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N E W S

October 2011

Newsletter of the Federal Communications Bar Association

Meet the Bureau and Office Chiefs Reception to be held on October 27

The FCBA is pleased to announce a reception to meet and greet the **FCC and NTIA Bureau and Office Chiefs** on **Thursday, October 27**, from **6:00 – 8:00 p.m.** The reception will be held at the Renaissance Mayflower Hotel, 1127 Connecticut Avenue, NW, Washington, DC. Sponsorships of the event are 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 may also be purchased. **To register an individual, click here or go to the FCBA Website – Calendar of Events or use the form on page 19. See page 19 for sponsor registration. See list of sponsors on page 16.**

22nd Annual FCBA Charity Auction to be held on November 10

The FCBA Young Lawyers Committee and the FCBA Foundation will hold their 22nd Annual Charity Auction on **Thursday, November 10, 2011**, at the **Hamilton Crowne Plaza Hotel, Sphinx Ballroom at the Almas Temple, 1315 K Street, NW, Washington, DC**, from approximately 7:00 to 10:00 p.m. Admission is free and the event is open to the public.

Right now, the Auction Committee is looking for volunteers to help gather donations from local businesses to be used as auction prizes. Prize gathering is not only extremely

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FCBA Luncheon with FCC Commissioner Robert McDowell on November 21

The FCBA will be holding a luncheon on **Monday, November 21, 2011** featuring FCC Commissioner Robert M. McDowell. The luncheon will be held at the Renaissance Mayflower Hotel, 1127 Connecticut Avenue, NW. Registration begins at 11:30 a.m.



Robert McDowell

and the luncheon begins at Noon. Please note

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25th Annual Chairman's Dinner on December 8



Julius Genachowski

The **25th Annual FCC Chairman's Dinner** will be held **Thursday, December 8, 2011** at the Washington Hilton, 1919 Connecticut Avenue, NW. The evening will begin with a reception at 6:00 p.m. The dinner will begin at 7:30 p.m. in the International Ballroom and will be followed by remarks from FCC Chairman Julius Genachowski. Sponsor's tables include a \$350.00 tax deductible donation to the FCBA Foundation.

Please use the registration form on **page 21** to order tables or individual tickets.

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This Month's Key Events

Professional Responsibility CLE Seminar

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

Location: Wiley Rein LLP, 1776 K Street, NW

Topic: Ethics Issues for the FCC Practitioner – 2011

▶ SEE PAGE 4

Mass Media Committee Brown Bag Lunch

Date/Time: Tuesday, October 11, 12:15 – 1:30 p.m.

Location: Drinker Biddle, 1500 K Street, NW

▶ SEE PAGE 9

Broadband CLE Seminar

Date/Time: Monday, October 17, 6:00 – 8:15 p.m.

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

Topic: It's BAAAACK: Federal Register Publication of the "Preserving the Open Internet" Report and Order – What It Means for the Broadband Industry and Those that Follow It

▶ SEE PAGE 4

HLS and Emergency Communications Committee Brown Bag Lunch

Date/Time: Wednesday, October 19, 12:30 – 2:00 p.m.

Location: Venable LLP, 575 7th Street, NW

▶ SEE PAGE 4

Transactional CLE Seminar

Date/Time: Wednesday, October 19, 6:00 – 8:15 p.m.

Location: Covington & Burling LLP, 1201 Pennsylvania Avenue, NW

Topic: The FCC's Approach to Analyzing Vertical Mergers

▶ SEE PAGE 5

Wireless Lunch

Date/Time: Thursday, October 20, 12:15 – 1:30 p.m.

Location: Wiley Rein LLP, 1750 K Street, NW, 10 East Conference Center

▶ SEE PAGE 10

Online Registration is Available!! Visit the FCBA website.

PRESIDENT'S *Message*

DEAR MEMBERS:

If you were wondering what all of the FCBA Committee and Chapter co-chairs were doing over the past few months then you need look no further than this month's FCBA calendar for the answer: they were planning events for October!

Indeed, there is no shortage of interesting and exciting programming at the FCBA this month. Between all of the Committees and Chapters, the FCBA will be hosting over a dozen CLEs, brown bag luncheons, and volunteer opportunities for its members in October; and the month will conclude on a high note with the first major event of the fall season: the **Meet the FCC and NTIA Bureau and Office Chiefs Reception**, which will be held from 6-8 p.m. on October 27 at the Renaissance Mayflower Hotel in Washington, DC. This event always provides an excellent opportunity to reconnect with colleagues and friends in the bar, and I would encourage you to sign up to attend if you have not already.

October also is the month in which much of the groundwork that has been laid over the summer months begins to come to fruition. As just one example, through the efforts of the **Membership and Marketing Committee** and the **Young Lawyers Committee**, the FCBA recently decided to authorize the development of Facebook pages for the various Chapters outside of Washington, DC, to facilitate the planning of events and communication among members. As some of you may know, the Charity Auction already has its own Facebook page. The decision to authorize the development of Facebook pages for all of the Chapters is intended to bring consistency and continuity to the process and provide the Chapter co-chairs and their members with additional tools through which to communicate about regional activities and events. We plan to monitor and seek feedback from the Chapters about their experience with these Facebook pages over the course of the year, and, if appropriate, we will consider authorizing the implementation of additional Facebook pages for the FCBA. Our goal is to provide an optimal balance between various potential methods of communication so as to add value for all members. This long and carefully considered process commenced last year under the leadership of **Bryan Tramont**, and I want to recognize the current and former leadership of the Membership and Marketing Committee -- **Jim Blitz**, **Robert Branson**, **John Giusti**, **Jennifer Holtz**, **Rob Sherman**, and **Nguyen Vu** -- and the current and former leadership of the Young Lawyers Committee -- **Mark Brennan**, **Micah Caldwell** and **Brendan Carr** -- for their work on this project.

Some of you may have noticed that the FCBA issued a Request for Proposals over the summer in connection with the continued publication of the *Federal Communications Law Journal*. The FCBA has enjoyed a long and fruitful relationship with Indiana University, the current publisher of the *Journal*, for over 18 years, and we are grateful to the many faculty members and students at Indiana University who contributed to the success of the *Journal* over this period. We are fortunate that we have received submissions in response to our Request for Proposals from a number of well-qualified applicants, and the **Law Journal Committee** will be spending the next several weeks reviewing those submissions and deciding on a proposed course of action. As you can imagine, the process of transitioning the *Journal* has required considerable thought and planning, and I want to recognize the current and former leadership of the Law Journal Committee for their tireless work in facilitating this process: **Edgar Class**, **Deborah Salons**, **Larry Spiwak**, **Richard Welch**, and **Chris Wright**.

I look forward to seeing you at the Meet the Bureau Chiefs Reception, if not sooner. As always, if you have any questions or concerns about the FCBA, please do not hesitate to contact me.

Yaron Dori



FCBA

FEDERAL COMMUNICATIONS
BAR ASSOCIATION

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www.markvanbergh.com

Final Notice ~ Online Membership Renewals

WE WILL BEGIN PRODUCTION ON THE 2012 MEMBERSHIP DIRECTORY IN EARLY OCTOBER, IN AN EFFORT TO HAVE IT MAILED TO MEMBERS IN JANUARY OF 2012. YOUR DUES MUST BE RENEWED BY 10/15/11 IN ORDER TO BE LISTED IN THE 2012 DIRECTORY.

Listed below are the instructions on: how to log-in to view your online transactions account; how to renew online by credit card and make a donation to the FCBA Foundation; how to renew online; how to renew by check; and how to sign up for or change your FCBA committees. **Please note that the deadline was JULY 31, 2011.** You can avoid receiving future email reminders that your membership has expired by renewing today.

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://netforum.avectra.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**, 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://netforum.avectra.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://netforum.avectra.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/fy12committeeform.doc> and fax or mail it back to us at FCBA, 1020 19th Street, NW, Suite 325, Washington, DC 20036, Fax: 202-293-4317.

Thursday, October 6, 6:00 – 8:15 p.m. Ethics Issues for the FCC Practitioner – 2011

The FCBA Professional Responsibility Committee will hold a CLE on Thursday, October 6, 2011 from 6:00 – 8:15 p.m. on Ethics Issues for the FCC Practitioner – 2011. This CLE will provide a primer on the traditional rules of professional conduct, from the perspective of practicing attorneys in the communications law field. It will be held at Wiley Rein LLP, 1776 K Street, NW, Main Conference Center, Washington, DC.

The presenters will include David Ross Rosenfeld of the law office of David Ross Rosenfeld, and Eileen Garczynski of Ames & Gough. David Rosenfeld is a nationally recognized authority on legal ethics and professional responsibility. He provides ethics counsel and representation for attorneys, law firms and judges in disciplinary matters, disqualification and sanction motions, as well as related ethical matters before federal and state courts and disciplinary and regulatory administrative agencies. Eileen Garczynski is a vice

Contact Information Updates

We'd like to remind everyone that if they have any changes to their contact information that they notify the FCBA, fcba@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.

president of Ames & Gough, a specialty insurance and risk management consulting brokerage. Eileen is an expert on lawyers' professional liability issues and the needs of law firms around the country.

*** This CLE has been approved for 2.0 hours of Ethics credit.**

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 – 7:05 p.m.
**LEGAL ETHICS AND “THE LAW
OF LAWYERING”**

A brief discussion of the various ethics rules governing an attorney's FCC practice including:

The Client and the Representation

- Formation and Termination of the Attorney-Client Relationship

Unauthorized Practice

- Rules
- Common Pitfalls

Moderator:

Howard Weiss, Fletcher, Heald & Hildreth, P.L.C.

Speakers:

David Ross Rosenfeld, Law Office of David Ross Rosenfeld

Eileen Garczynski, Ames & Gough

7:05 – 7:15 p.m.
BREAK

7:15 – 8:15 p.m.
**LEGAL MALPRACTICE: ETHICS
& CIVIL EXPOSURE**

**Conflicts and Simultaneous
Representations**

- Ethics in Business Transactions
- Joint Ventures
- Disclosure and Consent
- Client Confidentiality
- Screening, Lateral Hires, And Aba Rule 1.10

Insights into the Federal and State Disciplinary Process

- In General
- Debunking Some Myths

Questions and Answers

Moderator:

Howard Weiss, Fletcher, Heald & Hildreth, P.L.C.

Speakers:

David Ross Rosenfeld, Law Office of David Ross Rosenfeld

Eileen Garczynski, Ames & Gough

Monday, October 17, 6:00 – 8:15 p.m. It's BAAAACK: Federal Register Publication of the “Preserving the Open Internet” Report and Order – What It Means for the Broadband Industry and Those that Follow It

The FCBA Broadband Committee will hold a CLE on Monday, October 17, 2011 from 6:00 – 8:15 p.m. entitled It's BAAAACK: Federal Register Publication of the “Preserving the Open Internet” Report and Order – What It Means for the Broadband Industry and Those that Follow It. This CLE will provide a review of three key legal aspects of the Open Internet Order: (1) its current status and expected legal challenges; (2) new rules of the road and possible compliance; and (3) the Order's unique complaint/enforcement process. It will be held at Arnold & Porter LLP, 555 12th Street, NW, Washington, DC.

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

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OCTOBER 17 CLE

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Agenda

6:00 – 6:05 p.m.

WELCOME AND INTRODUCTIONS

Barry Ohlson, Chief Policy Counsel, Cox Enterprises, Inc. and Co-Chair, FCBA Broadband Committee

6:05 – 6:35 p.m.

THE CURRENT STATUS OF THE OPEN INTERNET REPORT AND ORDER

An update on the legal state of play of the Report and Order, both at the FCC and before the courts. Panelists also will discuss some of the key legal issues that will be argued by likely proponents and opponents of the FCC decision.

Moderator:

Bill Cook, Partner, Arnold & Porter LLP and Co-Chair, FCBA Broadband Committee

Speakers:

Mark Schneider, Partner, Sidley Austin LLP

Andrew Schwartzman, Senior Vice President and Policy Director, Media Access Project

6:35 – 7:15 p.m.

THE NEW RULES OF THE ROAD AND ENFORCEMENT PROCEDURES (PART I)

Speakers will discuss the scope of the Open Internet Report and Order rules and the four core principles of the item: transparency, no blocking, no unreasonable discrimination, and reasonable network management. Speakers will review the scope of the rules (what services are covered and for what technologies); how companies are approaching the “guidance” of the Order and the Public Notice issued this summer in developing compliance efforts; and what the complaint process might mean for enforcement of the rules.

Part I will focus on the scope of the Open Internet rules and the transparency rule.

Moderator:

Jared Carlson, Director, Regulatory and Government Affairs, Ericsson and Co-Chair, FCBA Broadband Committee

Speakers:

John Nakahata, Partner, Wiltshire & Grannis LLP

Michael Pryor, Member, Dow Lohnes PLLC

7:15 – 7:25 p.m.

BREAK

7:25 – 8:15 p.m.

THE NEW RULES OF THE ROAD AND ENFORCEMENT PROCEDURES (PART II)

Part II will focus on the following rules: no blocking; no unreasonable discrimination and network management. Part II will also discuss the complaint procedures adopted by the FCC.

Moderator:

Jeff Lanning, Assistant Vice President – Federal Regulatory Affairs, CenturyLink and Co-Chair, FCBA Broadband Committee

Speakers:

Russ Hanser, Partner, Wilkinson Barker Knauer, LLP

Markham Erickson, Partner, Holch & Erickson LLP and Executive Director, Open Internet Coalition

Wednesday, October 19, 6:00 – 8:15 p.m. The FCC’s Approach to Analyzing Vertical Mergers

The FCBA **Transactional Committee** will hold a CLE on **Wednesday, October 19, 2011 from 6:00 – 8:15 p.m.** entitled **The FCC’s Approach to Analyzing Vertical Mergers**. It will be held at Covington & Burling LLP, 1201 Pennsylvania Avenue, NW, Washington, DC. **This CLE will be off the record.**

The CLE will feature a panel of speakers who will address the following questions among others:

- How have the views of the FCC and DOJ towards vertical mergers changed over time?
- What are the potential harms that may result from a vertical merger?
- What type of analysis did the FCC perform in the *Newscorp/Hughes* and *Comcast/NBCU* mergers and what types of conditions did the FCC impose?
- How can an attorney most effectively represent a client – whether applicant or opponent – in an FCC merger review process?

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Auction Prize Donations Needed – Forms Due by Monday, October 17!

The Auction Committee is looking for “priceless” prizes for this year’s FCBA Charity Auction (*i.e.*, tickets to exclusive events, behind-the-scenes tours, and other unique prizes that can’t be obtained anywhere else!). Please consider whether you have any ideas or “connections” that would be helpful in procuring such items, which are sure to be popular additions to our event.

The Auction Committee truly appreciates the tremendous support and enthusiasm shown by members of the bar with respect to the annual Charity Auction. Your generosity in the form of donations, volunteering, and participation in auction bidding is what makes this event so successful year after year. If you would like to make a donation, please use the **Auction Donation Form** on **page 20** of this newsletter (forms are due by **Monday, October 17**). Contributions are tax deductible, to the extent permitted by law. Your support is greatly appreciated!

OCTOBER 19 CLE

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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

Tarah S. Grant, Associate, Hogan Lovells US LLP

6:05 – 6:20 p.m.

OVERVIEW AND BACKGROUND

6:20 – 8:00 p.m.

PANEL DISCUSSION

Moderator:

Michael G. Jones, Special Counsel, Willkie Farr & Gallagher LLP

Speakers:

Jonathan Baker, Professor of Law, Washington College of Law, American University

Mark A. Israel, Senior Vice President, Compass Lexecon

Michael H. Hammer, Partner, Willkie Farr & Gallagher LLP

Martin L. Stern, Partner, K & L Gates LLP

Donald Stockdale, Partner, Mayer Brown LLP

Wednesday, November 2, 6:00 – 8:15 p.m. The PROTECT IP Act of 2011

The FCBA Intellectual Property Committee will hold a CLE on **Wednesday, November 2, 2011** from **6:00 – 8:15 p.m.** on Preventing Real Online Threats to Economic Creativity and Theft of Intellectual Property Act of 2011 (Senate Bill S.968). This legislation would require Internet service providers, search engines, and other entities to take action against websites that the Justice Department determines are “dedicated to infringing activities,” including by blocking access to certain Internet domains. Proponents of the Act argue that it will provide a vital tool to combat persistent infringement of

intellectual property rights online, while opponents object that requiring entities to restrict access to certain locations on the Internet raises free speech and other concerns, and may be technically ineffective.

The CLE will feature two panel discussions. The first panel will address the PROTECT IP Act’s substantive requirements, and the second panel will examine feasibility and effectiveness of the remedies required by the Act. It will be held at Dow Lohnes PLLC, 1200 New Hampshire Avenue, NW, Suite 800, Washington, DC.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 18](#).

Wednesday, November 16, 2011, 6:00 – 8:15 p.m. Privacy and Mobile Location-Based Services: Where Are We?

The FCBA Privacy and Data Security and Wireless Committees will hold a CLE on **Wednesday, November 16, 2011** from **6:00 – 8:15 p.m.** on Privacy Concerns Raised by the Mobile LBS. 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 18](#).

Agenda

6:00 – 6:05 p.m.

WELCOME AND INTRODUCTIONS

6:05 – 7:05

TOPIC I: HOW CURRENT LAWS AND REGULATIONS APPLY TO MOBILE LBS

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.

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NOVEMBER 16 CLE

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Location-based services are one of the hottest things in mobile. From getting directions to getting deals, consumers can quickly and easily get the information they want in exchange for their location information. While the collection of this sensitive information creates significant opportunities, it also raises privacy risks for carriers, handset and operating system manufacturers, and apps developers, particularly when the application of laws and regulations written before these services existed is unclear. Our panel of experts will explore how LBS-related privacy concerns have been and are being addressed under current statutes, regulations, case law and self-regulatory frameworks.

Moderator:

Trey Hanbury, Director, Government Affairs, Sprint-Nextel Corporation

Panelists:

Jessica Rich, Federal Trade Commission (invited)

Jennifer Tatal, Federal Communications Commission (invited)

Alysa Hutnik, Partner, Kelley Drye & Warren LLP

Michael Altschul, Senior Vice President & General Counsel, CTIA-The Wireless Association

7:05 – 7:15 p.m.

BREAK

7:15 – 8:15 p.m.

TOPIC II: PLAYERS, PROFITS AND PRIVACY POLICIES IN THE MOBILE LBS ECOSYSTEM

The world of LBS involves a host of commercial players—carriers, application developers, device manufacturers, operating systems, advertisers, ad networks, and retailers. Learn who the players are, where the profits come from, and why the privacy problems are growing. LBS offerings can help us find the cheapest gas, the best bar food, the way around a traffic tie-up, a stolen laptop or an errand spouse.

But criticism is mounting when the free app that we downloaded, the operating system we are using, or the picture we are taking is collecting and transferring our location and personal information without our consent to third parties we know nothing about. While critics say that new laws are needed to ensure that there are adequate privacy protections of our location information, responsible companies argue that they are addressing privacy concerns and are engaged in self-regulatory efforts to provide industry standards that provide greater privacy protection, transparency and choice to consumers.

Moderator:

Genie Barton, Co-Chair, FCBA Privacy and Data Security Committee and Vice President and Director, Online Interest-Based Accountability Program and Mobile Marketing Initiatives

Panelists:

Invitations have been sent to companies involved in the LBS ecosystem.

Please contact **John Heitmann**, Co-Chair, FCBA Privacy and Data Security Committee, for more information: jheitmann@kelleydrye.com.

Save the Date of Thursday, November 10, 2011 for the 22nd 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.

To donate auction items, fill out the Auction Donation Form on [page 20](#) of this newsletter (forms are due by **Monday, October 17**).

To volunteer, contact Auction Chair Mark Brennan at FCBAAuction@gmail.com. **Volunteers are needed now!!**

Proceeds to benefit the Sitar Arts Center and the FCBA Foundation

[Click here to access the Charity Auction Facebook page](#)

THE AUCTION COMMITTEE WOULD LIKE TO THANK THE FOLLOWING SPONSORS OF THIS YEAR'S EVENT!

AT&T Services, Inc.
Covington & Burling LLP
Davis Wright Tremaine LLP
DIRECTV
Drinker Biddle & Reath LLP
Google Inc.
Hogan Lovells US LLP
Lockheed Martin Corporation

National Association of Broadcasters
Sidley Austin LLP
Time Warner Cable
Wiley Rein LLP
Wilkinson Barker Knauer, LLP
Willkie Farr & Gallagher LLP
Wiltshire & Grannis LLP

CHARITY AUCTION

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critical to the success of the auction, but also a fun and rewarding process! To get started, send an e-mail to Auction Chair **Mark Brennan** at FCBAAuction@gmail.com. Please identify particular neighborhoods or businesses you would like to contact for donations, and if you have any other ideas for great prizes. In addition, if you would also like to help out later in the process by selling raffle tickets and/or volunteering on the night of the auction, please let us know. Each volunteer can make a big difference, and together, we can make this one of the best auctions yet!

Proceeds from this year's Charity Auction will benefit **The Sitar Arts Center** and the **FCBA Foundation**. The Sitar Arts Center is a fantastic non-profit that gives children from low-income households an opportunity to explore the visual and performing arts in an afterschool safe haven. Sitar helps under-served youth develop artistic, social, and life skills through a number of important programs, including classes in music, dance, theater, and creative writing. The Center will use proceeds from the Charity Auction to fund its Arts Afterschool program and to ensure that no child is turned away because of an inability to pay.

The Charity Auction is one of Washington, D.C.'s premier "must-attend" events for the communications industry. The event features a live auction hosted by a professional auctioneer, silent auctions, and raffle drawings. Attendees should expect surprises and new and exciting prizes building on last year's record-setting event, including vacation packages, electronics, tickets to Verizon Center events, concerts, theater shows, and various sporting events (including Redskins, Wizards, Capitals, and Nationals games), dinners, lunches,



Last year's Annual Charity Auction

spa packages, and gift certificates from area businesses.

Over the past 21 years, the Charity Auction has raised more than \$1.1 million for D.C.-based organizations, including Pediatric AIDS/HIV Care, Inc., the D.C. Children's Advocacy Center, STEP/Have a Dream, the Charitable Coalition for Children with Cancer, Kids Enjoy Exercise Now, Fair Chance, Kid Power-DC, Horton's Kids, Bright Beginnings, and Project Wait No Longer.

If you have any questions about the auction, please contact **Mark Brennan**, 202-637-6409, mark.brennan@hoganlovells.com, or **Kerry Loughney**, 202-293-4000, kerry@fcba.org. If you are interested in donating a prize, use the **Auction Donation Form** on [page 20](#) of this newsletter. Contributions are tax deductible, to the extent permitted by law.

[Click here to access the Charity Auction Facebook page.](#)

it in with attendee names. **To register, click here or go to the FCBA Website – Calendar of Events or use the form on page 18.**

Please join us in welcoming Commissioner McDowell on November 21!

CHAIRMAN'S DINNER

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INVITING GOVERNMENT GUESTS

Pursuant to the Office of Government Ethics regulation on widely-attended gatherings (5 C.F.R. 2635.204(g)(2)), the Chairman's Dinner appears to qualify as a widely attended gathering. The value of an individual ticket to the dinner is \$205.00. Most employees of the Federal Communications Commission and the Commerce Department may be directly invited to attend the dinner as guests of individuals and organizations purchasing tables or tickets. In most cases, individuals and organizations may issue invitations to the Chairman's Dinner without the involvement of the FCBA. Some agencies, departments and branches of the Federal Government, however, apply additional stipulations above the regulations issued by the Office of Government Ethics. Individuals who have signed the Administration's Ethics pledge cannot accept invitations from most registered lobbying organizations or registered lobbyists. While this event has qualified as a widely-attended-gathering in previous years, each FCC employee is required to obtain individual ethics clearance based on matters they are working on within the Commission. Employees of the Commerce Department are required to obtain individual ethics clearance through the Department's Office of General Counsel. Invitations to Members of Congress, Congressional Staff, and employees of the Department of State must be issued by the FCBA. Contact the FCBA for additional information.

Requests for invitations to be sent from the FCBA must be emailed to Stan Zenor (stan@fcba.org) by Friday, November 18, 2011.

COMMITTEE AND CHAPTER *Events*

Broadband Committee

Event: CLE Seminar

Date/Time: Monday, October 17, 6:00 – 8:15 p.m.

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

Topic: It's BAAAACK: Federal Register Publication of the "Preserving the Open Internet" Report and Order – What It Means for the Broadband Industry and Those that Follow It

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](#).

Event: Holiday Program and Networking Reception co-sponsored by the International Telecommunications Committee

Date/Time: Thursday, December 1, 6:00 – 8:30 p.m.

Location: House of Sweden, 2900 K Street, NW, Washington, DC

Cost: \$10.00 for FCBA members; \$25.00 for non-members

*Special thanks to Ericsson for their sponsorship of this event.

For questions: Contact Jared Carlson, Jared.Carlson@ericsson.com, or Desiree Ruiz at 202-824-0133.

For more information: See [page 11](#).

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 18](#).

Charity Auction Committee

Event: Annual Charity Auction

Date/Time: Thursday, November 10, 7:00 – 10:00 p.m.

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

More Info: Proceeds from this year's FCBA Charity Auction will benefit the Sitar Arts Center and the FCBA Foundation. As in previous years, there will be silent auctions, live auctions, and a raffle, with prizes donated from local businesses and members of the communications bar. Admission is free and the event is open to the public – bring your friends and family!

Contact: Mark Brennan (mark.brennan@hoganlovells.com) or Kerry Loughney (kerry@fcba.org).

[Click here to access the Charity Auction Facebook page.](#)

To make a donation: Use the form on [page 20](#).

Homeland Security and Emergency Communications Committee

Event: Brown Bag Lunch

Date/Time: Wednesday, October 19, 12:30 – 2:00 p.m.

Location: Venable LLP, 575 7th Street, NW

Topic: "Kick Off" lunch for committee membership to brainstorm and plan for the coming year

RSVP to: LMRobinson2@Venable.com

Intellectual Property Committee

Event: CLE Seminar

Date/Time: Wednesday, November 2, 6:00 – 8:15 p.m.

Location: Dow Lohnes PLLC, 1200 New Hampshire Avenue, NW, Suite 800

Topic: Preventing Real Online Threats to Economic Creativity and Theft of Intellectual Property Act of 2011

For more information: See [page 6](#).

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 18](#).

International Telecommunications Committee

Event: Brown Bag Lunch

Date/Time: Friday, October 28, 12:15 – 1:45 p.m.

Location: Wiley Rein LLP, 1750 K Street, NW, 5th Floor

Topic: Industry Panel Discussion on the Foreign Ownership NPRM. The FCC last modified its foreign ownership policies fourteen years ago. In a Notice of Proposed Rulemaking, released in August, the Commission has proposed modification to its policy aimed at reducing regulatory costs and burdens, increasing transparency and predictability, and encouraging investment. Has the FCC gone far enough, and what are the likely effects of the proposed new rules on future transactions and investment?

Speakers: Bryan Tramont, Wilkinson Barker Knauer, LLP; John Hane, Pillsbury Winthrop Shaw Pittman LLP; other panelists TBA.

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

Event: Holiday Program and Networking Reception co-sponsored by the Broadband Committee

Date/Time: Thursday, December 1, 6:00 – 8:30 p.m.

Location: House of Sweden, 2900 K Street, NW, Washington, DC

Cost: \$10.00 for FCBA members; \$25.00 for non-members

*Special thanks to Ericsson for their sponsorship of this event.

For questions: Contact Jared Carlson, Jared.Carlson@ericsson.com, or Desiree Ruiz at 202-824-0133.

For more information: See [page 11](#).

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 18](#).

Legislative Committee

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

Date: Thursday, October 20, 6:30 – 8:30 p.m.

Location: Poste Moderne Brasserie, 555 8th Street, NW, 202-783-6060. The closest Metro stop is Gallery Place.

Details: The Young Lawyers Committee and the Legislative Committee are co-hosting this happy hour networking event at Poste Moderne Brasserie. All are welcome, so come on out and encourage your friends and colleagues to join you and mingle with other members of the bar. House and Senate Commerce Committee staff are planning to attend, and other special guests from the Hill have been invited.

For more information: Contact Brendan Carr, bcarr@wileyrein.com, or Shawn Chang, shawn.chang@mail.house.gov.

Mass Media Committee

Event: Brown Bag Lunch

Date/Time: Tuesday, October 11, 12:15 – 1:30 p.m.

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

Topic: Video Description, IP Captioning and Beyond: Implementing Title II of the CVAA

Moderator: Natalie Roisman, Wilkinson Barker Knauer, LLP

Speakers: Karen Peltz Strauss, FCC Consumer & Governmental Affairs Bureau; Lyle Elder, FCC Media Bureau; Diana Sokolow, FCC Media Bureau; Larry Goldberg, WGBH-TV; Mark Richert, American Foundation for the Blind; Joe DiScipio, Fox Television Stations, Inc.

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

Privacy and Data Security Committee

Event: CLE Seminar co-hosted by the Wireless Committee

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

Location: TBD

Topic: Privacy and Mobile Location-Based Services: Where Are We?

For more information: See [page 6](#).

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 18](#).

COMMITTEE AND CHAPTER *Events*

Professional Responsibility Committee

Event: CLE Seminar

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

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

Topic: Ethics Issues for the FCC Practitioner – 2011

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](#).

Transactional Committee

Event: CLE Seminar

Date/Time: Wednesday, October 19, 6:00 – 8:15 p.m.

Location: Covington & Burling LLP, 1201 Pennsylvania Avenue, NW

Topic: The FCC's Approach to Analyzing Vertical Mergers

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](#).

Wireless Telecommunications Committee

Event: Luncheon

Date/Time: Thursday, October 20, 12:15 – 1:30 p.m.

Location: Wiley Rein LLP, 1750 K Street, NW, 10 East Conference Center

Topic: Lunch with the Wireless Legal Advisors

Cost: \$17.00

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

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

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

Location: TBD

Topic: Privacy and Mobile Location-Based Services: Where Are We?

For more information: See [page 6](#).

To register: [Click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 18](#).

Young Lawyers Committee

Event: Brown Bag Lunch

Date/Time: Tuesday, October 18, 12:15 – 1:30 p.m.

Location: TBD

Topic: Inside Out: Succeeding “In House,” and Becoming an Effective Outside Counsel. Join the Young Lawyers Committee for a discussion with attorneys working “in house” at some of the nation’s preeminent media and

telecommunications companies. Learn how they have succeeded in their roles as in-house counsel and what they look for in their outside counsel. The panelists will also discuss their work, the structure of their legal departments, their interactions with colleagues working on business matters, and advice they would give to attorneys interested in moving in house.

Speakers: TBA

For more information: Contact Mark Brennan, Mark.Brennan@hoganlovells.com, or Brendan Carr, BCarr@wileyrein.com.

RSVP to: Brendan Carr, BCarr@wileyrein.com

Event: Happy Hour co-hosted by the Legislative Committee

Date: Thursday, October 20, 6:30 – 8:30 p.m.

Location: Poste Moderne Brasserie, 555 8th Street, NW, 202-783-6060. The closest Metro stop is Gallery Place.

Details: The Young Lawyers Committee and the Legislative Committee are co-hosting this happy hour networking event at Poste Moderne Brasserie. All are welcome, so come on out and encourage your friends and colleagues to join you and mingle with other members of the bar. House and Senate Commerce Committee staff are planning to attend, and other special guests from the Hill have been invited.

For more information: Contact Brendan Carr, bcarr@wileyrein.com, or Shawn Chang, shawn.chang@mail.house.gov.

New England Chapter

Event: Massachusetts Broadband Conference in association with the Massachusetts

Department of Telecommunications and Cable
Date/Time: Tuesday, November 8, 9:00 a.m. – 2:00 p.m.

Location: The Rappaport Center of Suffolk Law School, 120 Tremont Street, Boston, MA 02108

For more information: See [page 11](#).
Please RSVP by October 28 to:
Broadband.conference2011@state.ma.us.

New York Chapter

Event: Roundtable Discussion “A Report Card on the National Broadband Plan” and CLE with networking reception to follow

Date/Time: Thursday, October 6, 3:00 – 6:30 p.m.

Location: Albany Law School, 80 New Scotland Avenue, Albany, NY 12208

Description: 2nd Annual Collaboration with the Government Law Center at Albany Law School. A moderated discussion among not-for-profit, industry, government and academia on the progress of both broadband infrastructure deployment and usage stimulation; and further opportunities to meet the overarching goal and timeline of the National Broadband Plan. CLE

credits pending for this program.

Moderator: Patricia Salkin, Dean, Professor of Law and Director of the Government Law Center of Albany Law School

Panelists: Tom Kamber PhD, Founding Executive Director, Older Americans Technology Services; Peter Heimdahl, Senior Director Regulatory Affairs, NextG Networks; Jill Harvey, NY State Director of Rural Development at the US Dept of Agriculture; Professor Robert Heverly, Albany Law School; and Elana Shapochnikov, Senior Regulatory Counsel, Cablevision

Registration Fee: \$50.00 for FCBA Members and Albany Law Faculty; \$65.00 for Non-FCBA Members; and free of charge for Albany Law Students

For questions: Contact NY Chapter Co-Chair Michele Thomas Michele.Thomas@T-Mobile.com.

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

Northern California Chapter

Event: Northern CA Chapter Reception and Roundtable Discussion

Date/Time: Wednesday, October 5, 6:00 – 8:00 p.m.

Location: Law Firm of Duane Morris, One Market, Spear Tower, Suite 2200 San Francisco, CA 94105. Please enter building at the Spear Street entrance (between Market and Mission) and be prepared to show ID to the security guard. The event will be held on the 22nd floor.

Topic: How to Talk to the Media

Speaker: Andrew Johnson, Regional Vice President, Communications, Comcast

Registration fees: \$15.00 for FCBA Members; \$25.00 for Non-FCBA Members; \$10.00 for Government Employees.

Registration fees cover wine and cheese reception prior to round-table discussion with Mr. Johnson. Mr. Johnson’s bio can be found at: <http://comcastcalifornia.mediaroom.com/index.php?s=20&item=>

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

Broadband and International Telecommunications Committees Holiday Program and Networking Reception on December 1

Join members of the FCBA Broadband and International Committees on **Thursday, December 1, 2011 from 6:00 – 8:30 p.m.** at the Swedish Embassy, located at 2900 K Street, NW, Washington, DC 20007, for a Holiday Program and Networking Reception. Enjoy an evening event with special keynote speaker and a chance to network, while also enjoying an exhibit on Networked Society, a Swedish holiday smorgasbord, and traditional Scandinavian Santa Lucia procession. With its modern design, the House of Sweden adds a distinctively Scandinavian touch to the Georgetown Harbor and the waterfront. For directions and more



House of Sweden

information on the House of Sweden, see <http://www.houseofsweden.com>.

Special thanks to Ericsson for their sponsorship of this annual event!

For questions, contact **Jared Carlson**, Co-Chair, Broadband Committee at

Jared.Carlson@ericsson.com or **Desiree Ruiz** at 202-824-0133. Please register no later than 12:00 noon on Monday, November 28.

To register, [click here](#) or go to the [FCBA Website – Calendar of Events](#) or use the form on [page 18](#).



Young Lawyers Committee Game Night held September 20

Noah Cherry and **Delara Derakhshani** shake hands after facing off in the Young Lawyers Committee's First Annual Skee Ball Championship. On Tuesday, September 20 the YLC held a Game Night at Iron Horse Tap Room in downtown Washington, DC. YLC members in attendance not only had

an opportunity to network with their peers, but also to compete in shuffle board, darts, and skee ball. Keep an eye out for more innovative and fun YLC events!

Midwest Chapter Reception held September 14

The Midwest Chapter and the law firm of Kelley Drye & Warren LLP welcomed FCC Media Bureau Chief Bill Lake and



(L to R), Lisa Washburn (Tribune), Peter Doyle, Bill Lake, Jane Mago (NAB), and Hank Kelly (Kelley Drye)

Audio Services Division Chief Peter Doyle to Chicago on September 14, 2011 at a reception held at the Hard Rock Hotel. The reception was sponsored by Kelley Drye & Warren LLP and attended by many Midwest chapter members and a handful of DC FCBA members visiting Chicago for the NAB's annual Radio Show.

New England Chapter Program: Massachusetts Broadband Conference on November 8

The Massachusetts Department of Telecommunications and Cable, in association with the FCBA New England Chapter, will sponsor a broadband conference at the Rappaport Center of

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NEW ENGLAND

CONTINUED FROM PAGE 11

Suffolk Law School, 120 Tremont Street, Boston, MA 02108, on **Tuesday, November 8, 2011** from **9:00 a.m. – 2:00 p.m.** The conference will feature FCC Commissioner Mignon Clyburn, who will address the transition of Universal Service from phone to broadband. Also included in the program will be two panels of speakers, the first discussing the economic development benefits of connectivity and the second focusing on sustainable broadband adoption. Attorneys, academics, students, and other members of the broadband community will want to attend this complimentary program.

Please RSVP by October 28 to Broadband.conference2011@state.ma.us. This program is free of charge.

New York Chapter CLE Program and Reception on October 6

The New York Chapter of the FCBA is pleased to announce that on **Thursday, October 6, 2011**, from **3:00 – 6:30 p.m.**, they will be hosting a Continuing Legal Education (CLE) program entitled “A Report Card on the National Broadband Plan.” This will be the New York Chapter’s second annual collaboration with the Government Law Center of Albany Law School. The program will specifically focus on the progress of objectives defined in the *National Broadband Plan* related to broadband infrastructure deployment and broadband usage stimulation. Dean Patricia Salkin, Professor of Law and Director of the Government Law Center, will moderate a round-table discussion among the following confirmed participants: Tom Kamber PhD, Founding Executive Director, Older Americans Technology Services; Peter Heimdahl, Senior Director Regulatory Affairs, NextG Networks; Jill Harvey, New York State Director of Rural Development, U.S. Department of Agriculture; Professor

Robert Heverly, Albany Law School; and Elana Shapochnikov, Senior Regulatory Counsel, Cablevision.

The CLE program will be hosted at the Albany Law School Campus, 80 New Scotland Avenue, Albany, NY, and begin at 3:00 p.m. A networking reception will follow the substantive CLE program at 5:00 p.m. The program qualifies for two (2) CLE credits from the New York State Bar Association. Details related to registration are available at www.fcba.org or on [page 17](#) of this newsletter.

The New York Chapter is also planning several upcoming programs in various areas in the state of New York, including future programs in New York City and a March 2012 program on cyber security and privacy at Syracuse University. Stay tuned for details related to those programs.

Rocky Mountain Chapter

Monday, October 17, 3:00 – 7:30 p.m. “Reflections on Satellite Communications”

Presented by the Silicon Flatirons in cooperation with the FCBA Rocky Mountain Chapter

Location: Wittemyer Courtroom, Wolf Law Building, University of Colorado

In many discussions of communications technology, policy, and business, satellite communications is an afterthought. But since the “open skies” policies spearheaded by the Office of Telecommunications Policy’s Tom Whitehead and introduced by the FCC in the early 1970s, satellite communications has fundamentally changed all segments of the telecommunications industry - video, voice, and data communications. In the case of video communications, the advent of competitive satellite services fueled the growth of cable networks like HBO and TBS. In the case of voice communications, satellite technology challenged AT&T’s long lines - and undersea cable - as the dominant mode of reaching distant locales. More recently, satellite communications, in the form of Direct Broadcast Satellite (DBS), challenged the dominant cable industry, deploying an all-digital system before the cable companies did. Finally, satellite communications is providing broadband Internet access to millions of subscribers around the world.

The rise and continuing role of satellite communications remains an underappreciated topic. Recently, however, policymakers have devoted more attention to satellite communications as a part of spectrum policy. Much of this attention reflects the discussion around Lightsquared’s plans to deploy a more terrestrial based system under the “ancillary terrestrial component” regime, raising concerns from the GPS community as to interference with the operations of GPS systems. At the same time, DISH Network is taking a greater interest in

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Charity Auction Volunteers Needed!

The 2011 FCBA Charity Auction is quickly approaching – **November 10, 2011** – and the Auction Committee still needs more volunteers to help make this year’s event the most successful one yet!

To volunteer, send an e-mail to Auction Chair **Mark Brennan** at FCBAuction@gmail.com. Please specify whether you would like to help by selling raffle tickets at your organization or by volunteering on the night of the auction (or both!).

COMMITTEE AND CHAPTER *News*

ROCKY MOUNTAIN

CONTINUED FROM PAGE 12

acquiring spectrum devoted for satellite communications, recently investing \$2.9 billion in purchases of bankrupt satellite companies. It remains to be seen how DISH will use this spectrum, but **one report suggested** that it now “has pieces it can use to offer TV video programming in the home via satellite, through the Internet, or wirelessly outside the home to smartphones, tablets or cars.”

This conference will address the changing face of satellite communications, evaluating its overall impact, and placing it into context. To do so, it will bring together a range of leading policymakers, policy practitioners, and industry leaders, evaluating the international and domestic trends in satellite communications, with particular attention to its role in broadband communications. In so doing, it will seek to aid policymakers in what the **Washington Post** called Tom Whitehead’s principal mission - “to

get the federal government to become ‘more anticipatory’ in addressing rapid technological changes.”

Click here to view the agenda or visit <http://www.silicon-flatirons.org/events.php?id=995>.

Click here to register or visit <http://www.silicon-flatirons.org/registration.php?id=995>.

CLE credits will be available.

Special EVENTS

CTIA and Federal Communications Bar Association State and Federal Policy Track at the CTIA ENTERPRISE & APPLICATIONS™ 2011 Show

OCTOBER 11-12, 2011

Location: San Diego Convention Center, 111 West Harbor Drive, Room 29D, San Diego, CA 92101

CTIA in association with the FCBA will sponsor four panels to explore the policy issues generated by consumers’ increased reliance on innovative mobile wireless products and services, including fourth generation wireless capabilities, mobile healthcare, smart energy, broadband adoption, and USE, along with legislative and regulatory challenges and opportunities policymakers face on the state and federal levels.

This program is offered free of charge and no registration is required.

October 11, 2011

1:15 – 2:30 p.m.

PLENARY – WIRELESS HOT TOPICS

Key Federal and State policymakers will discuss wireless policy hot topics on a range of issues including wireless broadband, consumer protection, public safety, spectrum, USE, and more.

2:45 – 3:45 p.m.

THE SEARCH FOR SPECTRUM: FUELING THE MOBILE REVOLUTION

Policymakers in the Administration, Congress, and the FCC

are seeking more spectrum to meet the growing needs of consumers and to deliver on the National Broadband Plan’s target of 300 MHz of new mobile broadband spectrum by 2015. This panel will address those efforts, the challenges to the Commission’s identified targets for mobile broadband reallocation, additional areas that the Commission can look to reallocate spectrum, and next steps to meet the Nation’s wireless broadband needs.

October 12, 2011

1:30 – 2:30 p.m.

UBIQUITOUS BROADBAND: REASSESSING UNIVERSAL SERVICE AND ADOPTION POLICY

The FCC is heading into the home stretch in its efforts to reform the high-cost and low income universal service programs. The FCC hopes to bring broadband to millions of Americans, put USF and ICC on a fiscally responsible path, and provide incentives for efficient operations. As the FCC, State Commissions and industry stakeholders work to shape this monumental process, this panel will address the policy, regulatory, and legislative challenges and opportunities presented by this transition and the impact for mobile wireless consumers.

2:45 – 3:45 p.m.

WIRELESS INFRASTRUCTURE

The continued buildout of modern wireless infrastructure is a core component of delivering cutting edge wireless broadband services. This panel will examine key issues and challenges to the siting of wireless facilities. The experts also will discuss initiatives arising from the President’s “National Wireless Initiative,” efforts by Congress and the FCC to speed ubiquitous wireless broadband, and the role of federal, state and local authorities in streamlining the facilities siting process.

International Telecommunications Committee

The 2011-2012 FCBA International Telecommunications Committee is developing its annual events calendar. The goal is to include events that highlight current global communications issues including fixed, mobile, satellite and data trends and that feature prominent speakers from the U.S. and foreign governments, industry and private law practice. On September 13, 2011, a brown bag was held with the Assistant Bureau Chiefs of the FCC's International Bureau on hand to introduce themselves and offer their comments on future committee events. The agenda covered several topics including International Telecommunication Union (ITU) conferences such as the World Radiocommunication Conference (WRC) and the World Conference on International Telecommunications, managing global networks (coordinating legal intercepts, roaming), dealing with cross-border issues, the Interdepartment Radio Advisory Committee (IRAC) process, international standards bodies and procedures, OFAC/export controls, and foreign ownership.

The majority of our events will be scheduled for the first Thursday of each month. If you have any program ideas, speaker suggestions or other comments, please contact the committee co-chairs listed below.

The International Telecommunications Committee Co-Chairs are **Gardner Foster**, International Bureau, Federal Communications Commission (FCC) (gardner.foster@fcc.gov); **Jennifer Hindin**, Wiley Rein LLP (jhindin@wileyrein.com); **Chris Murphy**, Inmarsat (chris_murphy@inmarsat.com) and **Laura Stefani**, Goldberg, Godles, Wiener & Wright (lstefani@g2w2.com).

For general inquiries, you can also contact the FCBA at fcba@fcba.org or see www.fcba.org for more information. We look forward to hearing from you and seeing you at future events.

Membership and Marketing Committee

This year, the Membership and Marketing Committee will be focusing on new efforts to enhance communication between FCBA members — with a particular emphasis on ensuring that FCBA chapter members are connected to members of the organization in Washington, D.C. and elsewhere.

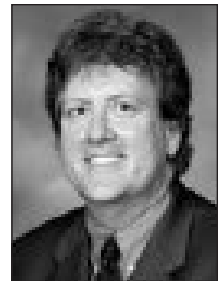
As a part of this effort, we look forward to rolling out a new social media initiative, which will use social media tools as a supplement to the FCBA's existing communications efforts. Building on the Young Lawyers Committee's and the FCBA Charity Auction Committee's successful

use of Facebook to engage members in the annual Charity Auction, we will work with chapters (and, later, other parts of the organization) to help FCBA members keep apprised of upcoming events and allow members to communicate through social media.

Also this year, we will be investigating other ways to enhance the services the FCBA provides to its members, including improving communication and engagement across the FCBA membership, and we look forward to announcing those initiatives soon. We encourage members who have suggestions in this area to contact the 2011-2012 co-chairs: **Jim Blitz** of Sirius XM (James.Blitz@siriusxm.com), **Jennifer Holtz** of Booz Allen Hamilton (holtz_jennifer@bah.com), **Rob Sherman** of Covington & Burling LLP (rsherman@cov.com), and **Nguyen Vu** of Bingham McCutchen (nguyen.vu@bingham.com). We look forward to hearing from you.



Carolyn Roddy



Kennard Woods

Atlanta Chapter

The Atlanta Chapter, which is chaired by **Carolyn Roddy** (roddys@bellsouth.net) and **Kennard Woods** (kwoods@fh2.com), offers three policy luncheon programs, in addition to an evening signature event, each year. These events are generally co-sponsored by the Center for Advanced Communications Policy (CACAP) of the Georgia Institute of Technology (Georgia Tech) and are usually held on the Georgia Tech campus in downtown Atlanta.

Chapter events are designed to provide local FCBA members and the telecommunications and technology

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FCBA Membership Renewal

Instructions on how to renew your membership for FY 2012 (July 1, 2011 – June 30, 2012) were emailed out to all members in early July. 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 was JULY 31, 2011.**

If you would like to update the committee(s) you are on, download the form at <http://www.fcba.org/upload/fy12committeeform.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!

COMMITTEES AND CHAPTERS *in the Spotlight*

ATLANTA CHAPTER

CONTINUED FROM PAGE 14

communities in the Southeast with an opportunity to meet with federal and state industry policy leaders and discuss trends, new applications and regulatory changes. The Chapter also offers a platform to related government educational efforts, such as the FCC's program on digital television conversion.

The programs are free and, if a luncheon event, box lunches are provided by CACP at or below cost upon request. In recent months the Chapter's events included the following:

- **July 29, 2011** – Universal Service: A Fall Preview. Speakers: Bridget Duff,

Principal, Broadband Educational Consultants, Atlanta, GA; and David Baker, Managing Director, Sapronov & Butler Government Affairs, Atlanta, GA.

- **October 25, 2010** – Meet and Greet Reception for the Honorable Mignon Clyburn.
- **May 20, 2010** – Smart Grid: Overview and discussion of commercial, privacy and regulatory issues. Speakers: Eric Gunning, Wilkinson Barker Knauer, LLP, Denver, CO; Rita Mix, Senior Marketing Manager, AT&T Mobility, Atlanta, GA; and Michael D. Rosenthal, Director, Legal and External Affairs, SouthernLINC Wireless, Atlanta, GA.

Attendance at these policy luncheons ranges from 35 to 60 FCBA members, academics, government officials and technology experts.

The next scheduled Atlanta Chapter program is an evening program in February 2012 and will be titled "Telehealth in Georgia: Implications for Health Care and the Telecommunications Industry." In the meantime the Chapter also intends to schedule a program regarding telecommunications issues relating to recent developments concerning the Americans with Disabilities Act, 47 U.S.C. § 255 and the Twenty-First Century Communications and Video Accessibility Act of 2010.

FOUNDATION *News*

A Message from the Foundation Chair

Your Foundation continues to evolve and to implement a strategy informed by your feedback, our experience, and the Trustees' retreat. In the spirit of that evolution, I am pleased to announce that the Board of Trustees recently decided to increase the number of summer internships the Foundation will award in 2011. In 2010-11, the Foundation awarded stipends for eight interns and received 40+ applications; in 2011-12, the Trustees have authorized up to 15 stipends. Under the stewardship of **Kyle Dixon** and **Edgar Class**, the Foundation's Internship Committee will ensure a broader awareness of the Foundation's unpaid internship program. The program funds a range of unpaid internships that have a communications-related focus, including those established



Jennifer Warren

by state and local government agencies.

The Foundation established this internship fund in 1993 in memory of former FCC Chairman Robert E. Lee, who devoted nearly thirty years of service to the Commission. The Chairman Robert E. Lee Scholarship Fund enables the Foundation to make a difference with a distinct communications focus. The Foundation continues to review and examine its programs to ensure that they are implemented in a fashion that maximizes our impact as the foundation of the Communications Bar.

Please contact me with any suggestions or concerns, jennifer.warren@lmco.com. Thank you!

Jennifer Warren
2011-2012 FCBA Foundation Chair

Volunteer for Martha's Table on October 30

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 **October 30, November 27, or December 25**, please contact **Howard Weiss** at 703-812-0471 -- weiss@fhhlaw.com.

TO RESPOND TO JOB BANK LISTINGS

If the employer is listed, send the information requested directly to the employer. If you are responding to a **BLIND BOX** listing, send **ONE COPY** of the information requested to Kerry Loughney, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101, or **EMAIL** it to kerry@fcba.org. Please clearly indicate the Blind Box number to which you are responding. If you are applying to a Blind Box, you may enclose a separate note to the FCBA specifying any organization to which you do not wish your application to be forwarded. Responses to Blind Box listings can be accepted only from FCBA members.

TO LIST A JOB

Complete a Job Bank Form and send or fax the Form and the appropriate payment to Kerry Loughney, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101. In addition, please email the text of the ad to kerry@fcba.org. Listings and payment received by the 15th day of each month will appear in the next month's newsletter. If possible, ads should not exceed 75 words. Please call the FCBA, (202) 293-4000, for a Job Bank Form. (No headhunters please).

LAW FIRM / CORPORATE

10.11.1

Part Time Administrative Assistant for the Satellite Industry Association ("SIA")

– SIA is seeking a part-time Administrative Assistant to support the operations of SIA's staff and activities by providing general office support, management of short-term projects and marketing assistance for SIA's periodic public workshops, events and meetings. The Administrative Assistant will report directly to the SIA President, but will interact frequently with SIA staff and member company representatives on key projects.

This will include such tasks as:

- Provide general office administrative support, including maintaining supplies, preparing expense reports, assisting in preparation of invoices;
- Support in-office meetings, including preparing attendee lists and printing agendas;
- Assist in marketing preparations and database management for SIA's public workshops, conferences and other events;
- Maintain current information on SIA Board, SIA member companies and their representatives;
- Undertake basic research and web searches;
- Perform other duties as assigned.

Experience: Bachelor of Arts Degree preferred; 2+ years of relevant office experience.

Education: Position requires strong organizational skills and a proficiency with Microsoft Office software, including Word, Excel and PowerPoint.

Weekly Hours: Estimated 12-15 hours weekly, schedule flexible.

Salary: Hourly salary to be determined by level of experience.

Location: Downtown Washington, D.C.

To apply, please submit your resume and cover note to jobs@sia.org by October 31, 2011.

GOVERNMENT/NON-PROFIT/ACADEMIC

10.11.2

Staff Attorney – Premier media/telecommunications public interest law firm seeks staff attorney for cutting edge practice. Telecommunications background essential, plus general familiarity with MAP's issue areas, including media regulation, spectrum management, open access/open network architecture. Must have three+ years experience with FCC practice, or equivalent. Candidates must have J.D. and bar membership. Litigation experience desirable. Exposure to grassroots and/or public interest organizations a plus. Compensation on high end of public interest scale. Resume and salary experience to CPereira@mediaaccess.org.

Thanks to the Sponsors of the Fall Reception!

*(as of 9-30-11)

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 Lockheed Martin Corporation
 Mobile Future
 National Cable and Telecommunications Association
 Telecommunications Industry Association
 Time Warner Cable
 WCAI
 Wilmer Cutler Pickering Hale & Dorr LLP
 XO Communications

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:

- Wednesday, October 5, 6:00 – 8:00 p.m. – Northern CA Chapter Reception and Roundtable Discussion on How to Talk to the Media.** Location: Law Firm of Duane Morris, One Market, Spear Tower, Suite 2200 San Francisco, CA 94105
Cost: \$15.00 for FCBA Members; \$25.00 for Non-FCBA Members; \$10.00 for Government Employees
Registrations and cancellations must be received no later than 5:00 p.m., Monday, October 3, 2011.
- Thursday, October 6, 6:00 – 8:15 p.m. – CLE Seminar on Ethics Issues for the FCC Practitioner – 2011.** 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 5:00 p.m., Tuesday, October 4, 2011.
- Thursday, October 6, 3:00 – 6:30 p.m. – New York Chapter Roundtable Discussion “A Report Card on the National Broadband Plan” and CLE with networking reception.** Location: Albany Law School, 80 New Scotland Avenue, Albany, NY 12208
Cost: \$50.00 for FCBA Members/Albany Law Faculty; \$65.00 for Non-FCBA Members; and free of charge for Albany Law Students
Registrations and cancellations due by 5:00 p.m., Tuesday, October 4, 2011.
- Monday, October 17, 6:00 – 8:15 p.m. – CLE Seminar on It’s BAAAACK: Federal Register Publication of the “Preserving the Open Internet” Report and Order – What It Means for the Broadband Industry and Those that Follow It.** 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, Friday, October 14, 2011.
- Wednesday, October 19, 6:00 – 8:15 p.m. – CLE Seminar on The FCC’s Approach to Analyzing Vertical Mergers.** Location: Covington & Burling LLP, 1201 Pennsylvania Avenue, 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 5:00 p.m., Monday, October 17, 2011.
- Thursday, October 20, 12:15 – 1:30 p.m. – Wireless Telecommunications Committee Luncheon.** Location: Wiley Rein LLP, 1750 K Street, NW, 10 East Conference Center
Cost: \$17.00
Registrations and cancellations due by 12:00 Noon, Monday, October 17, 2011.

\$ _____ 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: fcba@fcba.org

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:

- Wednesday, November 2, 6:00 – 8:15 p.m. – CLE Seminar on the PROTECT IP Act of 2011.** Location: Dow Lohnes PLLC, 1200 New Hampshire Avenue, NW, Suite 800
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 5:00 p.m., Monday, October 31, 2011.
- Monday, November 21 – FCBA Luncheon with Commissioner Robert McDowell,** Location: The Renaissance Mayflower Hotel, 1127 Connecticut Avenue, NW
Registration opens at 11:30 a.m. Luncheon begins at Noon.
Cost: \$55.00 for Private Sector Members, \$35.00 for Government/Academic/Law Student/Transitional Members, and \$95.00 for Non-members. Tables of ten available for \$550.00.
Registrations and cancellations due by Noon, Thursday, November 17, 2011.
- Wednesday, November 16, 6:00 – 8:15 p.m. – CLE Seminar on Privacy and Mobile Location-Based Services: Where Are We?** 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 5:00 p.m., Monday, November 14, 2011.
- Thursday, December 1, 6:00 – 8:30 p.m. – Holiday Program and Networking Reception hosted by the Broadband and International Telecommunications Committees.** Location: The Swedish Embassy, 2900 K Street, NW, Washington, DC
Cost: \$10.00 for FCBA Members, \$25.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Monday, November 28, 2011.

\$ _____ 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: fcba@fcba.org

MEET THE BUREAU AND OFFICE CHIEFS RECEPTION

Registration

Thursday, October 27, 2011

**RENAISSANCE MAYFLOWER HOTEL, 1127 CONNECTICUT AVENUE, NW, WASHINGTON, D.C.
6:00 TO 8:00 P.M.**

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 \$75.00 per ticket
- _____ FCBA Government/Academic/Transitional/Law Student ticket(s) at \$35.00 per ticket
- _____ Private Sector Non-Member ticket(s) at \$150.00 per ticket

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

PLEASE LIST NAMES AND ORGANIZATIONS OF ALL ATTENDEES

(all guests' names must be received by mail, fax, or e-mail no later than Thursday, October 20):

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, OCTOBER 20:**

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

**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.**

22nd ANNUAL FCBA CHARITY AUCTION DONATION FORM *November 10, 2011*

TO DONATE A PRIZE, PLEASE FOLLOW THESE INSTRUCTIONS:

1. Complete a copy of this prize donation form. If donating more than one prize, please submit a donation form for each prize.
2. List the donor (individual and/or company name) as it should appear in the auction prize book.
3. Provide a detailed description of the prize and a list of all restrictions (e.g., blackout dates, attendance specifications, etc.) and instructions on how the winner is to receive the prize (attach additional sheets as necessary). All prizes are valid through November 10, 2012, unless otherwise specified.

Donor (as it should appear in the prize book): _____

Contact Person: _____

Organization: _____

Address: _____

Suite/Room/Apt.: _____

City/State/Zip: _____

Phone: _____ Fax: _____

E-mail: _____

Item(s) Donated (please attach a separate sheet if necessary and be as specific as possible). _____

Donor Estimate of Fair Market Value (required): _____

Acknowledgement should be sent to (name, if different from contact person, and address): _____

Donation Obtained By (name of FCBA Member, if applicable): _____

PLEASE MAIL, EMAIL OR FAX THIS FORM NO LATER THAN MONDAY, OCTOBER 17 TO:

Kerry Loughney

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

The 22nd Annual Charity Auction, benefiting the Sitar Arts Center and the FCBA Foundation, will be held on Thursday, November 10, at the Hamilton Crowne Plaza's Sphinx Ballroom at the Almas Temple, 1315 K Street NW, beginning at 7:00 p.m. Admission is free.

ALL DONATIONS MUST BE DELIVERED TO THE FCBA OFFICE NO LATER THAN MONDAY, OCTOBER 24.

Prize donations valued at the sponsorship level of \$1750 or greater will receive additional recognition. Prize donations of any value may be "bundled" with other prizes for inclusion in the live, silent or online auction(s). The Auction Committee may offer any prize donation valued at \$30 or less as a raffle prize. Cash donations are accepted and may be used toward the purchase of auction prizes or added directly to the auction proceeds at the Auction Committee's discretion.

25TH ANNUAL CHAIRMAN'S DINNER *Registration*

Thursday, December 8, 2011

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

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

FCBA FOUNDATION SPONSOR: *

PURCHASE OF TABLE:

___ table(s) (ten guests per table) at \$2,600.00 per table or ___ table(s) (ten guests per table) at \$2,250.00 per table

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

INDIVIDUAL TICKETS:

___ FCBA Private Sector Member ticket(s) at \$225.00 each

___ FCBA Government/Academic/Law Student/Transitional Member ticket(s) at \$120.00 each

___ Non-Member ticket(s) at \$325.00 each

Name _____

Organization _____

Address _____

Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____

E-mail _____

\$_____ Total Enclosed Visa MasterCard American Express

Credit card no. _____ Exp. date _____

Signature _____

PLEASE SEND THIS FORM AND A CHECK MADE PAYABLE TO THE "FCBA" NO LATER THAN THURSDAY, DECEMBER 1 TO:

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

PLEASE NOTE THAT SEATING IS RESERVED AND TICKETS WILL BE PREPARED FOR PICK-UP FROM THE FCBA OFFICE AFTER 11/30/2011.

Cancellation Policy: Cancellations will be accepted and fees refunded if notice is received in writing no later than Thursday, December 1, 2011. No refunds will be granted after this time.

BUSINESS ATTIRE

Pursuant to the Office of Government Ethics regulation on widely-attended gatherings (5 C.F.R. 2635.204(g)(2)), the Chairman's Dinner appears to qualify as a widely attended gathering. The value of an individual ticket to the dinner is \$225.00. Most employees of the Federal Communications Commission and the Commerce Department may be directly invited to attend the dinner as guests of individuals and organizations purchasing tables or tickets. In most cases, individuals and organizations may issue invitations to the Chairman's Dinner without the involvement of the FCBA. Some agencies, departments and branches of the Federal Government, however, apply additional stipulations above the regulations issued by the Office of Government Ethics. Individuals who have signed the Administration's Ethics pledge cannot accept invitations from most registered lobbying organizations or registered lobbyists. While this event has qualified as a widely-attended-gathering in previous years, each FCC employee is required to obtain individual ethics clearance based on matters they are working on within the Commission. Employees of the Commerce Department are required to obtain individual ethics clearance through the Department's Office of General Counsel. Invitations to Members of Congress, Congressional Staff, and employees of the Department of State must be issued by the FCBA. Contact the FCBA for additional information. Requests for invitations to be sent from the FCBA must be emailed to Stan Zenor (stan@fcba.org) and received by Friday, November 18, 2011.

PLI/FCBA Annual Institute on TELECOMMUNICATIONS POLICY & REGULATION

December 8-9: PLI/FCBA Annual Institute on Telecommunications Policy & Regulation

For the 29th consecutive year, the FCBA and the Practising Law Institute will co-sponsor an annual conference on "Telecommunications Policy and Regulation." This year's Institute will be held on December 8-9, at The Westin Washington D.C. City Center, 1400 M Street, NW, Washington, D.C.

The Institute will open with a keynote address by FCC Commissioner **Robert M. McDowell**. **Lawrence E. Strickling**, Assistant Secretary of Commerce for Communications and Information, National Telecommunications and Information Administration (NTIA) will close the first day of the conference with a keynote.

Other Institute highlights include a Congressional staff panel featuring **John B. Branscome**, Majority Counsel, Senate Commerce Committee, **Shawn Chang**, Minority Counsel, House Energy and Commerce Committee, **David Quinalty**, Minority Counsel, Senate Commerce Committee, and **David Redl**, Majority Counsel, House Energy and Commerce Committee. In addition, there will be three substantive panels featuring industry experts dealing with recent developments in wireline, wireless, and privacy issues.

Julius P. Knapp, Chief of the Office of Engineering and Technology, **Sharon E. Gillett**, Chief of the Wireline Competition Bureau, **Rick Kaplan**, Chief of the Wireless Telecommunications Bureau, and **Paul de Sa**, Chief of the Office of Strategic Planning & Policy Analysis, will provide attendees with tutorials on their respective areas.

The Institute will feature another spirited debate on a major policy initiative of the FCC, with FCBA President-Elect, **Laura H. Phillips**, as moderator. **Kathleen Q. Abernathy**, **Mark D. Schneider** and **Peter D. Shields** of the FCBA's Conference Planning Committee will serve as Institute co-chairs. In addition, a number of FCBA members will moderate or participate on the various program segments.

Practising Law Institute in cooperation with the Federal Communications Bar Association present: The 29th Annual Institute on Telecommunications Policy and Regulation

*Thursday,
December 8, 2011*

9:00 a.m.
WELCOME

Yaron Dori, President, Federal Communications Bar Association

9:05 a.m.
KEYNOTE

The Honorable Robert M. McDowell, Commissioner, Federal Communications Commission

9:30 a.m.
**CONGRESSIONAL STAFF
PANEL: HOT TOPICS FROM
CAPITOL HILL PERSPECTIVE**

Panelists:

John B. Branscome, Majority Counsel, Senate Commerce Committee
Shawn Chang, Minority Counsel, House Energy and Commerce Committee

David Quinalty, Minority Counsel, Senate Commerce Committee
David Redl, Majority Counsel, House Energy and Commerce Committee

FCBA Co-Moderators:

Shawn A. Bone, Wiley Rein LLP
Antoinette Cook Bush, Skadden, Arps, Slate, Meagher & Flom LLP

10:30 a.m.
NETWORKING BREAK

10:45 a.m.
TECHNOLOGY OVERVIEW

Julius P. Knapp, Chief, Office of Engineering and Technology, Federal Communications Commission

11:30 a.m.
**Developments in Wireline
Communications: A Summary of the
Year's Highlights**

Sharon E. Gillett, Chief, Wireline Competition Bureau, Federal Communications Commission

12:15 p.m.
**LUNCHEON AND KEYNOTE
SPEAKER**

2:00 p.m.
**WIRELINE PANEL: HOT TOPICS
AND ISSUES IN WIRELINE
TELECOM POLICY**

Panelists:

Michel Guité, President, Vermont National Telephone Co, Inc.
Hank Hultquist, Vice President - Federal Regulatory, AT&T Services, Inc.
Hon. Geoffrey G. Why, Commissioner, Massachusetts Department of Telecommunications and Cable
Kathryn A. Zachem, Vice President of Regulatory and State Legislative Affairs, Comcast Corporation

FCBA Co-Moderators:

Kathleen Q. Abernathy, Frontier Communications Corporation
John T. Nakahata, Wiltshire & Grannis LLP

3:00 p.m.
**DEVELOPMENTS IN WIRELESS
COMMUNICATIONS: A
SUMMARY OF THE YEAR'S
HIGHLIGHTS**

Rick Kaplan, Chief, Wireless Telecommunications Bureau, Federal Communications Commission

3:30 p.m.
NETWORKING BREAK

CONTINUED ON PAGE 23 ►

PLI/FCBA Annual Institute on TELECOMMUNICATIONS POLICY & REGULATION

ANNUAL INSTITUTE

CONTINUED FROM PAGE 22

3:45 p.m.

WIRELESS PANEL: HOT TOPICS AND ISSUES IN WIRELESS TELECOM POLICY

Panelists:

Richard C. Beard, Senior Deputy
U.S. Coordinator for International
Communications and Information
Policy, U.S. Department of State
Parul P. Desai, Communications Policy
Counsel, Consumers Union
Jason E. Friedrich, Head of US
Government & Regulatory Affairs,
Government Relations Office, Motorola
Mobility, Inc.
Kathleen Grillo, Senior Vice President,
Federal Regulatory Affairs, Verizon
Christopher E. Guttman-McCabe, Vice
President, Regulatory Affairs, CTIA
Amy Levine, Special Counsel and
Legal Advisor, Office of Chairman
Julius Genachowski, Federal
Communications Commission

FCBA Co-Moderators:

Ari Q. Fitzgerald, Hogan Lovells US
LLP
Mark D. Schneider, Sidley Austin LLP

4:45 p.m.

KEYNOTE

The Honorable Lawrence E. Strickling,
Assistant Secretary of Commerce for
Communications and Information,
National Telecommunications and
Information Administration (NTIA)

5:15 p.m.

ADJOURNMENT

Friday, December 9, 2011

9:00 a.m.

KEYNOTE

9:30 a.m.

TUTORIAL ON THE FUTURE OF TELECOMMUNICATIONS

Paul de Sa, Chief, Office of Strategic
Planning & Policy Analysis, Federal
Communications Commission

10:00 a.m.

PRIVACY PANEL: THE YEAR IN DATA PRIVACY AND SECURITY

Panelists:

James Arden Barnett, Jr., Chief, Public
Safety and Homeland Security Bureau,
Federal Communications Commission

Harry Wingo (Invited), Policy Counsel,
Google Inc.

FCBA Co-Moderators:

Amy S. Mushahwar, Reed Smith LLP
Peter D. Shields, Wiley Rein LLP

11:00 a.m.

NETWORKING BREAK

11:15 a.m.

DEBATE

FCBA Moderator:

Laura H. Phillips, Drinker Biddle &
Reath LLP

12:00 p.m.

KEYNOTE

12:30 p.m.

ADJOURN

29th Annual INSTITUTE ON TELECOMMUNICATIONS POLICY & REGULATION REGISTRATION

CO-SPONSORED BY THE FCBA AND THE PRACTISING LAW INSTITUTE

Thursday, December 8 and Friday, December 9, 2011

THE WESTIN WASHINGTON D.C. CITY CENTER, 1400 M STREET, N.W., WASHINGTON, D.C.

Name _____

Organization _____

Address _____

Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____ E-mail _____

_____ I am a member of the FCBA and/or PLI (Registration Fee is \$1,255.50)

_____ I am a Privileged Member of PLI (Registration Fee is \$0.00)

_____ I am not a member of the FCBA or PLI (Registration Fee is \$1,395.00)

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

Four ways to register:

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

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

PHONE:

(800) 260-4PLI

FAX:

(800) 321-0093

WEB SITE:

<http://www.pli.edu>

REGISTRATION DESK AT PROGRAM:

(202) 429-1700

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

2011 FCBA MEMBERSHIP DIRECTORY *Order Form*

Copies of the 2011 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 2011 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:

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

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

Calendar

October 5	Northern CA Chapter Reception and Roundtable Discussion on How to Talk to the Media with Andrew Johnson
October 6	CLE Seminar on Ethics Issues for the FCC Practitioner – 2011 presented by the Professional Responsibility Committee
October 6	New York Chapter Roundtable Discussion and Networking Reception
October 11	Mass Media Committee Brown Bag Lunch
October 11-12	CTIA and FCBA State and Federal Policy Track at the CTIA ENTERPRISE & APPLICATIONSTM 2011 Show in San Diego, CA
October 17	CLE Seminar on It's BAAAACK: Federal Register Publication of the “Preserving the Open Internet” Report and Order – What It Means for the Broadband Industry and Those that Follow It presented by the Broadband Committee
October 17	Rocky Mountain Chapter Event on Reflections on Satellite Communications presented in cooperation with the Silicon Flatirons
October 17	FCBA Foundation Monthly Meeting
October 18	Young Lawyers Committee Brown Bag Lunch
October 19	Homeland Security and Emergency Communications Committee Brown Bag Lunch
October 19	CLE Seminar on The FCC’s Approach to Analyzing Vertical Mergers presented by the Transactional Committee
October 20	Legislative and Young Lawyers Committees Happy Hour
October 20	Wireless Telecommunications Committee Luncheon
October 27	FCBA Executive Committee Monthly Meeting
October 27	FCBA Meet the Bureau and Office Chiefs Reception
October 28	International Telecommunications Committee Brown Bag Lunch
October 30	Volunteer at Martha’s Table
November 2	CLE Seminar on Preventing Real Online Threats to Economic Creativity and Theft of Intellectual Property Act of 2011 presented by the Intellectual Property Committee
November 8	New England Chapter Massachusetts Broadband Conference in association with the Massachusetts Department of Telecommunications and Cable
November 10	22nd Annual FCBA Foundation Charity Auction
November 16	CLE Seminar on Privacy and Mobile Location-Based Services: Where Are We? presented by the Privacy and Data Security and Wireless Committees
November 21	FCBA Luncheon with FCC Commissioner Robert McDowell
December 1	Broadband and International Telecommunications Committees Holiday Program and Networking Reception at the Swedish Embassy
December 8	FCBA 25th Annual Chairman’s Dinner
December 8-9	29th Annual PLI and FCBA Conference
May 4-6	Annual Seminar, Hyatt Regency Chesapeake Bay, Cambridge, MD



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