; and, (4) community activities. To the extent a recipient receives unanticipated funding for the unpaid internship, the FCBA Foundation's general policy is to reduce its scholarship awards by any amount that a recipient's total funding (including all sources) for the internship would otherwise exceed \$7,000.

Applications for internship stipends should be submitted to Kerry Loughney, FCBA Foundation, 1020 19th Street, NW, Suite 325, Washington, DC 20036 or kerry@fcba.org (electronic submissions are encouraged). **Applications must be postmarked by March 13, 2013.**

Applicants may be asked to interview with members of the Foundation Board; interviews may be conducted by telephone. Please encourage eligible applicants to apply.

The application for a Lee Fund scholarship is posted in the Foundation section of the FCBA Website – http://www.fcba.org/foundation/internship_stipends.shtml.

FCBA Foundation College Scholarship Program Applications Now Available

Applications for the FCBA Foundation's 2013 College Scholarship Program, which provides financial assistance for DC high school students to attend college, are now available on the FCBA website: http://www.fcba.org/foundation/scholarship_fund.shtml. Over the past 18 years, the Foundation has helped more than 150 students from DC schools attend college. In 2012, the Foundation awarded 15

college scholarships and laptop computers to graduating seniors from eight DC public high schools.

Scholarship amounts range from several thousand dollars to potentially as much as \$32,000, payable over four years. Scholarships are awarded to graduating high school seniors who demonstrate through their application and personal interview that their academic achievements, school attendance records, and service to school and community show their potential to succeed in college and make positive contributions to their communities. Preference is given to students with experience or interest in pursuing studies or a career in the communications sector, such as in engineering, computer science, information technology, journalism, media, telecommunications, or law.

The deadline to apply for 2013 scholarships is March 1, 2013. Applications must be postmarked or emailed by no later than this date.

CONTINUED ON PAGE 9 ►

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.

SCHOLARSHIP PROGRAM

CONTINUED FROM PAGE 8

Applications should be submitted to Kerry Loughney, FCBA Foundation, 1020 19th Street, NW, Suite 325, Washington, DC 20036 or kerry@fcba.org (electronic submissions are encouraged). The Foundation plans to conduct interviews of promising applicants over a period beginning April 17 – 21, 2013 and to notify successful applicants regarding their scholarship awards by mid-May 2013.

If you have any questions about the application, please contact the FCBA offices at 202-293-4000 or by email at kerry@fcba.org.

Martha's Table Kids Trip to MPAA on January 18

On **Friday, January 18, 2013**, the FCBA Foundation and the Motion Picture Association of America will host kids from Martha's Table for a special film screening. We appreciate MPAA's generosity as the Foundation continues to partner with Martha's Table and offer the children in the program educational enrichment in the field of communications. Prior to the movie, MPAA staff will briefly explain the importance of the film rating system and

how it works. Showtime starts at 4:30 p.m. in the MPAA screening room, 1600 "Eye" Street, NW, Washington, DC.

Martha's Table helps 1,100 people a day deal with the immediate effects of poverty and provides tutorial, educational, job training, and recreational programs during the school year for approximately 250 children. The MPAA movie screening will benefit kids between ages nine and 13 and represents a great volunteering opportunity for FCBA members. For more information and to volunteer please contact **Howard Weiss** via email at weiss@fhhlaw.com by January 7.

Homeland Security and Emergency Communications Committee to Volunteer at Martha's Table on January 27

On **Sunday, January 27, 2013**, from **10:00 a.m. – 1:00 p.m.**, members of the FCBA's Homeland Security and Emergency Communications Committee will be preparing and distributing food at the FCBA Foundation's partner charity, Martha's Table. The FCBA has been meeting monthly to volunteer at Martha's

Table for many years. Martha's Table feeds hundreds of homeless adults and children on the streets of Washington daily, through its mobile soup kitchen. Martha's Table is located in a yellow building at 2114 Fourteenth Street, NW, in the District, near the intersection of 14th and U Streets. On-street parking is available. Volunteers are asked to bring food if possible, (e.g., cold cuts, bread, peanut butter, jelly, vegetables and potatoes) because the center often runs out of donated food.

Please mark your calendars, bring your friends and children, and participate in this great volunteer effort. To volunteer, contact **Brian Hurley**, Co-Chair, Homeland Security and Emergency Communications: brian.hurley@fcc.gov.

The FCBA volunteers on the **last Sunday of every month**, so mark your calendars now. If you are able to volunteer on **January 27, February 24, March 31**, or a future date, please contact **Howard Weiss** at 703-812-0471, weiss@fhhlaw.com.

D.C. Bar Lawyer Assistance Program

The D.C. Bar offers a free, confidential program for lawyers and law students who are experiencing problems, such as addiction, mental health symptoms or stress, which interfere with their personal or professional lives. Telephone or face-to-face consultations with licensed counselors are available. The program also provides mentors. Here is a link to a more detailed description of the counseling opportunities that are offered: http://www.dcbar.org/for_lawyers/bar_services/counseling/about.cfm.

Attention Adjunct Professors!

The FCBA Foundation would like to expand the number of law student applicants for the Foundation's internship stipend program, which awards funds each Spring to enable outstanding law students to serve as interns at the FCC, NTIA, and other communications-related government agencies. Earlier this year, the Foundation awarded 14 summer internship stipends ranging from \$4,000 to \$5,000, and plans are now underway for Spring 2013 stipend awards. *If you teach or interact with law students and would be willing to help distribute applications or otherwise encourage law students to apply to the internship stipend program, please contact Glenn Reynolds (greynolds@ustelecom.org).*

26th Annual **CHAIRMAN'S DINNER**



Photos by Mark Van Bergh

26th Annual **CHAIRMAN'S DINNER**



26th Annual **CHAIRMAN'S DINNER**



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26th Annual **CHAIRMAN'S DINNER**



26th Annual CHAIRMAN'S DINNER



Thanks to Those Who Sponsored Foundation Tables at the Chairman's Dinner!

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26th Annual **CHAIRMAN'S DINNER**



26th Annual CHAIRMAN'S DINNER



JOB Bank

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

01.13.1

Intern – EchoStar Corporation has an exciting job opportunity for a 2013 paid summer intern to work with our regulatory team at the Hughes headquarters in Germantown, MD. The right candidate will assist with a broad spectrum of legal and policy issues relating to satellite communications and spectrum management. He/she will perform legal research on a variety of issues and also may be required to write written pleadings and summarize comments and legislation. Interns may also attend industry and other government meetings. Applicants must be 2nd or 3rd year law students, and must have strong analytical, research, writing and organizational skills. Applicants should send a cover letter, resume and brief writing sample to: Jennifer Manner, Vice President of Regulatory Affairs, EchoStar Corporation (Jennifer.manner@echostar.com).

COMMITTEE/CHAPTER EVENT *Registration Form*

Name _____ Organization _____

Address _____ Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____ E-mail _____

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

- ☐ **Tuesday, January 15, 6:00 – 8:15 p.m. – CLE Seminar on The Role of Spectrum Sharing in Addressing the Bandwidth Crunch.** Location: Arnold & Porter LLP, 555 12th Street, NW.
Cost: \$135.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; \$25.00 for Student Members; \$205.00 for Non-Members
Registrations and cancellations due by 12:00 Noon, Monday, January 14, 2013.
- ☐ **Thursday, January 17, 6:00 – 7:30 p.m. – International Committee Reception in honor of the WCIT Ambassador Terry Kramer.** Location: Wiley Rein LLP, 1776 K Street, NW, Washington, DC.
Cost: \$5.00 for FCBA Members, \$15.00 for Non-Members
Registrations and cancellations due by 12:00 Noon, Wednesday, January 16, 2013.
- ☐ **Wednesday, January 30, 6:00 – 8:15 p.m. – CLE Seminar on Verizon/SpectrumCo: Anatomy of a Transaction.** Location: Mayer Brown LLP, 1999 K Street, NW, Town Hall.
Cost: \$135.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; \$25.00 for Student Members; \$205.00 for Non-Members
Registrations and cancellations due by 12:00 Noon, Tuesday, January 29, 2013.
- ☐ **Thursday, February 7, 6:00 – 8:15 p.m. – CLE Seminar on Enforcement Bureau Nuts and Bolts.** Location: TBD.
Cost: \$135.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; \$25.00 for Student Members; \$205.00 for Non-Members
Registrations and cancellations due by 12:00 Noon, Wednesday, February 6, 2013.
- ☐ **Tuesday, February 12, 6:00 – 8:15 p.m. – CLE Seminar on International Dimensions of Cybersecurity.** Location: TBD.
Cost: \$135.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; \$25.00 for Student Members; \$205.00 for Non-Members
Registrations and cancellations due by 12:00 Noon, Monday, February 11, 2013.
- ☐ **Wednesday, February 20, 6:00 – 8:15 p.m. – CLE Seminar on The Transition from PSTN to IP: Key Regulatory Issues.** Location: TBD.
Cost: \$135.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; \$25.00 for Student Members; \$205.00 for Non-Members
Registrations and cancellations due by 12:00 Noon, Tuesday, February 19, 2013.
- ☐ **Thursday, February 28, 6:00 – 8:15 p.m. – CLE Seminar on The 1992 Cable Act: 20 Years Later.** Location: Wiley Rein LLP, 1776 K Street, NW.
Cost: \$135.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; \$25.00 for Student Members; \$205.00 for Non-Members
Registrations and cancellations due by 12:00 Noon, Wednesday, February 27, 2013.

\$ _____ 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: 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: wendy@fcba.org

"FLORIDA ENERGY, CYBERSECURITY AND ADMINISTRATIVE PRACTICE" *Registration Form*

Friday, January 25, 2013
8:00 a.m. – 12:45 p.m.

LOCATION: FLORIDA PUBLIC SERVICE COMMISSION, 4055 ESPLANADE WAY, EASLEY BUILDING, ROOM 152, TALLAHASSEE, FL 32399

TO REGISTER BY MAIL, SEND THIS FORM TO: The Florida Bar, Jackie Werndli, 651 E. Jefferson Street, Tallahassee, FL 32399-2300 with a check in the appropriate amount payable to The Florida Bar or credit card information filled in below. If you have questions, call 850-561-5623.

Name: _____ Florida Bar # _____
Address _____
City/State/Zip _____
Phone: _____ Email* _____

*Email address required to transmit electronic course materials and is only used for this order.

JMW: Course No. 1200641N (Item # 8010004)

REGISTRATION FEE: \$60.00

METHOD OF PAYMENT (CHECK ONE):

- ☐ Check enclosed made payable to The Florida Bar
☐ Credit Card (Fax to 850-561-9427)
☐ MASTERCARD ☐ VISA ☐ DISCOVER ☐ AMEX

Name on Card: _____
Billing Zip Code: _____
Card No. _____
Exp. Date: ____ / ____ (MO/YR)
Signature: _____

☐ Check here if you have a disability that may require special attention or services. Please attach a general description of your needs. We will contact you for further coordination.

REFUND POLICY: A \$25 service fee applies to refund requests. Requests for refund **must be in writing and postmarked** no later than two business days following the course presentation. Registration fees are non-transferable, unless transferred to a colleague registering at the same price paid.

Calendar

January 8	Mass Media Committee Brown Bag Lunch
January 15	CLE Seminar on The Role of Spectrum Sharing in Addressing the Bandwidth Crunch presented by the Wireless Telecommunications Committee
January 17	International Committee Reception in Honor of the WCIT Ambassador Terry Kramer
January 18	Martha's Table Kids Outing to MPAA
January 24	Legislative Committee Panel Discussion on Communications and Technology Policy in the 113th Congress
January 25	Florida Chapter CLE Program in partnership with the Florida Bar Administrative Law Section – Tallahassee, FL
January 27	Homeland Security and Emergency Communications Committee to Volunteer at Martha's Table
January 28	Intellectual Property Committee Brown Bag Lunch
January 30	CLE Seminar on Verizon/SpectrumCo: Anatomy of a Transaction presented by the Transactional Committee
February 1-2	National Telecommunications Moot Court Competition held at the Catholic University of America Columbus School of Law
February 5	New York Chapter Breakfast Discussion on Mobile Payments
February 7	CLE Seminar on Enforcement Bureau Nuts and Bolts presented by the FCC Enforcement Committee
February 12	CLE Seminar on International Dimensions of Cybersecurity presented by the International Telecommunications Committee
February 20	CLE Seminar on The Transition from PSTN to IP: Key Regulatory Issues presented by the Wireline Committee
February 27	Third Annual Mentoring Supper presented by the FCBA Young Lawyers Committee and the WBA's Communications Law Forum
February 28	CLE Seminar on The 1992 Cable Act: 20 Years Later presented by the Video Programming and Distribution Committee
April 7	FCBA/ABA/NAB 32nd Annual "Representing Your Local Broadcaster"
May 17-19	Annual Seminar, The Hotel Hershey, Hershey, PA



FEDERAL COMMUNICATIONS
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