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N E W S

May 2012

Newsletter of the Federal Communications Bar Association

FCBA Spring Reception to be held on May 24

The FCBA is pleased to announce that it will hold its Spring Reception on **Thursday, May 24, 2012**, from **6:00 – 8:00 p.m.** at Microsoft Corporation, 901 K Street, NW, Washington, DC.

Patrick Carney, head of the ethics group in the FCC's Office of General Counsel, will receive the FCBA's fifth Excellence in Government Service Award during the reception.

Many thanks to **Microsoft Corporation** for being the Platinum Sponsor for the reception! Gold and Silver sponsorships of the Spring Reception are also available for \$600 and \$300 and include registrations to the reception. Sponsors will receive recognition in the newsletter and acknowledgement at the event. Individual tickets to the reception also may be purchased.

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Patrick Carney Selected to Receive 2012 FCBA Government Service Award

Patrick Carney has been selected to receive the FCBA's fifth annual award for outstanding government service, which will be presented at the FCBA Spring Reception on May 24. The award was created in late 2007 to recognize individuals with long-term careers in the federal government in the field of communications who are dedicated to the pursuit of excellence in public service.



Patrick Carney

Patrick Carney is head of the ethics group in the FCC's Office of General Counsel. Pat has made exceptional contributions to the Commission's mission through his administration of the Commission's ethics program for nearly 10 years. Due to Mr. Carney's leadership, the FCC's ethics program has become a recognized model for other federal agencies to emulate. He has built a

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FCBA Annual Meeting and Luncheon with FCC Chairman Julius Genachowski on June 5

The FCBA will be holding a luncheon in conjunction with its annual meeting on **Tuesday, June 5, 2012**. The program will include announcement of the FCBA election results, a presentation of awards, as well as other orders of business, lunch and a keynote speech by **FCC Chairman Julius Genachowski**. The luncheon will be held at the Grand Hyatt, 1000 H Street, NW. Registration begins at 11:30 a.m. and the luncheon begins at Noon. Please note that tables of 10 are available, although you cannot register online for this option; you must download the form and fax it in with attendee names.



Julius Genachowski

To register, [click here](#) or go to the **FCBA Website – Calendar of Events** or use the form on [page 17](#).

This Month's Key Events

Engineering and Technical Practice CLE Seminar

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

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

Topic: Equipment Authorization – Getting Approval for the Next Must-Have Device

▶ SEE PAGE 3

Wireless Telecommunications Luncheon

Date/Time: Thursday, May 17, 12:15 – 1:45 p.m.

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

Topic: Discussion on the FCC's new environmental notice system, the Programmatic Environmental Assessment (PEA) that evaluates the potential environmental effects of the FCC's Antenna Structure Registration (ASR) program, and the Migratory Birds proceeding.

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FCBA Spring Reception

Date/Time: Tuesday, May 24, 6:00 – 8:00 p.m.

Location: Microsoft Corporation, 901 K Street, NW

▶ SEE PAGE 1

FCC Enforcement CLE Seminar

Date/Time: Thursday, May 31, 6:00 – 8:15 p.m.

Location: TBD

Topic: Accessibility Rebooted: Compliance and Enforcement Issues Arising from the FCC's New Accessibility Rules

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Online Registration is Available!! Visit the FCBA website.

PRESIDENT'S Message

DEAR MEMBERS:

I suspect that many of you are busy this week gearing up for the FCBA Annual Seminar, which will be held at the Hyatt Regency Chesapeake Bay in Cambridge, Maryland, on May 4-6. The Annual Seminar Committee -- **Michele Farquhar, Scott Blake Harris, Natalie Roisman, and Lisa Youngers** -- has put together a terrific program, and I look forward to seeing many of you in the relaxed and idyllic setting of the Eastern Shore.



There will be no rest for the weary, however, once the Annual Seminar concludes, as the FCBA will be holding its traditional Spring Reception later this month, on May 24, 2012. I am delighted to announce that **Microsoft Corporation** has agreed to host and serve as the Platinum Sponsor of this year's Spring Reception at its new **Innovation and Policy Center in Washington, DC.** So, in addition to mingling with colleagues and friends, attendees will be able to sample some of the company's most exciting technologies, such as Kinect for Xbox 360.

Another exciting aspect of the Spring Reception is that, as in the past, we will be using it to announce this year's recipient of the FCBA's **Excellence in Government Service Award.** I am so delighted that that we are announcing today that **Patrick Carney** of the FCC's Office of General Counsel has been selected to receive this year's award. As many of you may know, Pat has been responsible for administering the FCC's ethics program for nearly 10 years. He is known within the agency and industry for his mastery of government ethics rules, and, equally important, for his judgment in administering and advising on them. Pat joined the FCC in 1995 after a two-decade career as a senior naval officer, so he has served our nation with distinction and with excellence in one capacity or another for almost 30 years. I ask that you join me and your friends and colleagues in the bar to recognize Pat by attending this year's Spring Reception, the details of which can be found on **page 1** of this newsletter.

Last, but certainly not least, I want to take this opportunity to recognize the terrific work over the past two years of the Law Journal Committee — **Edgar Class, Deborah Salons, Larry Spiwak, Richard Welch, and Chris Wright** — which took the lead in transitioning the *Federal Communications Law Journal* to its new host, **the George Washington University Law School.** The transition, which is taking effect beginning with the next edition of the *Journal*, was part of a very thoughtful and considered RFP process, through which the Committee devoted many hours to reviewing submissions, interviewing applicants, and conducting site visits.

I am delighted that the selection process has concluded successfully and that the Committee now can turn its attention to transitioning the *Journal* to its new host. One final note: I hope you will join me in extending our thanks to Indiana University's Maurer School of Law for hosting the *Journal* for so many years and for its longtime partnership with the FCBA in this important endeavor. We are grateful for the many contributions Indiana University made to the *Journal* and for helping the FCBA promote the message of our industry.

Yaron Dori



FEDERAL COMMUNICATIONS
BAR ASSOCIATION

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Tuesday, May 15, 6:00 – 8:15 p.m. Equipment Authorization – Getting Approval for the Next Must-Have Device

The FCBA Engineering and Technical Practice Committee will hold a CLE on Tuesday, May 15, 2012 from 6:00 – 8:15 p.m. on the policies and procedures for equipment authorization. This CLE will be held at Arnold & Porter LLP, 555 12th Street, NW.

In this CLE, practicing lawyers, certification lab experts, and government officials will discuss the rules that govern the importation and marketing of equipment that uses the radiofrequency spectrum. Not sure what the difference is between verification and certification, or what a TCB is? Wondering what you must know before selling equipment in other countries? This CLE will cover all of the bases.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 17](#).

Agenda

6:00 – 6:05 p.m.

WELCOME AND INTRODUCTIONS

Jamison Prime, Chief, Spectrum Policy Branch, OET, Federal Communications Commission

Moderator:

Henry Goldberg, Partner, Goldberg, Godles, Wiener & Wright

6:05 – 7:05 p.m.

UNDERSTANDING EQUIPMENT AUTHORIZATION RULES, REGULATIONS AND PROCEDURES

Speakers will discuss applicable portions of the Code of Federal Regulation (CFR), applications forms and procedures, and the legal requirements for importing, marketing, and selling radio equipment in the US. They will also cover corresponding regulations for selected foreign jurisdictions. This will provide a general overview of how the equipment authorization process works both in the US and abroad, and will discuss the FCC's applicable rules and regulations in this area.

Speakers:

Rashmi Doshi, Chief, Laboratory Division, OET, Federal Communications Commission

Desmond Fraser, President, Rhein Tech Laboratories; Director, American Certification Body, Inc.

David Patton, Patton & Associates, Inc.

7:05 – 7:15 p.m.

BREAK

7:15 – 8:15 p.m.

REGULATORY DEVELOPMENTS AND RELATED RULES OF INTEREST TO PRACTITIONERS

Speakers will look at related rules and regulations (such as those for experimental licensing and market trials) as well as relevant enforcement procedures and actions. Speakers will identify and discuss a broader range of issues and considerations for practitioners who work with clients that develop, build, import and market equipment - including practical advice from lawyers and regulators who work extensively on these matters.

Speakers:

Ira Keltz, Deputy Chief, OET, Federal Communications Commission

Mitchell Lazarus, Partner, Fletcher Heald & Hildreth, PLC
Representative from the Enforcement Bureau, Federal Communications Commission (invited)

2012 FCBA Election Is Now Open

Voting in the 2012 FCBA Election will open at 10:00 a.m. on Tuesday, May 1, 2012. Once again this year, the FCBA election is being held electronically. The on-line voting process is both simple and quick, allows you to review your vote before clicking on the green SUBMIT button to actually cast your ballot, and gives you a receipt confirming that your vote was cast. The ballot has a photo of each candidate as well as a hotlink that will take you to their FCBA biographical information.

On May 1, 2012 all members eligible to vote in the election (as stipulated in Article III of the FCBA Constitution, only members in good standing of any mandatory Bar or otherwise licensed to practice law by the relevant licensing authority) received an email from FCBA Executive Director Stan Zenor with their user name, password, and the hotlink needed to access the election voting website.

The election voting will close on May 31, 2012 at 10:00 a.m. The election winners will be announced at the FCBA Annual Meeting on June 5th, will be listed on the FCBA website following the Annual Meeting, and will be announced in the July FCBA newsletter.

If you did not received the email with your user name and password, have problems with your user name, password, or have problems gaining access to the ballot, please call the FCBA office at 202-293-4000 or email stan@fcba.org.

Please take time to support the candidates by voting in the election.

Thursday, May 31, 6:00 – 8:15 p.m. **Accessibility Rebooted: Compliance and Enforcement Issues Arising from the FCC's New Accessibility Rules**

The FCBA FCC Enforcement Committee will hold a CLE on **Thursday, May 31, 2012 from 6:00 – 8:15 p.m.** 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 17](#).

Agenda

6:00 – 6:05 p.m.

WELCOME AND INTRODUCTIONS

Russ Hanser, Partner, Wilkinson Barker Knauer, LLP, and Co-Chair, Enforcement Practice Committee

6:05 – 7:05 p.m.

PART I: COMPLIANCE WITH THE NEW ACCESSIBILITY RULES

Panelists will discuss issues relating to compliance with the FCC's new accessibility rules. What challenges are in store for communications providers and manufacturers as they respond to the new accessibility framework? How will the FCC itself monitor and facilitate compliance by private-sector actors? What implementation questions remain pending before the Commission?

Speakers:

Karen Peltz Strauss, Deputy Chief, Consumer and Governmental Affairs Bureau, Federal Communications Commission

Julie Kearney, Vice President of Regulatory Affairs, Consumer Electronics Association

Mark Uncapher, Director, Regulatory & Government Affairs, Telecommunications Industry Association

Jeffrey Kramer, Executive Director, Strategic Alliances and Wireless Public Policy, Verizon

7:05 – 7:15 p.m.

BREAK

7:15 – 8:15 p.m.

PART II: ENFORCING THE NEW ACCESSIBILITY RULES

This panel will focus on enforcement of the new accessibility rules. Panelists will address the Communications Act's various enforcement mechanisms and how they might be used to police the activities of communications providers and manufacturers. What do covered parties need to know about potential enforcement of the new rules? What strategies might these parties employ to avoid enforcement action, and to respond to such action once it has commenced? How has the Commission's Enforcement Bureau utilized these mechanisms in the past, and what does this history tell us about likely activity under the new accessibility requirements?

Speakers:

Rick Hindman, Chief, Telecommunications Consumer Division, Enforcement Bureau, Federal Communications Commission
David Solomon, Partner, Wilkinson Barker Knauer, LLP; former Chief of Enforcement Bureau, Federal Communications Commission
Claude Stout, Executive Director, Telecommunications for the Deaf and Hard of Hearing, Inc.

Wednesday, June 6, 6:00 – 8:15 p.m. **The Road Ahead for Spectrum**

The FCBA **Wireless Telecommunications Committee** will hold a CLE on **Wednesday, June 6, 2012 from 6:00 – 8:15 p.m.** This program will be held at Wiley Rein LLP, 1776 K Street, NW.

Title VI of the recently-enacted Middle Class Tax Relief and Job Creation Act of 2012 may represent the most important reform of national spectrum policy in over a decade. Our panelists will discuss the legislation, its implications, and the road that lies ahead for the FCC, NTIA, industry and other stakeholders as they seek to seize upon the historic opportunities presented by incentive auctions, AWS auctions, unlicensed spectrum and other aspects of the new law.

Confirmed panelists include Incentive Auction Task Force members **Ruth Milkman**, Office of the Chairman of the FCC; **Rick Kaplan**, Chief of the FCC's Wireless Telecommunications Bureau; and **Bill Lake**, Chief of the FCC's Media Bureau. Additional panelists from the FCC and Administration will be announced. Our second panel will feature experienced stakeholders from the wireless and broadcast industries.

To register, [click here](#) or go to the **FCBA Website – Calendar of Events** or use the form on [page 17](#).

Thursday, June 14, 6:00 – 8:15 p.m. US and EU Privacy Regulation: An Overview

The FCBA **International Telecommunications and Privacy and Data Security Committees** will hold a CLE on **Thursday, June 14, 2012 from 6:00 – 8:15 p.m.** on US and EU Privacy Regulation: An Overview. The CLE will explore differences in legal and cultural approaches to privacy and ask what needs to be done to bridge those differences and reduce barriers to global commerce. It will be held at a location to be determined in Washington, DC.

Both the United States and the European Union are in the process of rethinking their privacy frameworks. In the EU, the so-called “cookie directive” is before member states for consideration of enactment into national law. Many EU member countries differ in their interpretation of the stringency of the directive’s notice and consent requirements. The European Commission has drafted major revisions to the current privacy directive, including converting it into an EU-wide regulation with extraterritorial enforcement implications.

In the United States, the White House recently announced a proposed “Consumer Privacy Bill of Rights” and called for the enactment of the seven principles embodied in the document into law. At the same time, the Administration proposed that the Department of Commerce convene a multi-stakeholder process of industry, consumer advocates, civil society representatives, and other interested parties to create enforceable industry codes of conduct to implement the Consumer Privacy Bill of Rights, a step that may be taken without legislative action. A few weeks later, the Federal Trade Commission, issued its own final recommendations for a new privacy

framework and pledged to support the Administration’s multi-stakeholder process. Meanwhile, on both sides of the Atlantic, industry has banded together to implement a similar self-regulatory program that has won recognition by some EU and US regulators as a valuable contribution to the development of these new privacy frameworks.

The US and the EU are engaged in consultations to bridge the gap between their very different approaches to privacy. Some EU regulators have expressed cautious optimism about the US proposed Consumer Privacy Bill of Rights. US officials, for their part, have expressed hope that these talks will result in greater interoperability between the two regimes. However, many European regulators remain skeptical that the US self-regulatory and “light touch” approach to privacy will be considered “adequate” under European standards.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 17](#).

Agenda

6:00 – 6:05 p.m.
WELCOME AND
INTRODUCTIONS

6:05 – 6:45 p.m.
TOPIC I
The first panel will provide an overview of the main issues in the implementation of the cookie directive and the proposed changes to the Data Directive. An update on self-regulatory programs will also be provided

6:45 – 6:55
BREAK

6:55 – 7:30
TOPIC II
The second panel will provide an overview of the Administration’s Consumer Privacy Bill of Rights, the Commerce Department’s multi-

stakeholder process and the FTC’s Final Privacy Report. It will provide an update on self-regulatory initiatives (i.e., Do-Not-Track and icon-based notice and choice programs).

7:30 – 8:15
TOPIC III

The program will conclude with speakers from both panels talking about the differences between the EU and US approaches to privacy and what needs to be done to overcome obstacles to achieve mutual recognition and interoperability.

Thursday, June 28, 6:00 – 8:15 p.m. The 2012 WCIT: Crafting International Telecommunication Regulations for the Twenty-First Century

The FCBA **International Telecommunications Committee** will hold a CLE on **Thursday, June 28, 2012 from 6:00 – 8:15 p.m.** The WCIT, a major treaty-writing conference scheduled for December 2012, could significantly expand the jurisdiction and legal authority of the International Telecommunication Union (ITU), potentially giving this United Nations agency greater influence over Internet governance, as well as major telecoms issues such as accounting rates and termination charges for next generation networks, data privacy, cyber security, spam, and international mobile roaming. Speaker invitations will be sent to US Government, law firm and industry participants. This CLE will be held at Bingham McCutchen LLP, 2020 K Street, NW.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 17](#).

COMMITTEE AND CHAPTER *Events*

Engineering and Technical Practice Committee

Event: CLE Seminar

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

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

Topic: Equipment Authorization – Getting Approval for the Next Must-Have Device

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 17](#).

FCC Enforcement Committee

Event: CLE Seminar

Date/Time: Thursday, May 31, 6:00 – 8:15 p.m.

Location: TBD

Topic: Accessibility Rebooted: Compliance and Enforcement Issues Arising from the FCC's New Accessibility Rules

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 17](#).

Homeland Security and Emergency Communications

Event: Brown Bag Lunch

Date/Time: Wednesday, May 23, 12:15 – 1:30 p.m.

Location: Federal Communications Commission, 445 12 St. SW, TW-C468. (Please allow extra time for security clearance).

Topic: Domestic Deployment and Operation of Emergency Communications in Times of Disaster: Procedures, Pitfalls, Best Practices.

Speakers: Richard D. Lee, Associate Bureau Chief for National and Homeland Security, Public Safety and Homeland Security Bureau, FCC; Brian Luu, Electrical Engineer and Roll Call Program Manager, PSHSB, FCC; Clifford Gonsalves, Radio Frequency Engineer and TEMS Program Manager, PSHSB, FCC; Dr. Gordon Fullerton, Consultant on Emergency Communications (former Senior Advisor on Emergency Communications at FEMA).

RSVP to: Zenji Nakazawa at [Zenji.Nakazawa@fcc.gov](#) or 202-369-4406.

Intellectual Property Committee

Event: Brown Bag Lunch

Date/Time: Thursday, May 10, 12:15 – 1:45 p.m.

Location: Wiltshire & Grannis LLP, 1200 18th Street, NW, 11th Floor

Topic: ISP Liability From a European and US Perspective: Closer Than You Think?

Recent European court cases and this winter's PIPA/SOPA fight highlight the continuing focus on the role ISPs should play in tort and copyright law liability. How close are policy makers to increasing ISP liability? How far

apart are E.U. and U.S. perspectives?

Speakers: Winston Maxwell, Hogan Lovells Paris office will speak on E.U. activities on ISP liability, Rob Carter, Wiltshire Grannis, Howard Symons, Mintz Levin, and others will discuss US developments. Moderator: Dan Brenner, Hogan Lovells.

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

International Telecommunications Committee

Event: Brown Bag Lunch

Date/Time: Thursday, May 3, 12:15 – 1:45 p.m.

Location: Wiley Rein LLP, 1776 K Street, NW

Topic: The WRC: A Look Back and A Look Forward (Additional Speakers Added!)

Speaker: Ambassador S. Decker Anstrom, U.S. Head of Delegation to the 2012 ITU World Radiocommunication Conference in Geneva, Switzerland (January 23– February 17, 2012) will provide an overview of the results of the WRC and achievements of the U.S. Delegation. Come and hear about the importance of this international treaty-level conference, often referred to as the Spectrum Olympics because of its preparation (four years), duration (one month), and importance for global spectrum use. Alex Roytblat, FCC WRC Director, and Dr. Darlene Drazenovich, NTIA International Spectrum Plans & Policy Chief, will also discuss the preparations that are underway at the FCC and NTIA to prepare for the next WRC in 2015 and how you can participate.

For more information: Contact Chris Murphy, chris.murphy@inmarsat.com.

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

Event: Brown Bag Lunch co-sponsored by the Young Lawyers Committee

Date/Time: Thursday, May 24, 12:15 – 1:30 p.m.

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

Topic: A Look at Cross-Border Issues between the U.S. and Mexico. From broadcasting to public safety operations and wireless broadband, there are critical communication needs in the geographic areas near the U.S.-Mexico border. Speakers from the State Department and various FCC bureaus will discuss the process of cross-border coordination between the U.S. and Mexico, and address hot topics at issue now between the two countries, such as 700 MHz, the 800 MHz reconfiguration, 2500-2690 MHz, and digital television.

Speakers: Hal Grigsby, U.S. Department of State; Larry Olson, International Bureau, FCC; Tim McGuire, Wireless Bureau, FCC; and Brian Marengo, Public Safety and Homeland Security Bureau, FCC.

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

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

Date/Time: Thursday, June 14, 6:00 – 8:15 p.m.

Location: TBD

Topic: US and EU Privacy Regulation: An Overview

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 17](#).

Event: CLE Seminar

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

Location: Bingham McCutchen LLP, 2020 K Street, NW

Topic: The 2012 WCIT: Crafting International Telecommunication Regulations for the Twenty-First Century

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 17](#).

Mass Media Committee

Event: Panel discussion co-sponsored with the Association of Federal Communications Consulting Engineers (AFCCE)

Date/Time: Wednesday, May 16, 2:00 – 3:30 p.m.

Location: Commission Meeting Room, FCC, 445 12th Street, SW

Topic: An Overview of the New LPFM/FM Translator Rules

Speakers: Peter Doyle, Chief, Audio Division; Tom Hutton, Deputy Chief, Audio Division; Jim Bradshaw, Deputy Chief, Audio Division; Kelly Donohue, Assistant Division Chief, Audio Division

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

Privacy and Data Security Committee

Event: CLE Seminar co-sponsored by the International Telecommunications Committee

Date/Time: Thursday, June 14, 6:00 – 8:15 p.m.

Location: TBD

Topic: US and EU Privacy Regulation: An Overview

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 17](#).

Transactional Committee

Event: Brown Bag Lunch

Date/Time: Wednesday, May 9, 12:15 – 1:30 p.m.

Location: Mintz, Levin, Cohn, Ferris, Glovsky & Popeo, P.C., 701 Pennsylvania Avenue, NW, 9th Floor

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COMMITTEE AND CHAPTER *Events*

Topic: Nuts and Bolts of Filing Transfer of Control Applications: Wireline, International 214 and Submarine Cable authorizations and Wireless Licenses

Speakers: Jodie May, Assistant Division Chief, Competition Policy Division, Wireline Competition Bureau, FCC; Dennis Johnson, Attorney Advisor, Wireline Competition Bureau, FCC; Kathy Harris, Deputy Chief, Mobility Division, Wireless Telecommunications Bureau, FCC; David Krech, Assistant Division Chief, Policy Division, International Bureau, FCC; and Colleen King, Associate at Wiley Rein LLP

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

Event: Brown Bag Lunch

Date/Time: Friday, May 18, 12:15 – 1:30 p.m.

Location: Hogan Lovells US LLP, 555 13th Street, NW, (Metro Center metro station), downstairs Litigation Center (Courtroom)

Topic: Nuts and Bolts of Filing Transfer of Control Applications: Satellite Licenses and Radio/Television Licenses

Speakers: David Brown, Associate Division Chief, Media Bureau, FCC; Wayne McKee, Deputy Chief, Engineering Division, Media Bureau, FCC; Karl Kensinger, Associate Division Chief, International Bureau, FCC; and Kenneth Satten, Partner, Wilkinson Barker Knauer, LLP

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

Wireless Telecommunications Committee

Event: Luncheon

Date/Time: Thursday, May, 17, 12:15 – 1:45 p.m.

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

Topic: Discussion on the FCC's new environmental notice system, the Programmatic Environmental Assessment (PEA) that evaluates the potential environmental effects of the FCC's Antenna Structure Registration (ASR) program, and the Migratory Birds proceeding.

Speakers: Jeffrey Steinberg, Deputy Chief, Spectrum & Competition Policy Division, WTb, FCC and Aaron Goldschmidt, Assistant Chief, Spectrum & Competition Policy Division, WTb, FCC

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 17](#).

Event: CLE Seminar

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

Location: Wiley Rein LLP, 1776 K Street, NW

Topic: The Road Ahead for Spectrum

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 17](#).

Young Lawyers Committee

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

Date/Time: Monday, May 14, 12:15 – 1:30 p.m.

Location: Wiley Rein LLP, 1776 K Street, NW

No proxy votes are allowed, so be sure to attend. All are welcome, but voting is limited to current YLC members. All nominations should be emailed to Mark Brennan (mark.brennan@hoganlovells.com) and Brendan Carr (BCarr@wileyrein.com) no later than Friday, May 4. Self-nominations are welcome.

Event: Brown Bag Lunch co-sponsored by the International Telecommunications Committee

Date/Time: Thursday, May 24, 12:15 – 1:30 p.m.

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

Topic: A Look at Cross-Border Issues between the U.S. and Mexico. From broadcasting to public safety operations and wireless broadband, there are critical communication needs in the geographic areas near the U.S.-Mexico border. Speakers from the State Department and various FCC bureaus will discuss the process of cross-border coordination between the U.S. and Mexico, and address hot topics at issue now between the two countries, such as 700 MHz, the 800 MHz reconfiguration, 2500-2690 MHz, and digital television.

Speakers: Hal Grigsby, U.S. Department of State; Larry Olson, International Bureau, FCC; Tim McGuire, Wireless Bureau, FCC; and Brian Marengo, Public Safety and Homeland Security Bureau, FCC.

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

Atlanta Chapter

Event: Public Policy Luncheon

Date/Time: Monday, May 21, 12:00 – 1:30 p.m.

Location: GTRI Building, 250 14th Street, NW, Atlanta, GA 30318

Sponsors: The Center for Advanced Communications Policy (CACP), Georgia Tech; The Federal Communications Bar Association (FCBA), Atlanta

Topic: Twenty-First Century Communications Video Accessibility Act of 2010: Compliance and Opportunities for the Telecom Industry, Manufacturers and Individuals with Disabilities

Speakers: Karen Peltz Strauss, Deputy Chief, Consumer and Governmental Affairs Bureau, FCC; Matt Gerst, Counsel, External and State Affairs, CTIA - The Wireless Association; Julie

Kearney, Vice-President, Regulatory Affairs, Consumer Electronics Association. Moderated by Ronnie London, Davis Wright Tremaine
RSVP to: jackie@cacp.gatech.edu or 404-385-4612

New York Chapter

Event: Breakfast Program

Date/Time: Wednesday, May 16, 8:30 – 10:00 a.m.

Location: Manhattan Neighborhood Network Studio, 175 East 104th Street, between Lexington and 3rd (Lexington Avenue Local #6 to 103rd Street)

Topic: “The Future of PEG in the Digital Age” Public Access Cable Television Services - Local Public Education and Government Programming (PEG)

Speakers: (in progress) Dan Coughlin, Executive Director, Manhattan Neighborhood Network; Greg Sutton, Executive Producer, Brooklyn Community Access Television; Steven Waldman, Senior Visiting Media Policy Scholar, Columbia Graduate School of Journalism, former Senior Advisor to the Chairman of the FCC and Author of “Meeting the Information Needs of Communities.”

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

Pacific Northwest Chapter

Event: Lunch and Panel Discussion

Date/Time: Thursday, May 31, 12:00 Noon
Location: Microsoft Main Campus, Building 9, 3350 157th Avenue NE, Redmond, WA

Topic: New developments in “over the top” and other innovative delivery platforms for video content and services.

Speakers from Microsoft's Xbox business, T-Mobile's TV and video team, Fisher Broadcasting, a local broadcaster exploring new vehicles for video delivery, and Opanga, a video compression technology company, will address not only the products and services they are offering today, but also their visions for new video offerings. Please come and join the discussion of the challenges and opportunities faced by both established and new players as the industry continues its rapid evolution.

RSVP to: DanWaggoner@DWT.COM.

Box lunches will be provided so an RSVP is required.

Young Lawyers Committee Co-Chair Election

The YLC co-chair election will be held on **Monday, May 14, 2012 at 12:15 p.m.** at Wiley Rein LLP, 1776 K Street, NW. In addition to the election, this will be a brown bag lunch and committee planning meeting. The Young Lawyers Committee elects one co-chair each year to serve a two-year term. All other volunteer roles with the YLC are appointed.

No proxy votes are allowed, so be sure to attend. All are welcome, but voting is limited to current YLC members. All nominations should be emailed to **Mark Brennan** (mark.brennan@hoganlovells.com) and **Brendan Carr** (BCarr@wileyrein.com) no later than Friday, May 4. Self-nominations are welcome.

New York Chapter

On March 30th, the NY Chapter, in collaboration with the Government Law Center at Albany Law School, hosted a meet and greet reception for Federal Communications Commissioner, Mignon Clyburn. The program was located at the Albany Law School West Foyer Lobby which proudly displays photos of many of its distinguished alumni.

Commissioner Clyburn was introduced by Chairman Garry Brown of the New York Public Service Commission; and the program also includes other prominent members of the New York Public Service Commission including Commissioner Maureen Harris, General Counsel of the NY PSC, Peter McGowan, the Honorable Judge Eleanor Stein, Administrative Law Judge of the NY PSC and Telecommunications Division Director, Chad Hume. In addition, the program was also attended by some 25 other individuals including former FCC interns, current law students at Albany Law, Faculty, other NY PSC staff and area practitioners.

During the meet and greet program, Commissioner Clyburn provided brief



Commissioner Clyburn addresses the audience at Hendricks Chapel on the campus of Syracuse University. Seated are Howard Woolley and LaVonda Reed-Huff.



Commissioner Mignon Clyburn and New York Public Service Commission Chairman Garry Brown

remarks on many of the FCC's recent efforts. She entertained questions from attendees on various topics including: Lifeline Program Reform, Intercarrier Compensation & Universal Service Fund Reform, Broadcast Items and Digital Literacy.

The program was a wonderful success and feedback from participants and attendees was very positive. The success of this program is largely attributed to the NY Chapter Steering Committee Members, Elise Hiller and Allen Zoracki. Contributions and collaboration from

Dean Patricia Salkin and the Government Law Center at Albany Law School continue to also be an integral component to successful programs in the state capitol.

Co-Chair LaVonda Reed-Huff and Syracuse University College of Law have another successful annual symposium under their belts. On March 31st, Syracuse University College of Law hosted its 7th Annual Communications Law & Policy Symposium entitled "We the People: Broadband Access, Influencing the Vote, and Preserving Localism in a Changed Media Landscape." Syracuse law and other students, local attorneys and government officials, community leaders, university administrators, and faculty were among those in attendance. Commissioner Clyburn graciously delivered this year's keynote address in Hendricks Chapel emphasizing the Commission's efforts in a number of areas, particularly broadband. In addition to Commissioner Clyburn, panelists and speakers included: Aviva Abramovsky and LaVonda Reed-Huff both of Syracuse University College of Law; Nicholas Allard, Patton Boggs LLP; Michael Arcuri, Hancock Estabrook, LLP; Lili Levi, University of Miami Law School; Russell Hanser and Rosemary Harold,

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COMMITTEE AND CHAPTER News



Syracuse law students Roza Sheffield, Chad Kempen, William Stevens, and Afua Quayenortey gather at the College of Law for a networking reception.



Broadband for All symposium panelists (L-R): Seth Rutledge, Robert Durantini, Kelly Bunch, and Jacqueline Clary.



Commissioner Clyburn with former intern and Syracuse law student Eva Torres (center) with members of the Syracuse Chapter of The Links, Incorporated (L-R): Patricia Stith, Karen Broughton, Trymeter Carter, and LaVonda Reed-Huff.



Commissioner Clyburn takes questions from FCBA members and friends.

NEW YORK CHAPTER

CONTINUED FROM PAGE 8

both of Wilkinson Barker Knauer LLP; Lorraine Branham, Patricia Longstaff, Roy Gutterman, and Merrill "Butch" Charles, all of the S.I. Newhouse School of Public Communications; Kelly Bunch, Burton Blatt Institute; Jacqueline Clary, Minority Media & Telecommunications Council; S. Jenell Trigg, Lerman Senter PLLC; Syracuse Law students Eva Torres, Chad Kempen, and Peter Frick; Jill Canfield, National Cable & Telecommunications Association; Elise Hiller, Linium LLC; Howard Woolley, Verizon; Robert Durantini, Development Authority of the North Country; and Seth Rutledge, Syracuse Community Broadband Initiative. Following Commissioner Clyburn's remarks, a panel discussed career planning and avenues for entering

the communications law field. The symposium concluded with a networking reception at the College of Law. The event was a huge success as evidenced by the great attendance and positive response from the many attendees, which included over 100 people.

In addition to sponsorship by the College of Law and FCBA, this event was co-sponsored by the S.I. Newhouse School of Public Communications, the Tully Center for Free Speech, the Communications Law & Policy Society, the Black Law Students Association, and the Syracuse Chapter of The Links, Incorporated.

Finally, plans continue to progress on a **breakfast program** recently announced for **May 16th** entitled "**The Future of PEG in the Digital Age.**" Members and

friends of FCBA who are interested in learning about Local Public Education and Government Programming (PEG) should attend. The program will be held from 8:30 to 10 a.m. at the Manhattan Neighborhood Network Studios located at 175 East 104th Street, between Lexington and 3rd. Breakfast will be provided. The following speakers are confirmed: Dan Coughlin, Executive Director, Manhattan Neighborhood Network; Greg Sutton, Executive Producer, Brooklyn Community Access Television; Steven Waldman, Senior Visiting Media Policy Scholar, Columbia Graduate School of Journalism, former Senior Advisor to the Chairman of the Federal Communications Commission and Author of "Meeting the Information Needs of Communities." To RSVP, [click here](#) or go to the [FCBA Website – Calendar of Events](#).

Charity Auction Thank You Party and Check Presentation

On March 28, the 2011 Charity Auction Committee held a thank-you reception to thank all of the auction volunteers and presented the check to this year's beneficiary, Sitar Arts Center. The grand total raised from the Charity Auction was more than \$137,000! Of that amount, almost \$110,000 was raised for Sitar Arts Center and more than \$27,000 for the FCBA Foundation.



In MEMORIAM

David Silberman (1942 – 2012)

David Silberman, a long-time attorney with the Federal Communications Commission, died on February 8, 2012. He was 69 years old.

David was born in the Bronx, N.Y., on March 10, 1942. He grew up in Port Chester, N.Y., and attended American University, graduating in 1963. He took his law degree from the George Washington University Law School in 1966.

David's first job as an attorney, and his last, was with the Commission. His career with the agency spanned 34 years; he retired in 2000.

David was held in high esteem as a mentor and colleague. As a supervisory attorney in the Hearing Division of the then Broadcast Bureau, David was coach to junior attorneys in the office. He had

a remarkable ability to cut to the heart of an issue. His recall of pertinent cases was legendary, as was his constructive criticism of pleadings presented to him for review and approval. Members of the Association who had the privilege of working with David, credit him with having made a particularly valuable contribution to their skills as lawyers.

David spent the bulk of his career with the Commission as an attorney in the Litigation Division of the General Counsel's Office. Given his extensive hearing experience, David handled many, if not most, of the Commission cases involving FCC enforcement proceedings. Noteworthy among these was the lengthy litigation against pirate radio operator, Stephen Dunifer and his Free Radio Berkeley, in the 1990s. David secured an injunction against Dunifer which was ultimately upheld in a 2000 decision by the 9th Circuit. An article on the web about Dunifer and the "microbroadcaster" movement, quotes David as having argued to the court that what Dunifer

and company threatened was "anarchy of the airwaves."¹ He also handled cases brought against the agency on EEO grounds, as well as the FCC license renewal proceeding involving Dr. Gene Scott, a television evangelist, who was alleged to have used false pretenses in fundraising efforts by his station, KHOF-TV, San Bernardino, CA.

David loved travel, baseball, politics (a life-long Democrat), food and the Disney characters, Mickey Mouse, Donald Duck, et al. David had a fund of Henny Youngman jokes with which he would regularly regale his colleagues. During his travel, he delighted in sending back to the office pictures of food he was enjoying.

David is survived by his widow, Zelda, to whom he was married for 45 years, three sons, their spouses, and six grandchildren.

¹ <http://samschak.wordpress.com/2010/12/20/in-defense-of-pirate-radio-and-stephen-dunifer/>

strong team of ethics professionals at the FCC and commands their respect and loyalty while promoting their professional advancement. Mr. Carney's command of ethics law, absolute commitment to discretion and confidentiality, and warm personality make the words "Better Call Pat" leap to the mind of any Commissioner or FCC employee with a question or concern that involves ethics. He is sensitive to the individual interests of those seeking his advice and always seeks to further them consistent with the broader objectives of the Commission and all ethical rules and principles. He is equally responsive to members of the communications bar, communications industry, and general public who have questions about the FCC's ethics program.

Mr. Carney joined the FCC in 1995 after a two-decade career as a naval judge advocate, ultimately attaining the rank of captain. He has served the Commission as Assistant General Counsel since 2002, after serving as Senior Ethics Counsel from 1997-2002, and staff attorney from 1995-1997. In each of those positions, Mr. Carney has worked with great skill and an equal measure of diplomacy while analyzing and resolving sensitive and sometimes complex ethics issues, often on short deadlines. He has made Commission staff more aware of their ethical responsibilities by introducing and leading interactive ethics training, developing online training, and distributing a quarterly newsletter on ethics issues. His command of the applicable rules and reassuring personal presence have won him the respect and affection of his ethics team and the well-placed confidence of Commission employees. Whereas government

ethics officials are sometimes viewed as impediments or nuisances by employees in their agencies, FCC employees rightly view Mr. Carney as an advisor who can assist them in living a professional life marked by integrity, fairness, and public service.

As the day-to-day manager of the Commission's ethics program – assisting the General Counsel, who is the FCC's Designated Agency Ethics Official – Mr. Carney's responsibilities include: reviewing hundreds of public and confidential financial disclosure reports; conducting an ethics training program for nearly 2,000 Commission employees; considering requests for waivers of disqualification; reviewing and approving gifts to the agency and its employees and employee attendance at private- and public-sector events (such as the annual FCBA Chairman's dinner); reviewing official travel funded by non-federal sources; providing advice to employees on job-seeking and post-employment issues; vetting incoming employees for potential financial conflicts of interest; implementing and monitoring the agency's compliance with the Obama Administration's Ethics Pledge; answering employee inquiries about permissible political activity under the Hatch Act; and counseling Commissioners and FCC employees on these and other ethics issues.

To perform these functions, Mr. Carney oversees a staff of six agency ethics professionals. He ensures that junior members of the team are given progressively greater responsibilities and appropriate promotions within the FCC, and that more senior members can continue their professional development by, for example, temporary assignment to the U.S. Office of Government Ethics

(OGE). He has built a dedicated and cohesive team with extremely low turnover and a strong sense of mission, so that the FCC's ethics program does not rely on Mr. Carney's skills alone.

OGE has recognized Mr. Carney's success. In its October 2004 periodic review of the Commission's ethics program, OGE wrote that: "the FCC's program continues to be sound and well managed. Again we were impressed with ethics officials' commitment to providing high quality services to employees. Since our last review in 1997, ethics officials have sustained strong financial disclosure systems, an exemplary counseling and advice services program, and ongoing training initiatives of employee awareness of the ethics laws and regulations."

After its review, OGE saw no need to recommend any changes to the Commission's ethics program. In recognition of Mr. Carney's commendable stewardship of the ethics program, in 2005 the FCC awarded him the silver medal for meritorious service.

Mr. Carney does more than manage the FCC's ethics program. He frequently volunteers to speak publicly on ethics topics, particularly to groups of new ethics officials. He is also one of the founding members (and remains a very active one) of the Interagency Ethics Council (IEC), which brings together ethics officials throughout the federal government to share ideas and discuss current ethics issues. The IEC maintains an online Journal, which serves as a resource to government ethics officials and government employees with questions about ethics. In addition to benefitting the public and the government as a whole, Mr. Carney's work with the Council has advanced the FCC's ethics program by increasing its visibility, efficiency, and effectiveness.

The FCC is extremely proud of its ethics program, and the program's successes are attributable first and foremost to Mr. Carney's dedication and focus. His work ethic, combined with diplomatic skills, intelligence, and personal warmth, make Mr. Carney the epitome of excellence in government service.

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.

FCBA Foundation Announces 2012 Recipients of Stipends for Law Student Summer Internships

The FCBA Foundation is pleased to announce this year's recipients of stipends from the **Chairman Robert E. Lee Fund** for law school interns in unpaid legal communications-related positions over the summer. The Foundation established this fund in 1993 in memory of Mr. Lee, the former Federal Communications Commission Chairman and Commissioner who devoted nearly thirty years of service to the Commission.

This year, The Foundation awarded 14 stipends to the following law student summer interns: **Eric Bergel**, of the Earle Mack School of Law (Drexel University), who will be working as a legal intern for James Cawley, Commissioner of the Pennsylvania Utility Commission; **Emilie de Lozier**, of the Catholic University of America, Columbus School of Law, who will be working at the FCC in the Office of Commissioner McDowell; **Chao Guo**, of the American University Washington College of Law, who will be working at the FCC in the Policy Division of the Media Bureau; **Marissa Johnson**, of the University of Colorado Law, who will be working at the FCC in the Competition Policy Division of the Wireline Competition Bureau; **Christopher Kromer**, of the George Washington University Law School, who will be working at the FCC in the Office of Legislative Affairs; **Sara Kuehnle**, of the Case Western Reserve University School of Law, who will be working at the FCC in the Consumer and Governmental Affairs Bureau; **Yasemin Kasim Luebke**, of the Georgetown University Law Center, who will be working at the Broadcasting Board of Governors in the Office of General Counsel; **Michelle Newman**, of the Emory University School of Law, who will be working at NTIA in the Office of Policy Analysis and Development;

Difie Osborne, of the William & Mary School of Law, who will be working at the FCC in the Telecommunications Access Policy Division of the Wireline Competition Bureau; **Ted Serafini**, of the American University Washington College of Law, who will be working at the FCC in the Spectrum & Competition Policy Division of the Wireless Telecommunications Bureau; **Alicia Tambe**, of the Northeastern University School of Law, who will be working at the FCC in the Office of Bureau Chief of the International Bureau; **Ryan Tharp**, of the University of Colorado School of Law, who will be working at the FCC in the Office of Chairman Genachowski and in the Wireless Bureau; **Geoffrey Weyl**, of the Pennsylvania State University Dickinson School of Law, who will be working at the FCC in the Policy and Licensing Division of the Public Safety and Homeland Security Bureau; and **Bonnie Wise**, of the Georgetown University Law Center, who will be working at the FCC in the Administrative Law Division of the Office of General Counsel. Each law student was awarded a stipend in the amount of up to \$5,000 to help defray expenses during his or her summer internship.

In addition, the Foundation selected **Yasemin Kasim Luebke** to receive this year's **Max Paglin Award**, representing an additional stipend of \$600. 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. Upon its dissolution, that Commission graciously donated its remaining funds to the Foundation and made the Foundation the beneficiary of any future royalties from that publication.

The Foundation will honor this year's recipients at the FCBA Annual Luncheon in June. The Foundation would like to thank **Kyle Dixon** and **Edgar Class** (Co-Chairs of the Internship Stipend Committee), as well as the other members of the Committee (**Diane Cornell**, **Seth Davidson**, **Russ Hanser**, **Linda Kinney**,

Melissa Newman, and **Cheryl Tritt**), for making this program a success again this year.

Congratulations to this year's recipients!

FCBA Foundation 16th Annual Golf Tourney to be Held Monday, June 18

Start putting together your foursomes and mark your calendars for the 16th Annual FCBA Foundation Golf Tournament on Monday, June 18th. **To register, use the form on page 19.**

In response to the extremely positive feedback from participants at last year's tournament, we will be returning to the Country Club at Woodmore this year for this always fun event in support of the great work of the FCBA Foundation. This Arnold Palmer designed course is consistently ranked as one of the best in the Mid-Atlantic region and has received the Golf Digest Architecture Award in recognition of outstanding design. Better yet, CC Woodmore is conveniently located just minutes outside the Beltway for those feeling the need to head to work afterwards (though we promise not to tell anyone if you don't).

Mark your calendars now for this great day of golf in support of a great cause. The Golf Committee always welcomes anybody interested in helping pull the event together or in donating prizes. Contact **Glenn Reynolds** at greynolds@ustelecom.org if you are interested.

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

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CFC

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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.cfcnca.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. In the past year, the Foundation's work included:

- Awarding 8 stipends to law school students for unpaid legal communications-related summer internships and 10 college scholarships to DC public high school students, totaling close to \$215,000
- Sponsoring numerous volunteer events for FCBA members, including making

meals for the homeless at Martha's Table

- Co-sponsoring the 2011 Charity Auction for Sitar Arts Center and the FCBA Foundation which raised almost \$138,000

Please contact **Jennifer Warren**, FCBA Foundation Chair, (jennifer.warren@lmco.com), if you have any questions.

Volunteer for Martha's Table on May 27

Many of us are stretched for time these days, but why not consider spending a few hours on a Sunday to help the FCBA Foundation's partner charity? For many years now, the FCBA has been providing volunteers to Martha's Table. This organization relies 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. If you are able to volunteer on **May 27**, please contact **Howard Weiss** at 703-812-0471 — weiss@fhhlaw.com.

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Charity Auction Beneficiary Application Now Available

The Auction Committee is now accepting applications from local charities to be considered as beneficiary of the 23rd Annual FCBA Charity Auction. The application is available at <http://www.fcba.org/upload/auctionbeneficiaryapplication2012.doc> and should be received by the FCBA by U.S. Mail, fax, or email no later than **Friday, May 4, 2012**.

2012 FCBA Membership Directories

The FCBA 2012 Membership Directories have been printed and mailed to members. Please use the order form on [page 21](#) to order additional copies for your office.

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.

Martha's Table Kids Visit Google and Sirius XM

On December 22, 2011 and March 23, 2012, kids from Martha's Table, accompanied by **Howard Weiss** of the FCBA and chaperones from Martha's, visited the offices and studios of Google and Sirius XM, respectively. The tours were arranged by **Rick Whitt** at Google and **Jim Blitz** at Sirius XM. Fifteen kids, aged 8 to 14, took part in the festivities. At Google, they were treated to a tour of Google's creatively designed and furnished offices, interacted with Google "toys," and had a conversation via Skype with a Google employee in Canada. At Sirius XM, the youngsters interacted with disc jockeys and programmers, heard fascinating facts about the studios and shows, looked at the pictures of recording artists on the walls, and were on the air live.

The kids had a great time. So did the adults involved. A future trip in June to WJLA-TV's studios is planned.



Photos by Mark Van Bergh



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

5.12.1

Cable Relations Manager – Located in Montgomery, AL, Raycom Media, Inc. is an employee-owned company and one of the nation's largest broadcasters. Raycom owns and/or provides services for 47 television stations in 36 markets and 18 states. In addition to television stations, Raycom owns Raycom Sports (a marketing, production and events management and distribution company in Charlotte) and Broadview Media (a post production/telecommunications company based in Montgomery).

The Cable Relations Manager is responsible for developing and maintaining business relationships with local and national cable and satellite operators and assists in the negotiation of retransmission consent agreements on behalf of Raycom and its television stations. The Cable Relations Manager will work closely with station general management and the corporate management team and will report directly to the General Counsel.

Key Responsibilities:

- Assist in preparation, review, and negotiation of retransmission consent agreements.
- Track market development (e.g., system and station sales) and operator compliance with

agreement terms.

- Develop/maintain relationships with local and national cable system operators at the local and corporate levels.
- Attend cable industry trade meetings, be fluent in cable issues/concern, and utilize on Company/station behalf.
- Act as contact person for TV station inquiries and issues.
- Monitor FCC proceedings that affect TV signal carriage and distribution.

Prerequisites:

- Law degree.
- Experience with contract drafting, review and negotiation.
- Familiarity with FCC rules governing carriage of TV signals.
- 3+ years experience with contract negotiation and/or in the television or cable industry.
- Professional level of interpersonal/relationship skills at the corporate and local levels of industry.

Excellent benefits package and collegial working environment. Interested candidates should submit their resume to Mike DiLaura, Manager, Human Resources at mdilaura@RaycomMedia.com.

5.12.2

Communications Regulatory Associate – The Washington, DC office of Hogan Lovells seeks a junior to mid-level Communications regulatory associate with a minimum of 2 years communications regulatory experience or experience working on communications-related litigation or commercial matters. Our global Communications regulatory practice encompasses all major industry sectors, but the successful candidate would focus primarily on wireless, cable and broadband-related issues. Duties to include legal research, writing, and oral advocacy before the FCC, NTIA, Congress, and other government agencies and counseling clients on legal, policy, commercial, and technology matters. DC bar membership or eligibility preferred, along with strong academic credentials, excellent research, writing and oral communication skills, and a demonstrated ability to perform effectively in a law firm environment.

Hogan Lovells US LLP is an equal opportunity employer.

Please send resumes to Suzanne Hudgens at joinhoganlovellsDC@hoganlovells.com.

GOVERNMENT / ACADEMIC / NON-PROFIT

5.12.3

Trial Attorney – The Federal Communications Commission, Office of General Counsel, is accepting applications to fill a GS-905-15 or GS-905-14, Trial Attorney position. Among other projects, the incumbent will represent the Commission in appellate and trial litigation. Please see Announcement Number ATTY-OGC-2012-0008 on the FCC website at <http://www.fcc.gov/jobs/>. The FCC is an equal opportunities employer.

SPRING RECEPTION

CONTINUED FROM PAGE 1

To register an individual, [click here](#) or go to the **FCBA Website – Calendar of Events** or use the form on [page 18](#). See [page 18](#) for sponsor registration.

Thanks to our Spring Reception Sponsors!

As of 4-30-12

GOLD

Consumer Electronics Association
Covington & Burling LLP
National Association of Broadcasters
Wiley Rein LLP
Wiltshire & Grannis LLP

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.

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, May 15, 6:00 – 8:15 p.m. – CLE Seminar on Equipment Authorization – Getting Approval for the Next Must-Have Device.** Location: Arnold & Porter LLP, 555 12th Street, NW.
Cost: \$125.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; \$25.00 for Student Members; \$195.00 for Non-Members
Registrations and cancellations due by 12:00 Noon, Monday, May 14, 2012.
- ☐ **Thursday, May 17, 12:15 – 1:45 p.m. – Wireless Committee Lunch.** Location: Wiley Rein LLP, 1776 K Street, NW, Main Conference Center. Cost: \$17.00
Registrations and cancellations due by 12:00 Noon, Tuesday, May 15, 2012.
- ☐ **Thursday, May 31, 6:00 – 8:15 p.m. – CLE Seminar on Accessibility Rebooted.** Location: TBD.
Cost: \$125.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; \$25.00 for Student Members; \$195.00 for Non-Members
Registrations and cancellations due by 12:00 Noon, Wednesday, May 30, 2012.
- ☐ **Tuesday, June 5 – FCBA Annual Luncheon with FCC Chairman Julius Genachowski,** Location: The Grand Hyatt, 1000 H Street, NW. Registration opens at 11:30 a.m. Luncheon begins at Noon.
Cost: \$60.00 for Private Sector Members, \$35.00 for Government/Academic/Law Student/Transitional Members, and \$95.00 for Non-members. Tables of ten available for \$600.00.
Registrations and cancellations due by Noon, Friday, June 1, 2012.
- ☐ **Wednesday, June 6, 6:00 – 8:15 p.m. – CLE Seminar on The Road Ahead for Spectrum.** Location: Wiley Rein LLP, 1776 K Street, NW.
Cost: \$125.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; \$25.00 for Student Members; \$195.00 for Non-Members
Registrations and cancellations due by 12:00 Noon, Tuesday, June 5, 2012.
- ☐ **Thursday, June 14, 6:00 – 8:15 p.m. – CLE Seminar on US and EU Privacy Regulation: An Overview.** Location: TBD.
Cost: \$125.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; \$25.00 for Student Members; \$195.00 for Non-Members
Registrations and cancellations due by 12:00 Noon, Wednesday, June 13, 2012.
- ☐ **Thursday, June 28, 6:00 – 8:15 p.m. – CLE Seminar on The 2012 WCIT: Crafting International Telecommunication Regulations for the Twenty-First Century.** Location: Bingham McCutchen LLP, 2020 K Street, NW.
Cost: \$125.00 for Private Sector Members; \$50.00 for Government/Academic/Transitional Members; \$25.00 for Student Members; \$195.00 for Non-Members
Registrations and cancellations due by 12:00 Noon, Wednesday, June 27, 2012.

\$ _____ 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

FCBA SPRING RECEPTION *Registration*

Thursday, May 24, 2012
6:00 – 8:00 p.m.

MICROSOFT CORPORATION, 901 F STREET, NW, WASHINGTON, DC

PLEASE RESERVE THE FOLLOWING:

- _____ Gold Sponsorship(s) at \$600.00 per sponsorship (includes four tickets to the event, recognition in the newsletter, and acknowledgement at the event)
- _____ Silver Sponsorship(s) at \$300.00 per sponsorship (includes two tickets to the event, recognition in the newsletter, and acknowledgement at the event)
- _____ FCBA Private Sector Member ticket(s) at \$65.00 per ticket
- _____ FCBA Government/Academic/Law Student Member ticket(s) at \$35.00 per ticket
- _____ Non-FCBA Member ticket(s) at \$130.00 per ticket

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

PLEASE LIST FULL NAMES, NICKNAMES, AND ORGANIZATIONS OF ALL ATTENDEES

(all guests' names must be received by mail, fax, or e-mail no later than Thursday, May 17):

PAYMENT INFORMATION

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

Credit card no. _____ Exp. date _____

Signature _____

**PLEASE SEND THIS FORM AND A CHECK MADE PAYABLE
TO THE "FCBA" OR FAX TO (202) 293-4317 NO LATER THAN
THURSDAY, MAY 17 TO:**

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1020 19th Street, N.W., Suite 325
Washington, D.C. 20036
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Fax: (202) 293-4317
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**NO TICKETS WILL BE MAILED.
RESERVATIONS WILL BE CONFIRMED
AT THE REGISTRATION DESK AT THE
RECEPTION.**

**CANCELLATION POLICY: DUE TO THE
NATURE OF THIS EVENT, NO REFUNDS
WILL BE GIVEN FOR CANCELLATIONS.**

16th Annual ROBERT E. LEE MEMORIAL FCBA FOUNDATION CHARITY GOLF TOURNAMENT

Monday, June 18, 2012

Name _____

Organization _____

Address _____ Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ E-mail _____

YES! I WOULD LIKE TO SUPPORT THE GOLF TOURNAMENT, TO BE HELD AT THE COUNTRY CLUB AT WOODMORE, AS INDICATED BELOW:

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

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

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

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

EAGLE CLUB - \$1,250

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

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

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

COMPANY HOLE SPONSOR — \$300

- Full page ad in event program
- Hole signage

INDIVIDUAL HOLE SPONSOR — \$250

- Half page ad in event program
- Hole signage

SCHEDULE

8:45 a.m. Shotgun start

CHAIRMAN LEE

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

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

FCBA Foundation
1020 19th St., NW, Suite 325
Washington, DC 20036
Tel: 202 293-4000
Fax: 202 293-4317
Email: wendy@fcba.org

PLEASE RETURN FORM AND PAYMENT BY TUESDAY, JUNE 12, 2012.

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

Credit card no. _____ Exp. date _____

Signature _____

7TH ANNUAL FCBA/ABA SYMPOSIUM ON PRIVACY & DATA SECURITY – DVD Now Available!

“Privacy Dangers, Dilemmas & Solutions for a Digital Age”

The DVD contains a video recording of the 4-hour symposium, plus a wealth of written materials.

SESSION I – CAN SOCIAL NETWORKING BE PRIVATE? – PRIVACY ISSUES RELATED TO ADVERTISING AND MARKETING ON SOCIAL NETWORK PLATFORMS

Facebook, Twitter, Foursquare and other social network platforms are the fastest growing media vehicles for commercial use, including marketing and advertising a company's goods and services. We will explore social network platforms' own privacy requirements and limitations for their users regarding how personal information is collected, used and disclosed, as well as rules and guidelines for conducting promotions and marketing using the social network. We will also discuss the potential privacy issues with the management of merged databases and compliance with various federal and state laws.

SESSION II - THE BUCK STOPS HERE! – MANAGING THE LIABILITY AND RISKS OF ENGAGING THIRD PARTY VENDORS AND SERVICE PROVIDERS

Most businesses use a third party to manage their websites and/or databases, develop mobile applications, send promotional and marketing tweets, text messages or emails, process online payment transactions, provide software and services for cloud computing, or administer social networking platforms and contests and sweepstakes. We will identify the risks and liabilities for such relationships, and discuss the due diligence, contracting, and post-engagement responsibilities required under state and federal statutes, regulations or guidelines, and industry best practices for engaging support for various digital-based services and products.

SESSION III - SMART PRIVACY CHOICES FOR MOBILE APPS

Mobile apps are breaking new ground not only in terms of what they can make your mobile device do, but also in terms of the data privacy and security debate. From games to location-based services, these apps do new and (sometimes) surprising things with your data. We will explore how apps-related privacy concerns have been and are being addressed under current statutes, regulations, class action lawsuits and self-regulatory frameworks and will offer practical guidance for navigating the road ahead.

Cost: \$150.00 for Private Sector FCBA/ABA Members
\$100.00 for Government/Academic/Paralegal/Student FCBA/ABA Members
\$200.00 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:

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Phone: 202-293-4000, Fax: 202-293-4317
E-mail: wendy@fcba.org

2012 FCBA MEMBERSHIP DIRECTORY *Order Form*

Copies of the 2012 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 2012 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"

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

Calendar

May 3	International Telecommunications Committee Brown Bag Lunch
May 4-6	Annual Seminar, Hyatt Regency Chesapeake Bay, Cambridge, MD
May 9	Transactional Committee Brown Bag Lunch
May 10	Intellectual Property Committee Brown Bag Lunch
May 14	Young Lawyers Committee Co-Chair Election & Brown Bag Lunch Planning Meeting
May 15	CLE Seminar on Equipment Authorization – Getting Approval for the Next Must-Have Device presented by the Engineering and Technical Practice Committee
May 17	Wireless Telecommunications Committee Luncheon
May 21	Atlanta Chapter Public Policy Luncheon Series
May 24	FCBA Spring Reception
May 27	Volunteer at Martha's Table
May 31	CLE Seminar on Accessibility Rebooted: Compliance and Enforcement Issues Arising from the FCC's New Accessibility Rules presented by the FCC Enforcement Committee
June 5	FCBA Annual Meeting and Luncheon with FCC Chairman Julius Genachowski
June 6	CLE Seminar on The Road Ahead for Spectrum presented by the Wireless Telecommunications Committee
June 14	CLE Seminar on US and EU Privacy Regulation: An Overview presented by the International Telecommunications and Privacy and Data Security Committees
June 18	16th Annual FCBA Foundation Golf Tournament at the Country Club at Woodmore (Mitchellville, MD)
June 28	CLE Seminar on The 2012 WCIT: Crafting International Telecommunication Regulations for the Twenty-First Century presented by the International Telecommunications Committee



FEDERAL COMMUNICATIONS
BAR ASSOCIATION

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