



N E W S

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July 2010

Newsletter of the Federal Communications Bar Association

Nominations Committee Announces Election Results

The Nominations Committee is pleased to announce the results of the 2010 election. The following members were elected as officers: **Yaron Dori**, President-Elect; **Laura H. Phillips**, Secretary; **Ryan G. Wallach**, Assistant Secretary; and **Joseph M. Di Scipio**, Assistant Treasurer. **Bryan N. Tramont** assumed the office of President and **Lauren M. Van Wazer** assumed the office of Treasurer on July 1st.

Elected to three-year terms as members of the Executive Committee were **Parul Desai**, **Rosemary C. Harold**, and **Megan Anne Stull**. **Glenn T. Reynolds** was elected to a one year term on the Executive Committee filling a vacant seat. **Bradford W. Bayliff** was elected as Chapter Representative to the Executive Committee. **Catherine Hille**

will represent the Young Lawyers Committee on the Executive Committee.

Elected to two-year terms on the Nominations Committee were **John B. Branscome**, **Stacy Robinson Fuller**, and **Luisa L. Lancetti**. Elected to three-year terms as FCBA Foundation Trustees were **Ann West Bobeck**, **Karen Brinkmann**, **David M. Don**, and **Donna Epps**.

FCBA Past President **Mark D. Schneider** chaired the 2009-2010 Nominations Committee. Members of the committee were: **James S. Blitz**; **Carolyn W. Brandon**; **Robert E. Branson**; **Scott D. Delacourt**; **Angela E. Giancarlo**; **Kathleen Grillo**; **Sara F. Leibman**; **Melissa Newman**; **Jamison S. Prime**; **Sherrese Smith**; **Gigi B. Sohn**; and **Bryan N. Tramont**.

14th Annual FCBA Foundation Golf Tournament

The 14th Annual FCBA Foundation **Honorable Robert E. Lee Memorial Golf Tournament** was held on Monday, June 7, 2010. This year's tournament was held at one of the premier courses in the area, **The Country Club at Woodmore** in Mitchellville, MD, and raised close to **\$14,000** for the FCBA Foundation's Scholarship and Internship Programs, which provides college funds for deserving District of Columbia high school graduates as well as stipends for unpaid law school summer interns.

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.



Winning the **Eagle Cup Trophy** was team **NTT DOCOMO USA**, **Steve Berry**, **David Jeppsen**, **Chris Putala**, and **Tony Russo**. Team **NTT DOCOMO** also came in first place.

Winning "**Closest to the Pin**" were **Jeremy Miller** and **Keith Unikel** and "**Longest Drive**" were **Mary O'Connor** and **Tony Russo**.

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This Month's Key Events

International and Video Programming and Distribution Committees Brown Bag Lunch

Date/Time: Wednesday, July 7, 12:15 – 1:30 p.m.
Location: Wiley Rein LLP, 1750 K Street, NW
Topic: Online Video Distribution Issues in Europe

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International Committee Embassy Attaché Program and Evening Reception

Date/Time: Thursday, July 8, 6:00 – 8:00 p.m.
Location: Embassy of Ireland, 2234 Massachusetts Avenue, NW

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International Committee Brown Bag Lunch

Date/Time: Wednesday, July 14, 12:15 – 2:00 p.m.
Location: Verizon Communications, 1300 I Street, NW, Suite 400 West
Topic: A Current View of Doing Business in the Cuban Telecoms Market: What does it mean for U.S. Telecoms Carriers?

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Intellectual Property Committee Brown Bag Lunch

Date/Time: Monday, July 19, 12:15 – 1:30 p.m.
Location: Hogan Lovells US LLP, Columbia Square, 555 13th Street, NW
Topic: Meet Victoria Espinel, the new U.S. Intellectual Property Enforcement Coordinator.

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International and Transactional Committees Brown Bag Lunch

Date/Time: Wednesday, July 21, 12:00 – 1:30 p.m.
Location: Verizon Offices, 1300 I Street, NW, Suite 400 West

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PRESIDENT'S Message

DEAR MEMBERS:

The 2010-2011 year will mark the 75th anniversary of our Bar Association. The 75th anniversary is known as the diamond anniversary, an appropriate symbol of the peerless quality and enduring strength of the FCBA. For all you have done and continue to do to make this Bar Association a shining success, I applaud and thank you.

Kudos: We begin the year by congratulating 2009-2010 president **Bob Pettit** on a triumphant term that included a number of innovative and compelling programs, a wildly successful Chairman's Dinner, and a strong transition to the new Chairman. Bob is a longtime friend and mentor, and I am honored to have received the gavel from him. I know I join all FCBA members in thanking him for his decades of excellent work for the Association.

Young Leaders: I am particularly inspired every summer to discover that the Young Lawyers Committee (YLC), co-chaired this year by **Micah Caldwell** and **Mark Brennan**, hits the ground running with brown bag lunches, happy hours, and other programs for the junior members of the Bar. The YLC churns year-round, enthusiastically welcoming, educating, mentoring, and nurturing the future leaders of our Bar in preparation for our next 75 years. I am looking forward to working with Micah and Mark on a year of creative and popular programs.

Thanks: Similarly, there is little rest for the weary (but plenty of Mountain Dew) in the FCBA office. **Stan, Kerry, Wendy, and Beth** work to facilitate a smooth transition for the FCBA leadership, the Executive Committee, and the Foundation while planning months in advance for the Association's hallmark events. Stan and his team make it look easy, but without their talent, commitment, and enthusiasm, many of our initiatives would be simply impossible.

Dates of Note: Mark your calendars now for this year's events, including the 21st annual FCBA Charity Auction on **October 28, 2010**, the Chairman's Dinner on **December 9, 2010**, and the Annual Seminar at Nemaquin Woodlands Resort **April 29-May 1, 2011**. You won't want to miss these!

Feedback: This is our Bar Association. I welcome your thoughts and am available anytime to discuss your questions, concerns, or ideas to improve the organization. Please do not hesitate to contact me at fcba.bryan@wbklaw.com or 202-383-3331, or to share your thoughts with **Kevin Ryan** (kryan@wbklaw.com) or **Sara Mursky-Fuller** (smursky-fuller@wbklaw.com) in my office, who will be supporting me this year.

Finally, I'd like to highlight a theme that will be a major focus of our 75th year. "Pay It Forward" embodies a set of values I know we can all embrace, from networking with younger Bar members to community service that lends a helping hand to our greater DC community. I am excited to announce that the FCC will partner with the FCBA in this endeavor and that former FCBA President **Diane Cornell** will lead the FCBA effort. I look forward to working with all of our members, the Foundation, the young lawyers, and our government partners in making a difference. Giving back in these ways – both within our organization and outside it – will yield incredible results, strengthening the Bar and the community around us. You will be hearing more in the coming months about how we can work together to "Pay It Forward," but if you are interested in volunteering please contact the FCBA offices or reach out to me at fcba.bryan@wbklaw.com. I cannot think of a better way to mark our milestone achievement than to invest in our continued future, and I look forward to beginning this journey with you.



Bryan Tramont



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David L. Rice

DELEGATE TO THE AMERICAN BAR ASSOCIATION

Brooks E. Harlow

YOUNG LAWYERS REPRESENTATIVE

Catherine Hilke

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Bookkeeper

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Online Membership Renewals

It is time to renew your membership. Your current membership will expire June 30, 2010 and by renewing, your membership will be good through June 30, 2011. **Please note that the deadline is JULY 31, 2010.**

TO RENEW ONLINE BY CREDIT CARD AND MAKE A CONTRIBUTION TO THE FOUNDATION:

- Click the **Login** link at www.fcba.org or go to <https://www.netforumondemand.com/eWeb/DynamicPage.aspx?Site=FCBA&WebCode=LoginRequired> to log into your account. The primary email and password used to sign in MUST be the same as have been used for online registrations in the past, by the individual who is being renewed. If the password is not known or has never been activated, click on the **Forgot your Password?** link and follow the instructions to generate a new password.
- To view your renewal invoice, go to the **My Transactions** link. Here you can see a list of all your orders and invoices.
****Note:** For details on a particular order click on the small box to the left of the order #.
- Go to the **Online Store** link. Make sure **Top 100 Products** is selected in the upper, left-hand pull-down box and click the **Go** button.
- Select **FCBA Foundation Contribution-General Fund**, enter the amount, and click the **Add to Cart** button.
- Click **Check Out**. Select billing information and click **Next**.
- Check the box for the **Dues Renewal Order**. Click **Next** and follow the instructions to process your payment.

TO RENEW ONLINE BY CREDIT CARD:

- Click the **Login** link at www.fcba.org or go to <https://www.netforumondemand.com/eWeb/DynamicPage.aspx?Site=FCBA&WebCode=LoginRequired> to log into your account. If the password is not known or has never been activated, click on the **Forgot your Password?** link and follow the instructions to generate a new password.
- Once logged in, go to the **My Transactions** link. Here you can see a list of all your orders and invoices.
****Note:** For details on a particular order click on the small box to the left of the order #.
- Click on the **Pay Open Orders** link at the top right of the page of the My Transactions page.
- Choose the order/invoice you wish to pay and follow the instructions to process your payment.
- You will receive a receipt for your credit card via email within minutes of paying your dues.

TO RENEW BY CHECK:

- Click the **Login** link at www.fcba.org or go to <https://www.netforumondemand.com/eWeb/DynamicPage.aspx?Site=FCBA&WebCode=LoginRequired> to log into your account. If the password is not known or has never been activated, click on the **Forgot your Password?** link and follow the instructions to generate a new password.
- Once logged in, go to the **My Transactions** link. Here you can see a list of all your orders and invoices.
- Click on the small box to the left of the order/invoice # for your dues payment and print the page.
- You must include the printed invoice along with your check and mail to the address on the invoice.
- If you would like to make a tax-deductible donation to the FCBA Foundation, please send in a check with your renewal and note the contribution amount.

We have been reminded that some firms/companies prefer to pay for a **group of membership renewals** at one time with one check. In order to do this, each individual member will need to print out his/her own invoice and as with mailed dues invoices in the past, submit it for payment through their internal channels. If we receive one check for multiple renewals, a copy of each individual invoice must be included. If you are paying for multiple renewals by credit card, you must pay each invoice individually online.

PLEASE NOTE THAT YOU CANNOT CHANGE YOUR MEMBERSHIP TYPE OR YOUR CONTACT INFORMATION ONLINE. If you need to make a membership type change, please contact Wendy Parish at wendy@fcba.org or call 202-293-4000 **BEFORE paying the invoice**. If you need to change your contact information, please email your new information to wendy@fcba.org.

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

COMMITTEE SIGN-UP

If you would like to update the committee(s) you are on, download the form at <http://www.fcba.org/upload/fy11committeeform.doc> and fax or mail it back to us at FCBA, 1020 19th Street, NW, Suite 325, Washington, DC 20036, Fax: 202-293-4317.

COMMITTEE AND CHAPTER *Events*

Intellectual Property Committee

Event: Brown Bag Lunch

Date/Time: Monday, July 19,
12:15 – 1:30 p.m.

Location: Hogan Lovells US LLP, Columbia Square, 555 13th Street, NW

Topic: Meet Victoria Espinel, the new U.S. Intellectual Property Enforcement Coordinator. Join us for an informal discussion of the role of the IPEC in the enforcement of the nation's intellectual property laws.

RSVP to: FCBA website – Calendar of Events

International Telecommunications Committee

Event: Brown Bag Lunch co-sponsored by the Video Programming and Distribution Committee

Date/Time: Wednesday, July 7,
12:15 – 1:30 p.m.

Location: Wiley Rein LLP, 1750 K Street, NW, Washington, DC 20006 (10 East Conference Center - please enter through 1750 K Street and take the elevators to the 10th floor)
Drinks and Cookies will be provided.

Topic: Online Video Distribution Issues in Europe. Join us as we look across the pond at how Europe is addressing the challenges of online video to traditional regulatory regimes. IPTV, on-demand regulation, video delivery and Internet network management, privacy issues, copyright, and indecency have all come to the fore in Europe in the past year. What will be the impact of these evolving rules, and what do they tell us about where online video regulations and business models might be headed in the US?

Speakers: Moderator: Chris Fedeli, Davis Wright Tremaine LLP; Daniel Brenner, Hogan Lovells LLP; Robert Stankey, Davis Wright Tremaine LLP; Maria Yulikova, Tufts University

RSVP to: FCBA website – Calendar of Events

Event: Embassy Attaché Program and Evening Reception

Date/Time: Thursday, July 8,
6:00 – 8:00 p.m.

Location: Embassy of Ireland, 2234 Massachusetts Avenue, NW, Washington, DC 20008

Cost: \$10.00 for FCBA Members, \$25.00 for Non-Members. Registration limited to 55.

For more information: See page 6.

To register: FCBA website – Calendar of Events or use the form on page 17.

Event: Brown Bag Lunch

Date/Time: Wednesday, July 14,
12:15 – 2:00 p.m.

Location: Verizon Communications, 1300 I Street, NW, Suite 400 West, Washington, DC 20005

Drinks and Cookies will be provided.

Topic: A Current View of Doing Business in the Cuban Telecoms Market: What does it

mean for U.S. Telecoms Carriers?

In 2009, the White House announced a series of changes to the U.S. policy toward Cuba, including the authorization of greater telecommunications links to Cuba. Under the new policy, U.S. telecoms providers will be able to establish fiber-optic cable and satellite telecoms facilities linking the U.S. and Cuba, as well as license to enter into and operate under roaming service agreements with Cuba's telecoms providers. Also, U.S. satellite radio and TV providers will be able to obtain a license to provide services to customers in Cuba. In addition, on January 21, 2010, the FCC International Bureau issued a public notice making modifications to the process to accept applications for service to Cuba. The FCC also received a letter from the U.S. Department of State detailing policy guidance on licensing the provision of telecommunications service between the U.S. and Cuba. The State Department letter rescinds its 1993 policy guidance to the FCC and replaces it with the new guidance from January 2010. This panel of experts will discuss the latest developments towards the policy changes towards Cuba and what it means for U.S. telecoms carriers wanting to do business there.

Speakers: (Moderator) Eric Farnsworth, Vice President, The Council of Americas, Washington, D.C.; James Ball, Chief, Policy Division, International Bureau, Federal Communications Commission; Philip Peters, Vice President, Lexington Institute; Christopher Sabatini, Senior Director of Policy, Americas Society/The Council of the Americas and Editor-in-Chief, Americas Quarterly; Linda Wellstein, Chair, Global Telecommunications Practice, Wellstein Mora Rodriguez International, PC.

RSVP on or by July 9: FCBA website – Calendar of Events

Event: Brown Bag Lunch co-sponsored by the Transactional Practice Committee

Date/Time: Wednesday, July 21,
12:00 – 1:30 p.m.

Location: Verizon Offices, 1300 I Street, NW, Suite 400 West, Washington, DC 20005
Drinks and Cookies will be provided.

Topic: Join staff from the FCC's International Bureau and Office of the General Counsel to discuss issues related to foreign ownership of common carrier wireless licenses under section 310(b)(4) of the Communications Act. It has been over a decade since the Commission set out its policies for reviewing 310(b)(4) petitions for common carriers in the Foreign Participation Order. What lessons have we learned over that time? How do you compute the level of foreign ownership for a common carrier wireless licensee? Are publicly-traded companies treated differently than privately-held companies? Is a record of address sufficient to show citizenship? What does a 310(b)(4) foreign ownership ruling from the

FCC mean? How does a licensee make sure it stays in compliance with its ruling? How can the 310(b)(4) processes be improved, for both the petitioners and the FCC staff? Should only owners with above a particular threshold be considered in determining foreign ownership levels? Do both voting and equity ownership need to be considered? Telecom and/or transactional attorneys are encouraged to attend. Please come prepared to participate in a discussion of these and any related questions you may have.

RSVP on or by July 16: FCBA website – Calendar of Events

Transactional Practice Committee

Event: Brown Bag Lunch co-sponsored by the

International Telecommunications Committee

Date/Time: Wednesday, July 21,
12:00 – 1:30 p.m.

Location: Verizon Offices, 1300 I Street, NW, Suite 400 West, Washington, DC 20005
Drinks and Cookies will be provided.

Topic: Join staff from the FCC's International Bureau and Office of the General Counsel to discuss issues related to foreign ownership of common carrier wireless licenses under section 310(b)(4) of the Communications Act. It has been over a decade since the Commission set out its policies for reviewing 310(b)(4) petitions for common carriers in the Foreign Participation Order. What lessons have we learned over that time? How do you compute the level of foreign ownership for a common carrier wireless licensee? Are publicly-traded companies treated differently than privately-held companies? Is a record of address sufficient to show citizenship? What does a 310(b)(4) foreign ownership ruling from the FCC mean? How does a licensee make sure it stays in compliance with its ruling? How can the 310(b)(4) processes be improved, for both the petitioners and the FCC staff? Should only owners with above a particular threshold be considered in determining foreign ownership levels? Do both voting and equity ownership need to be considered? Telecom and/or transactional attorneys are encouraged to attend. Please come prepared to participate in a discussion of these and any related questions you may have.

RSVP on or by July 16: FCBA website – Calendar of Events

Video Programming and Distribution Committee

Event: Brown Bag Lunch co-sponsored by the

International Telecommunications Committee

Date/Time: Wednesday, July 7, 12:15 – 1:30 p.m.

Location: Wiley Rein LLP, 1750 K Street, NW, Washington, DC 20006 (10 East Conference Center - please enter through 1750 K Street and

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COMMITTEE AND CHAPTER *Events*

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take the elevators to the 10th floor)
Drinks and Cookies will be provided.

Topic: Online Video Distribution Issues in Europe. Join us as we look across the pond at how Europe is addressing the challenges of online video to traditional regulatory regimes. IPTV, on-demand regulation, video delivery and Internet network management, privacy issues, copyright, and indecency have all come to the fore in Europe in the past year. What will be the impact of these evolving rules, and what do they tell us about where online video regulations and business models might be headed in the US?

Speakers: Moderator: Chris Fedeli, Davis Wright Tremaine LLP; Daniel Brenner, Hogan Lovells LLP; Robert Stankey, Davis Wright Tremaine LLP; Maria Yulikova, Tufts University
RSVP to: FCBA website – Calendar of Events

Young Lawyers Committee

Event: Brown Bag Lunch

Date/Time: Thursday, July 22,
12:15 – 1:30 p.m.

Location: Hogan Lovells US LLP, 555
Thirteenth Street, NW

Topic: A Conversation with Philip Weiser
Join the Young Lawyers Committee for this special lunchtime mentoring event with Philip Weiser, Senior Advisor to the National Economic Council Director for Technology, Innovation, and Competition Policy. Phil will be discussing career development, professional growth opportunities, networking, and similar topics with an eye towards practical advice for junior members of the bar.

Prior to his current position, Phil served as the Deputy Assistant Attorney General for International, Policy and Appellate Matters in the Justice Department's Antitrust Division. He is on leave as a professor of law and telecommunications at the University of Colorado, where he also served as an Associate Dean and founded the Silicon Flatirons Center for Law, Technology, and Entrepreneurship and the Journal on Telecommunications & High Technology Law. Phil previously served as senior counsel to the Assistant Attorney General, Antitrust Division, U.S. Department of Justice. Prior to that appointment, he was a law clerk to Justices Byron R. White and Ruth Bader Ginsburg at the United States Supreme Court and to Judge David Ebel at the Tenth Circuit Court of Appeals.

For more information: Contact Micah Caldwell, mcaldwell@fh-law.com or Mark Brennan, mark.brennan@hoganlovells.com.

RSVP to: Mark Brennan,
mark.brennan@hoganlovells.com

Event: Brown Bag Lunch

Date/Time: Friday, July 30, 12:15 – 1:30 p.m.

Location: Harris Corporation, 600 Maryland
Avenue, SW, Suite 850E

Topic: Bridging the Gap: Broadband 101 – An Introduction to Broadband Regulation and Policy

More Info: The Young Lawyers Committee's Bridging the Gap programs, designed to provide a background on the legal, technical, and/or operational aspects of various communications industry sectors, are back by popular demand. Join us as Dan Brenner, Partner at Hogan Lovells US LLP, presents an overview of regulations and recent policy developments affecting broadband services.

For more information: Contact Christina Langlois, Clanglois@doc.gov or Mark Brennan, mark.brennan@hoganlovells.com.

RSVP to: FCBA website – Calendar of Events

Event: Summer Rooftop BBQ and Pool Party

Date/Time: Saturday, July 31,

1:00 – 4:00 p.m.

Location: Chinatown/Gallery Place, in Northwest Washington, D.C. The event is accessible by Metro via the Chinatown/Gallery Place Metro stop on the red, yellow, and green lines. The specific address of the event will be provided to registrants.

Cost: \$15 per person; guests are welcome to attend at the same \$15 per person rate.

More Info: The Young Lawyers Committee is hosting a summertime BBQ and pool party social! The event cost includes food catered by Red, Hot, and Blue, and non-alcoholic beverages will be provided. A vegetarian option is available at no extra cost upon request, and guests may bring their own alcoholic beverages. Guests will also be able to cool off in the exercise pool, so do not forget to bring your bathing suit and sunscreen! Come on out and be sure to encourage your colleagues, interns, and summer associates to join you and mingle with other YLC members!

For more information: Contact: Justin Faulb at faulb@lojlaw.com, Evan Morris at evan.morris@harris.com, or Mark Brennan at mark.brennan@hoganlovells.com.

Register by 5:00 p.m., Monday, July

26: FCBA website – Calendar of Events or use the form on page 17.

SPACE IS LIMITED, SO REGISTER EARLY!

New England Chapter

Event: Program and Reception

Date/Time: Thursday, September 30, 1:00 – 6:30 p.m.

Location: Hilton Burlington Hotel, 60 Battery Street, Burlington, VT 05401

Topic: Telecommunications in Vermont

Cost: \$20 admission for FCBA members; \$30 for non-FCBA members; \$10 for Vermont state telecom staff and law students.

For more information: See page 6.

To register: FCBA website – Calendar of Events or use the form on page 17.

Save the Date of Thursday, October 28, 2010 for the 21st Annual FCBA Charity Auction

LOCATION:

Hamilton Crowne Plaza Hotel
Sphinx Ballroom at the Almas Temple
1315 K Street, NW
Washington, DC 20005

If you are interested in being an Auction sponsor or have any questions, please contact Kerry Loughney, 202-293-4000, kerry@fcba.org.

FCBA International Telecommunications Committee Hosts Embassy Attaché Program and Evening Reception at Embassy of Ireland

Join members of the International Telecommunications Committee on **Thursday, July 8** from **6:00 – 8:00 p.m.** at the Embassy of Ireland for a panel discussion moderated by Eamonn

Confrey, First Secretary, ICT Policy Embassy of Ireland, also with Aymeril Hoang, Economic Counselor for Technology and Innovation, Department of Economic Affairs, Embassy of France; Everton Frask Lucero, Counselor for Science, Technology, and Environment, Embassy of Brazil; and Embassy of South Korea representative invited, and other Foreign Embassies, opening remarks by Yaron Dori, Covington & Burling LLP, and closing remarks by Ambassador David A. Gross, Wiley Rein, followed by a networking reception.

Take this opportunity to meet Telecom Attachés from various embassies. The Embassy of Ireland is located at 2234 Massachusetts Avenue, NW, Washington, DC 20008.

Registration is limited to 55! This reception will be graciously be sponsored by the Embassy of Ireland.

To register, go to the FCBA website – Calendar of Events or use the form on page 17.

New England Chapter

The FCBA New England Chapter and Lewis and Baldwin, PLLC will present a program and reception on **Thursday, September 30, 1:00 – 6:30 p.m.** on Telecommunications in Vermont. It will be held at the Hilton Burlington Hotel, 60 Battery Street, Burlington, VT 05401.

The cost is \$20.00 for FCBA members, \$30.00 for non-FCBA members, and \$10.00 for Vermont state telecom staff and law students. If you have questions about the program, please contact Karlen Reed, kreed@ntca.org or 703-351-2146.

To register, go to FCBA website – Calendar of Events or use the form in page 17.

Agenda

1:00 – 2:30 p.m.

GOVERNMENT SECTOR PANEL

David Coen, President, NARUC; Commissioner, Vermont Public Service Board (invited)

John Burke, Commissioner, Vermont Public Service Board

Chris Campbell, Executive Director, Vermont Telecommunications Authority
David O'Brien, Commissioner, Vermont Department of Public Service (invited)

Michael Dworkin, Director, Institute - Energy & Environment, Vermont Law School (invited)

Karlen Reed, Moderator, Sr. Regulatory Counsel, National Telecom. Cooperative Assn.

2:30 – 3:00 p.m.

BREAK

3:00 – 4:30 p.m.

PRIVATE SECTOR PANEL

Paul Kouroupas, VP Regulatory Affairs, Global Crossing

Bill Horrocks, VP Product Management, Comcast (invited)

Don Shephard, VP Regulatory, TW Telecom

Roger Nishi, VP Industry Relations, Waitsfield and Champlain Valley Telecom

Michael Baldwin, Moderator, Partner, Lewis and Baldwin PLLC

4:30 – 6:30 p.m.

RECEPTION

Sponsored by Lewis and Baldwin PLLC

2010 FCBA Membership Directories

The FCBA 2010 Membership Directories were mailed to members. Please use the order form on **page 18** to order additional copies for your office.

CommLaw Conspectus: Journal of Communications Law and Policy Seeks Submissions

CommLaw Conspectus: Journal of Communications Law and Policy at the Catholic University, Columbus School of Law currently seeks submissions for publication in its Fall 2010 and Spring 2011 editions. The journal welcomes articles, essays, and book reviews written by scholars, practitioners, and other leading experts on topics of current interest in the field of communications law. For further information, please contact **Delara Derakhshani** at commlaw@law.edu or 202-319-5134.

FCBA SPRING Reception

At its June 17 Reception, the FCBA presented its third Excellence in Government Service award to **Julius “Julie” Knapp**. The award was created in 2007 to recognize people with long-term careers in the federal government, in the field of communications, who are dedicated to the pursuit of excellence and public service. Julie, FCC Office of Engineering Technology Chief, is a world-recognized technical expert in the communication fields, and is the first engineer to be recognized with this award. He is widely viewed as a leader on technical policy issues because of his expertise, his pragmatic and fair approach, and his ability to “translate” complex engineering issues to policymakers and interested parties on all sides of an issue.



FCBA SPRING Reception



FCBA SPRING Reception



FCBA SPRING Reception



FCBA SPRING Reception



Special Thanks to the Spring Reception Sponsors!

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14th Annual FCBA FOUNDATION GOLF TOURNAMENT

CONTINUED FROM PAGE 1

Winning the “**Putting Contest**” sponsored by Dow Lohnes PLLC was **Tom Dombrowsky**.

Special thanks go to the planning committee chaired by **Glenn Reynolds** and including: **Robert Branson, Alan Campbell, Zenas Choi, Jonathan Cohen, Peter Corea, Joe Cramer, Tom Dombrowsky, Jr., Steve Goodman, Phil Malet, Larry Movshin, Lee Petro, Joy Ragsdale, and Larry Walke.**

Thanks also to the following companies or individuals who donated prizes or services: AT&T Services, Inc., Comcast Corporation, Fox Television Stations, Inc., Harris Corporation, Hogan Lovells US LLP, ICO Global Communications, Paul, Hastings, Janofsky & Walker LLP, Qwest, Sprint Nextel Corporation, and Verizon.

Thanks to our sponsors listed on page 13!



14th Annual FCBA FOUNDATION GOLF TOURNAMENT



Eagle Trophy winners



The FCBA Foundation Thanks the Sponsors Who Made This Tournament Possible

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Wiley Rein LLP
Wilkinson Barker Knauer, LLP

VINCE WASILEWSKI MEMORIAL PUTTING CONTEST

Dow Lohnes PLLC

Combined Federal Campaign (CFC)

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

To make a pledge to the FCBA Foundation, donors should use the FCBA Foundation's CFC code number (**#31092**) on their pledge cards. Pledge cards can be obtained from your agency's CFC campaign staff. Pledge cards can also be completed and printed out online through the CFC website at www.cfcnc.org. On the website, click "Giving" and "About CFC-e" for more information.

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

- Awarding 11 college scholarships to D.C. public high school students and stipends to eight law school students for unpaid legal communications-related summer internships totaling over \$180,000
- Sponsoring numerous volunteer events for FCBA members, including making meals for the homeless at Martha's Table and delivering meals to the homeless through McKenna's Wagon each month
- Co-Sponsoring the 2009 Charity Auction for Bright Beginnings and the FCBA Foundation which raised over \$86,500

Please contact **Stacy Fuller**, FCBA Foundation Chair, (sfuller@DIRECTV.com), if you have any questions.

Volunteer Outreach for Martha's Table & McKenna's Wagon July 25

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

Martha's Table feeds hundreds of hungry, homeless adults and children on the streets of Washington daily, through its mobile soup kitchen. Children and friends are also welcome. We will begin at **10:00 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.

The FCBA volunteers on the last Sunday of every month, so mark your calendars now. For more information, contact **Howard Weiss** at 703-812-0471 — weiss@fhhlaw.com.

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 p.m.** 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 p.m.

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 **July 25 or August 22** please contact **Joanna Georgatsos** at georgatsos@lojlaw.com.

Save the Date!

The **24th Annual Chairman's Dinner** will be held **Thursday, December 9, 2010** at the Washington Hilton Hotel. Watch future issues of FCBA News for further details and the dinner reservation form.

Joseph M. Kittner (1917-2010)

Joseph M. Kittner, a partner in the communications law firm of McKenna, Wilkinson & Kittner, died at 92 on March 27, 2010.

Joe earned his bachelor's and law degrees from the University of North Carolina. After graduating from law school in 1938, he moved to Washington to start his legal career. He went to what he thought was the Patent Office to fill out a job application, but the Patent Office had moved and Joe wound up applying for and obtaining a position with the FCC. He went on to a successful career with the Commission, rising to Assistant Chief of the Broadcast Bureau and Chief of the Safety and Special Radio Services Bureau (predecessor to the current WTB and PSHS Bureaus). He left the Commission in 1954 to join the law firm of McKenna & Wilkinson, which later became McKenna, Wilkinson & Kittner. At the firm, Joe managed one of the first practice groups focused principally on telecommunications regulatory issues. He retired from the active practice of law in 1986.

Joe's career paralleled many important proceedings in telecommunications law. His clients included ABC, CBS and NBC; the many GE divisions involved in communications issues; the Ad Hoc Telecommunications Users Committee; the Association of Public Safety Communications Officials; the Aerospace and Flight Test Radio Coordinating Council; Compuserve; Graphic Scanning Corporation; and the Computer and Business Equipment Manufacturers Association. Joe had prominent roles in many Commission proceedings that shaped

telecommunications law as we know it today – arguing for a regulatory distinction between telecommunications and data processing and the way such services are provided by the Bell System companies; for a universal right to direct connection of all types of devices to the telephone network; for fair rates for long-haul, bulk services for the broadcast networks; and for the creation and appropriate regulation of specialized mobile radio systems. Joe also represented the computer industry association in the proceedings resulting in the 1982 break-up of the Bell System.

Joe is remembered fondly by the many FCBA members he mentored, both as colleagues and co-counsel. Although a demanding teacher who valued both creativity and thoroughness, he had a remarkable ability to deliver a tough message in a kind and gentle way. Joe took sincere joy in the success of others and freely shared credit with his younger, less experienced colleagues. Joe was a model of integrity and probity whose advice and counsel were greatly valued by his numerous blue chip clients.

Joe was deeply devoted to his wife, Esther, who predeceased him, his daughter, Dee Ann, son-in-law, Andre LeRoy, and the rest of his extensive surviving family.

John F. Noble (1953-2010)

Antitrust and communications lawyer John F. Noble died at 56 at Georgetown University Hospital on May 26, 2010 after a long illness.

Mr. Noble was born in Washington, D.C., and received his bachelor's degree from Northwestern University. After graduating from Georgetown Law School in 1980, he worked for former Supreme Court Justice Abe Fortas in the Georgetown law firm Fortas and Koven, which later became Fortas, Prokop & Hardman. While there he represented Telocator Network in the breakup of AT&T. Later he worked as Editor-in-Chief of Computer Law Reporter for eight years and wrote appellate briefs for a number of law firms. He was co-counsel to Miller & Van Eaton at the trial of Sprint Communications v. Marion Barry, Mayor, in D.C. Superior Court. After three appeals the suit resulted in substantial refunds to the interstate telephone companies of the District's toll telephone tax.

His marriage to Julie Brooks ended in divorce. He is survived by a daughter and two sons, all of whom are now in college, and by his parents, three brothers and a sister. A private service will be held in Chicago this summer.

FCBA Membership Renewal

Instructions on how to renew your membership for FY 2011 (July 1, 2010 – June 30, 2011) were emailed out to all members in late June. Please see **page 3** for step-by-step instructions on how to complete the process and make sure you maintain your active member status. **Please note that the deadline is JULY 31, 2010.**

If you would like to update the committee(s) you are on, download the form at <http://www.fcba.org/upload/fy11committeeform.doc> and fax or mail it back to us at FCBA, 1020 19th Street, NW, Suite 325, Washington, DC 20036, Fax: 202-293-4317. And please remember, a donation to the FCBA Foundation, while renewing your membership, is always appreciated!

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

7.10.1

Attorney – Starz Entertainment LLP (located in Englewood, CO) – This position will be responsible for negotiating, drafting, and reviewing affiliate sales and marketing agreements with distributors of the programming networks. The incumbent in this position works with the affiliate sales staff to facilitate the distribution of the Starz and Encore programming networks by cable television, satellite, telephone company, and internet distributors. Juris Doctorate Degree with strong academic credentials from an ABA-accredited law school and CO Bar admission; Minimum three to five years experience in

Business & Legal Affairs or hands-on experience at one or more reputable law firms, networks, studios and/or media companies handling distribution of cable programming networks and related transactions; Extensive knowledge of corporate transactions; Experience negotiating deals in network and/or cable television is strongly preferred. Apply at www.starz.com/careers.

7.10.2

Paralegal/FCC Licensing Specialist – Position will include preparation of applications for FCC radio licenses using online filing systems. Ideal candidate will possess strong written and verbal communication skills; good working knowledge of databases and spreadsheets, a technology-related background or demonstrated interest in technology; attention to detail; good project management skills; at least two years of office work experience.

Please send resume and cover letter to Lisa Murray at lmurray@fr.com.

The 5th Annual ABA/FCBA Privacy & Data Security for Communications and Media Companies Symposium – March 11, 2010 – DVD Now Available

IF YOU MISSED THIS 4-HOUR SEMINAR, BUY IT NOW!

The new decade brings a host of new laws, increased government oversight and class action lawsuit potential regarding the privacy and security of personally identifiable information for consumers, clients, and employees of communications and media companies.

This year's Symposium opened with a keynote from The Honorable Pamela Jones Harbour, Commissioner of the Federal Trade Commission. Commissioner Harbour provided her perspective on privacy and data security. Three substantive sessions followed. The first covered the government's role in privacy and data security, including the effectiveness of regulatory enforcement mechanisms and self-regulatory regimes. The second focused on requisite contract clauses, due diligence requirements, and insurance coverage to help reduce liability for relationships with third party service providers, behavioral advertising and social networking websites/services, and e-commerce services. The third session provided an overview of domestic state and federal laws, regulations, and guidelines that govern traditional telemarketing and commercial messages and promotional efforts delivered via wireless devices, including nuances regarding text messages, bounceback messages, and wireless emails.

A wealth of written materials is also included on the DVD.

SESSION I – GOVERNMENT'S ROLE FOR PRIVACY & DATA SECURITY PROTECTION

SESSION II - DUE DILIGENCE, CONTRACT, AND INSURANCE REQUIREMENTS

SESSION III – TELEMARKETING AND MOBILE MARKETING IN A DIGITAL AGE

See page 19 for order form.

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, July 8, 6:00 – 8:00 p.m. – International Telecommunications Committee Embassy Attaché Program and Evening Reception** – Sponsored by the Embassy of Ireland
Location: Embassy of Ireland, 2234 Massachusetts Avenue, NW, Washington, DC 20008
Cost: \$10.00 for FCBA Members, \$25.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Tuesday, July 6, 2010
- ☐ **Thursday, September 30, 1:00 – 6:30 p.m. – New England Chapter Program and Reception on Telecommunications in Vermont**
Location: Hilton Burlington Hotel, 60 Battery Street, Burlington, VT 05401
Cost: \$20.00 admission for FCBA members; \$30.00 for non-FCBA members; \$10.00 for Vermont state telecom staff and law students
Registrations and cancellations due by 5:00 p.m., Monday, September 27, 2010
- ☐ **Saturday, July 31, 1:00 – 4:00 p.m. – Young Lawyers Committee Summer Rooftop BBQ and Pool Party**,
Location: Chinatown/Gallery Place, in Northwest Washington, D.C.
Cost: \$15.00 per person
Registrations and cancellations due by 5:00 p.m., Monday, July 26, 2010

\$ _____ 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: Wendy Parish, 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

2010 FCBA MEMBERSHIP DIRECTORY *Order Form*

Copies of the 2010 FCBA Membership Directory are available for purchase at a cost of \$60.00 for FCBA Members, \$35.00 for Law Student Members, and \$115.00 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 6.0% 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 2010 FCBA Membership Directory.

Signature (required) _____

Name _____

Organization _____

Address _____ Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____ E-mail _____

\$ _____ Total Enclosed **(Please add 6.0% 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:

Wendy Parish
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

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.

THE 5TH ANNUAL ABA/FCBA PRIVACY & DATA SECURITY FOR COMMUNICATIONS AND MEDIA COMPANIES CLE – MARCH 11, 2010 – DVD Now Available

If you missed this 4-hour Seminar, buy it now!

The new decade brings a host of new laws, increased government oversight and class action lawsuit potential regarding the privacy and security of personally identifiable information for consumers, clients, and employees of communications and media companies.

This year's Symposium opened with a keynote from The Honorable Pamela Jones Harbour, Commissioner of the Federal Trade Commission. Commissioner Harbour provided her perspective on privacy and data security. Three substantive sessions followed. The first covered the government's role in privacy and data security, including the effectiveness of regulatory enforcement mechanisms and self-regulatory regimes. The second focused on requisite contract clauses, due diligence requirements, and insurance coverage to help reduce liability for relationships with third party service providers, behavioral advertising and social networking websites/services, and e-commerce services. The third session provided an overview of domestic state and federal laws, regulations, and guidelines that govern traditional telemarketing and commercial messages and promotional efforts delivered via wireless devices, including nuances regarding text messages, bounceback messages, and wireless emails.

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SESSION II - DUE DILIGENCE, CONTRACT, AND INSURANCE REQUIREMENTS

SESSION III – TELEMARKETING AND MOBILE MARKETING IN A DIGITAL AGE

Cost: \$195.00 for ABA Communications Law Forum or FCBA Members
\$100.00 for Government and Student Members of Either Organization
\$350.00 for Non-Members

Name(s) _____

Organization _____

Address _____ Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____

E-mail _____

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

(Please add 6.0% Sales Tax for orders sent to D.C. addresses)

Credit card no. _____ Exp. date _____

Signature _____

Please make check payable to "FCBA."

PLEASE SEND OR FAX THIS FORM TO:

Federal Communications Bar Association
1020 19th Street, NW, Suite 325
Washington, DC 20036
Phone: 202-293-4000, Fax: 202-293-4317
E-mail: wendy@fcba.org

Online Directory Information

The online directory is accessible through your online account used to renew membership and register for events.

TO ACCESS THE ONLINE DIRECTORY:

Click the **Login** link at www.fcba.org. The primary email and password used to sign in MUST be the same as have been used for membership renewal and online registrations in the past. If the password is not known or has never been activated, click on the **Forgot your Password?** link and follow the instructions to generate a new password.

One logged in, click on the **Individual Directory** link in the menu options. Search for your entry information. Note that this directory is different than the one we've used previously, and only displays your name, address, email, and primary phone and fax numbers. Our database can still house more info, such as alternate phone, fax and cell phone numbers, but it will not be reflected in the new directory.

Young Lawyers Committee Fundraiser: FCBA Shirts for Sale!

The Young Lawyers Committee is selling FCBA polo shirts to benefit the FCBA Foundation. Perfect for summertime 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 **Cathy Hilke** (202-719-7418; chilke@wileyrein.com).

Calendar

July 1	FCBA Membership and Fiscal Year begins
July 7	International Telecommunications and Video Programming and Distribution Committees Brown Bag Lunch
July 8	International Telecommunications Committee Embassy Attaché Program and Evening Reception
July 14	International Telecommunications Committee Brown Bag Lunch
July 19	Intellectual Property Committee Brown Bag Lunch
July 21	International Telecommunications and Transactional Committees Brown Bag Lunch
July 22	Young Lawyers Committee Brown Bag Lunch
July 25	Volunteer for Martha's Table and McKenna's Wagon
July 30	Young Lawyers Committee Brown Bag Lunch
July 31	Deadline for Membership Renewals
July 31	Young Lawyers Committee Summer Rooftop BBQ and Pool Party
September 30	New England Chapter Program and Reception
October 28	21st Annual FCBA Charity Auction
December 9	24th Annual FCBA Chairman's Dinner



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Suite 325

Washington, D.C. 20036