

FCBA News

JUNE 2004

Newsletter of the Federal Communications Bar Association

Two June CLE Seminars

JUNE 15 - NATIONAL SECURITY REVIEW OF TELECOMMUNICATIONS AND INTERNET TRANSACTIONS

On Tuesday, June 15, 2004 the FCBA will sponsor a Continuing Legal Education Seminar on the "National Security Review of Telecommunications and Internet Transactions." It will be held from 6:00 - 8:15 p.m., at the offices of Hogan & Hartson, LLP, 555 13th Street, NW, Washington, D.C. Registration form and fee structure is on page 15 of this newsletter.

Many telecommunications transactions are coming under of review of law enforcement and/or the Departments

of Homeland Security and Defense in the FCC process or through the Committee on Foreign Investment in the U.S., a group of thirteen U.S. government agencies led by the Treasury Department. The seminar will consider the substantive and procedural issues involved in each process, including the negotiation of national security agreements. Presenters will be **Patrick Kelly**, Deputy General Counsel of the Federal Department of Investigation, **Gay Sills**, Director, Office of International Investment, Department of the Treasury, **Jeanne Archibald**, Partner, Hogan & Hartson LLP and **Kristen Verderame**, BT Americas Inc. The moderator will be **Joel Winnik** of Hogan and Hartson.

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8th Annual FCBA Foundation Golf Tournament Friday, June 18

If you haven't done so already, it is time to think about Friday afternoons on the golf course! The 8th Annual FCBA Foundation Honorable Robert E. Lee Memorial Golf Tournament will be held on **Friday, June 18, 2004**. The group will return to Bull Run Country Club in Haymarket, Virginia. The tournament shotgun start begins at 9:00 a.m., but the driving range opens at 7:00 a.m.

and a continental breakfast is served at 7:45 a.m. Golfers will also receive lunch afterwards during the awards ceremony. Slots are filling up fast so get your registration in as soon as possible.

This will be the Foundation's third visit to the Bull Run, and the first time having it on a Friday. The tournament is

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FCC Commissioner Kathleen Q. Abernathy

FCBA Luncheon with FCC Commissioner Abernathy on June 24

The FCBA will be holding a luncheon in conjunction with its annual meeting on **Thursday, June 24, 2004**. There will be a reception at Noon, and from 12:30 to 2:00 p.m., there will be an announcement of the FCBA election results, the President's passing of the gavel, a presentation of awards, as well as other orders of business, lunch and a keynote speech by FCC Commissioner **Kathleen Q. Abernathy**. The luncheon will be held at the J.W. Marriott Hotel, 1331 Pennsylvania Avenue, NW. For registration information and prices, see page 15.

Kathleen Q. Abernathy was nominated by President George W. Bush on May 1, 2001. She was unanimously confirmed

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PRESIDENT'S MESSAGE

DEAR MEMBERS:

If I had to choose a one word "swan song" for the end of my FCBA presidency, the top two contenders would be: "Whew!" and "Thanks!" The first option is self-explanatory. The second, however, deserves a bit more explication.

I have been very fortunate to serve as FCBA president for the past 12 months, and no one knows better than I that you cannot do this job alone. I have constantly been impressed by the number of people who have willingly chipped in to help ensure that the Association runs smoothly and that it provides top quality service to FCBA members in all of its endeavors. Since I have a few column inches, and not just one word, at my disposal, I would like to say a heartfelt "thank you!" to the following people for all of their assistance this past year:



First, many thanks to the other FCBA officers – Harry Martin, Michele Farquhar, Diane Cornell, Jim Blitz and Jennifer Warren — and all of the members of the Executive Committee for their hard work and dedication. Nearly twelve months ago, we decided at an Executive Committee planning retreat that we would tackle a number of association management issues over the ensuing year. I am very happy to report that great progress has been made on all fronts. Together, we agreed to improve the FCBA's financial footing and administrative operations by, among other things: responsibly increasing dues and other event fees, conducting a full audit of the Association's finances, renewing our lease, improving our physical space, hiring a part-time bookkeeper/administrative assistant, and updating critical office equipment.

We also are close to making a decision about upgrading the FCBA's outdated association management software. Not only would new software greatly enhance the staff's ability to manage association processes efficiently and effectively; it also could substantially improve member interactions with the FCBA with features such as on-line event registration and credit card processing. We hope to make a decision about new software by the end of this month and, should we decide to go forward, would launch the software before the "back-to-school" crunch begins this fall.

I also would like to thank the many FCBA members who have helped ensure that the Association's signature events remain fresh and relevant to our members. The Conference Planning Committee provided invaluable assistance in helping us solidify the FCBA's long-standing relationship with our partner, the Practising Law Institute, with whom we jointly sponsor the popular Telecommunications Policy Institute each December. The Engineering and Technical Practice Committee worked closely with other FCBA committee co-chairs to plan the first CommLaw 101 seminar ever to focus on communications technology. The FCC Enforcement Practice Committee joined forces with the Atlanta Chapter to hold an in-depth enforcement seminar in Atlanta, well outside the Beltway.

President-Elect Harry Martin and other members of the Executive Committee were instrumental in launching our first-ever FCBA breakfast speaker series, and also took the lead in planning the upcoming reception commemorating the 70th Anniversary of the Communications Act, which I'm sure will be a resounding success. The Annual Seminar Committee did a stellar job of planning this year's conference in a new location, with a new format. And, the CLE and other substantive committees continued their fine tradition of member service and conducted ten 2-hour continuing legal education seminars on a wide range of topics of interest to our members.

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BAR ASSOCIATION

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Password as of June 10, 2004: 270

ABERNATHY LUNCHEON

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by the Senate on May 25 and sworn in as FCC Commissioner on May 31, 2001. As Commissioner, she is responsible for representing the public interest in each of the policy areas under the FCC's jurisdiction. These responsibilities include regulation of broadcast television, cable, satellite, domestic and international telecommunications, wireless telephony, consumer protection and education and general enforcement of Commission rules. In addition to her other responsibilities at the FCC, she also chairs the Federal-State Joint Board on Universal Service. Since joining the FCC, Commissioner Abernathy has been honored by several organizations for her professional achievements, including receiving the Forerunner Accolade from Women in Cable and Telecommunications, the Milestone Award from Catholic University's Columbus School of Law, and being named one of the most powerful women in television by *Electronic Media* magazine.

Please join us in welcoming the Commissioner on June 24.

Proposed Amendments to FCBA's Constitution

The ballot you recently received from the FCBA included several proposed amendments to the FCBA's Constitution. These proposed amendments have been approved by the FCBA Executive Committee and will be voted on by the membership at the Annual Meeting and Luncheon on June 24, 2004. Although relatively modest, the recommended changes are the product of a comprehensive review of the FCBA's charter documents by the FCBA's Constitution and Bylaws Committee, completed under the leadership of committee co-chairs Jean Kiddoo (2002-03), Larry Roberts (2002-03), Mary Beth Richards (2002-03, 2003-04) and

Margaret Tobey (2003-04). The rationale for each of the proposed changes is summarized below.

ARTICLE III: RIGHTS AND PRIVILEGES OF MEMBERSHIP

The Constitution as currently written does not clearly set forth the rights and privileges of FCBA membership. For example, the document does not state that only attorney members may vote and run for elective office. Rather, a resolution adopted in 1991 and amended in 1997, which established the membership categories of "Foreign Attorney Member" and "Non-Attorney Member," states that these members are given "[a]ll rights and privileges of membership . . . **except** those of formal voting (e.g., at annual meeting), and running for elective office" (emphasis added). The Executive Committee recommends amending Article III to incorporate a clear statement of these basic rights and privileges of full membership (voting and running for elective office) and to authorize the Executive Committee to add, but not to delete, further rights and privileges. The Executive Committee also recommends deleting the limitation that voting (i.e., attorney) members be licensed to practice in the United States. The FCBA benefits from the participation of its member attorneys who are licensed to practice outside the United States, and the Executive Committee believes those foreign members who are in good standing in their jurisdiction's equivalent of bar membership should be admitted as full voting members. The proposed amendments (including a clarifying revision to the language appearing on the ballot, which was circulated to the membership by e-mail on May 21, 2004) will accomplish these purposes.

ARTICLE VI: DUTIES OF THE OFFICERS

The proposed amendment to Article VII clarifies that the duties of the Treasurer with respect to depositing or investing the funds of the Association shall be

under the direction of the Executive Committee. This recommended change conforms the Constitution to the actual practice of the Executive Committee, which adopted investment guidelines a number of years ago to ensure that the Association's funds are invested wisely and responsibly.

ARTICLE VII: EXECUTIVE COMMITTEE

The Executive Committee recommends several amendments to Article VII, which addresses the composition and duties of the Executive Committee. First, it is recommended that the phrase "all of whom shall be members *ex officio*" be deleted from the description of the status of the President, the President-Elect, the Secretary, the Assistant Secretary, the Treasurer, the Assistant Treasurer, the Delegate to the American Bar Association, the immediate past President, the Young Lawyers Committee representative and the Chapter representatives. The "*ex officio*" characterization may be read to imply that these members do not have voting rights on the Executive Committee, which is not consistent with practice or understanding.

The Executive Committee also recommends incorporating into the Constitution a previously adopted resolution that increased the number of Chapter representatives from one to two, with staggered two-year terms, and clarifying that these representatives must be FCBA members.

The Executive Committee recommends deleting from the Constitution language in Section 3 granting the Executive Committee the authority to review "relevant orders, opinions or rulings of any appropriate disciplinary authority involving a member" and, on the basis of such information, "to censure, suspend or expel a member." Because a voting member of the FCBA must be a member in good standing of his or her bar association or otherwise be licensed to

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SPECIAL EVENTS

AMENDMENTS

CONTINUED FROM PAGE 3

practice law in his or her jurisdiction, and must so state when applying for membership, the Executive Committee does not think it appropriate to undertake review of disciplinary proceedings. The licensing bodies are charged with the responsibility of determining a lawyer's fitness to be admitted to the bar or otherwise licensed to practice law, and the Executive Committee believes that the FCBA should defer to the determinations of these bodies. The dues statement will be amended for the 2005-2006 fiscal year to require each renewing voting member to certify that he or she is in good standing and is authorized to practice law in the relevant jurisdiction.

The Executive Committee recommends adding a new Section 4 to Article VII to address its duties with respect to the Association's paid staff. When the Constitution was adopted, the FCBA had no paid staff, and the document is therefore silent on the role of staff and of the Executive Committee in dealing with the staff. This new section authorizes the Executive Committee to employ persons to fill administrative positions and also codifies the ad hoc Administrative Committee of the Executive Committee, which has responsibility for oversight of the FCBA's administrative matters. Finally, the Executive Committee recommends amending Article IX (Amendments) to authorize giving notice of proposed amendments by electronic mail and to permit members to vote electronically on such proposed amendments after receiving the required notice.

70th Anniversary of Communications Act Sponsors

Thank you to our 70th Anniversary of the Communications Act Sponsors as of May 28, 2004!

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COMMITTEE AND CHAPTER EVENTS

Joint Cable Practice Committee & Legislative Committee

Event: Brown Bag Lunch
Date/Time: Friday, June 25, 12:15 p.m.
Location: Willkie Farr & Gallagher LLC, 1875 K Street, N.W., Second Floor (off Lobby)
Speakers: Majority and Minority Counsel for the House Commerce Committee
Cost: No cost (bring your own brown bag lunch)
For more information: Catherine Bohigian, catherine.bohigian@fcc.gov
RSVP to: Wendy Parish, wendy@fcba.org

Mass Media Practice Committee

Event: Brown Bag Lunch (Beverages Provided)
Date/Time: Wednesday, June 9, 12:15 p.m.
Location: National Association of Broadcasters, 1771 N Street, N.W.
Topic: Current Issues at the Media Bureau
Speaker: Ken Ferree, Chief, Media Bureau
For more info: Frank Jazzo, jazzo@fhhlaw.com
RSVP to: None required

Transactional Practice Committee

Event: Joint Brown Bag Lunch with DC Bar
Date/Time: Thursday, June 10, 12:15 p.m.

Location: DC Bar Conference Center, B-1 Level, 1250 H Street, NW
Topic: The Nuts and Bolts of Transfers of Control at the FCC
Speakers: Neil Dellar, William Dever, William Freedman, Susan O'Connell, Royce Sherlock and Jeff Tobias
Cost: \$10.00
RSVP to: http://www.dcbar.org/for_lawyers/events

Young Lawyers Committee

Event: Brown Bag Lunch - Election & Organizational meeting
Date/Time: Wednesday, June 9, 2004, 12:15 p.m.
Location: Willkie Farr & Gallagher, 1875 K Street, NW, Second Floor (Corner of 19th Street and K).
Other info: The FCBA's Young Lawyers Committee will be holding its annual organizational meeting and election for a new co-chair. YLC co-chairs are responsible for, among other things, planning the monthly YLC lunches and happy hours; organizing events with other FCBA committees, for example, Career Night and the Law School Outreach Program with the Diversity Committee; serving on the Charity Auction Committee, which (as the name indicates) is responsible for organizing the Annual Charity Auction; and serving as liaisons to the FCBA

Executive Committee and other FCBA committees. A co-chair is elected for a two-year term followed by a year on the FCBA Executive Committee. Only current FCBA YLC members attending the meeting are eligible to vote.
Contact: If you are interested in being a candidate for the co-chair position, or if you would like to nominate someone to be a candidate, please contact Ryan Wallach at rwallach@willkie.com or 202-303-1159 or Pam Slipakoff at Pam.Slipakoff@fcc.gov or 202-418-7705.

Event: Happy Hour
Date/Time: Thursday June 24, 6:00-8:00 p.m.
Location: 14 K Restaurant at the Hamilton Crowne Plaza Hotel, 1001 14th St NW (corner of 14th & K Streets and near the McPherson Square Metro stop), the site of this year's FCBA Charity Auction.
Phone Number: 202-822-6000
Other info: Bring your summer associates and interns & join the YLC for happy hour at the site of the 2003 and 2004 Charity Auctions. The Crowne Plaza will provide light appetizers and drink specials. If the weather permits, we will have space reserved on the patio. Ask for the FCBA Young Lawyers group
For more info: Contact Pam Slipakoff at 202-418-7705 or Pam.Slipakoff@fcc.gov

GOLF TOURNAMENT

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an enjoyable day for a good cause - raising over \$25,000 for the FCBA Foundation's Scholarship Fund, which provides college funds for deserving District of Columbia high school graduates as well as stipends for unpaid Law School summer interns at government agencies.

The tournament is named in memory of former Federal Communications Commission (FCC) Chairman Robert E. Lee, who passed away in April 1993 after

serving on the FCC for almost thirty years. Chairman Lee served as a Commissioner of the FCC for 28 years and was instrumental in the early development of color television, among other contributions to federal communications policy.

A registration form is on page 16. If you are interested in helping out with the tournament planning, or on the day of the event, contact Heidi Kurtz in the FCBA office.

What's the Password?

Many of you have noticed that while trying to log into the FCBA's Online Membership Directory: http://www.fcba.org/directory_login.shtml, that a password is required. The password can be located *every month on page two* of the *FCBA News*, and will appear at the bottom of the masthead. The masthead is the box containing the list of the FCBA's Executive Committee members. The password changes on the 10th of every month.

2004 FCBA ANNUAL SEMINAR

The 2004 Annual Seminar, “The Next Big Thing! Advances Transforming Industries and Challenging Regulators” was held from April 30-May 2 at the recently opened Chesapeake Hyatt Resort and Spa.

Photos by Mark Van Bergh



VoIP Panel: Commissioner Martin, right, Brad Ramsay, Dorothy Attwood, Bob Quinn and John Rego.



Outside the Beltway attendees, left to right, Richard Waysdorf, Michael Rosenthal, Michael Van Eckhardt, Stuart Shorestein, Brooks Harlow, Ricardo Barretto, David Rice and Doug Denny-Brown.



Yaron Dori and Sapna and Scott Delacourt



Unlicensed Products and Services Panel: Commissioner Copps, right, with Kelly Williams Leigh Chinitz and Paula Boyd.

2004 FCBA ANNUAL SEMINAR



Ben Almond, Harry Wingo and Lolita Smith



Golf pros Laura Holloway, Glenn Reynolds, Jeff Markowitz and Matt Brill.



Wireless Services Panel: Commissioner Abernathy, right, with Richard Barth, Tyrone Brown, Steve Largent, Steven Zipperstein and Ton van Kampen.



Susanne Guyer, Mike Senkowski and Nancy Victory



Brian Fontes presents the tennis awards to Kim Howard, Nellie Liang, Bob Foosaner and Lauren Bugel.

2004 FCBA ANNUAL SEMINAR



Friday Evening Barbeque



Video Broadband Panel: Jim Ramo, John Beyler, Mark O'Brien and Commissioner Adelstein.



Bryan Tramont and Mike Senkowski



Brian Fontes and Bob Foosaner.

2004 FCBA ANNUAL SEMINAR



Bingo was a hit with children and adults.



James and Ellen Smith and Jim Olsen.



Diane Cornell, Margaret Flinner and Susan Fox



Jerry Fritz after a rough day on the tennis courts.



FCBA Foundation Announces 2004 High School Scholarship Recipients

The FCBA Foundation is pleased to announce that it has awarded college scholarships to nine graduating seniors from four District of Columbia high schools. The scholarships will be awarded over the next four years to assist these students as they move forward in their educational careers. The Foundation is committing up to \$104,000 for this year's scholarship recipients, who are profiled on these two pages.

A total of 18 students from Bell Multicultural, Cardozo, Roosevelt and Spingarn High Schools applied for the scholarships. The applicants came from diverse backgrounds and had varying interests and planned career paths. Each of the applicants was deserving of assistance, which made the selection process particularly difficult. Members of the FCBA will have an opportunity to meet this year's scholarship recipients, who have been invited to the June 24 FCBA luncheon.

The \$104,000 committed to the scholarships is one of the largest amounts ever awarded for this annual Foundation program. The funds come from a variety of sources, including donations raised through the annual Chairman's Dinner and Golf Tournament, contributions from individual members, and corporate donations. In particular, the Foundation gratefully acknowledges the support of **Cingular, Comcast Corporation, The Wireless Foundation** (sponsored by The Wireless Foundation and CTIA - The Wireless Association), **Intelsat, Microsoft, Motorola, T-Mobile, Verizon, and Verizon Wireless**, that has allowed the Foundation to increase the funds available and the number of students receiving scholarships.

The Foundation also would like to thank Board members Paula Boyd, Diane Davidson, Scott Delacourt, Praveen Goyal, Donna Gregg, Cheryl Leanza, Mark Van Bergh, and Greg Vogt for reviewing the written applications, and James Coltharp, Diane Davidson, Donna Gregg, Mark Van Bergh, Tom Van Wazer, and Greg Vogt for participating in the applicant interviews. Thank you also to Cingular for making its conference room available for the interviews.

Photos by Mark Van Bergh

JACOB ALADEJOBI

\$12,000 Motorola Scholarship
Cardozo High School

Jacob, who has been involved in various Martha's Table programs since age 7, will be attending North Carolina A&T University, where he plans a dual major in music and computer science. Although Cardozo has no music program, Jacob has learned to play by ear seven instruments, including the viola, guitar, drums and a "little violin." He has participated on Cardozo's football, basketball and track and field teams, in Junior ROTC, and in Howard University's TransTech Academy Summer Transportation Institute. Jacob also has earned an A+ computer certification.



MERCEDES BURKE

\$10,000 Comcast Scholarship
Spingarn High School

Mercedes is President of the Senior Class of Spingarn and academically ranks second. She also is a member of the National Honor Society, President of the Key Club (a community service organization), has participated for three summers in the Washington National Cathedral Scholars Program, and recently was named a Presidential scholar. Her classes have included AP English and Street Law, where she participated in a mock trial and was named outstanding student and won the principal's award. Mercedes plans on attending Columbus State University in Georgia and majoring in business administration.



SANDY NYUNT

\$8,000 General Scholarship
Bell Multicultural High School

Sandy, whom one of her counselors described as the "star" of Bell's debate team, was born in Burma, and lived in Italy before coming to the U.S. She ranks sixth in her class, and is a member of the National Honor Society, and Bell's varsity basketball, tennis and volleyball teams. Sandy also participates in numerous volunteer activities, including Latin American Youth Center, Red Cross Youth Task Force Committee, Howard University Hospital, D.C. Central Kitchen, and more. Sandy plans on studying international relations at Dickinson College, and is interested in working with the UN's hunger program.





HEVERT RIOS

\$20,000 General Scholarship
Bell Multicultural High School

Hevert, who came to the U.S. four years ago from El Salvador speaking no English, ranks 10th in his graduating class and is a member and President of Bell's chapter of the National Honor Society. In 2003 he received the Central American Young Scholar Award from the Center for Advancement of Hispanics in Science and Engineering. Hevert is a member of Bell's cross-country, track and tennis teams, and has participated in various activities including the Model United Nations, Brainfood, and the National Homeless Walkathon. He also has worked as an intern at the World Bank. Hevert plans on majoring in physical therapy at either Colorado State University or Marietta College.



BRANDON THOMAS

\$8,000 Wireless Foundation Scholarship
Roosevelt High School

Brandon is a member of Roosevelt's School of Communications, the National Honor Society and Who's Who of American High School Students. He has a high academic ranking (6th), is the elected editor of Roosevelt's 2004 Yearbook, and is a member of the varsity football team. Brandon also has participated in the production of plays for Black History Month and other school productions, and has numerous other activities including tutoring elementary school children, 4-H Club, Youth Advocate-Way 2 Cool 2 Smoke, and American Red Cross Area's Teen Voice. Brandon will be attending Florida A&M and plans to major in engineering.



MYO SABAI AYE

\$10,000 Intelsat Scholarship
Bell Multicultural High School

Myo moved from Burma to the US with her older sister in 2000, with only a little knowledge of English and was separated from her parents for two years. Myo now ranks first in her graduating class and plans on attending the University of Virginia where she will major in biomedical engineering. Myo has taken several AP classes in high school, attends a class at Georgetown University, and has attended Johns Hopkins' HeadsUp Summer Program, taking introductory classes in Biomedical Engineering and Electrical and Computer Engineering. She participates in Youth L.E.A.D. (a substance abuse prevention program) at the Latin American Youth Center, and works three days a week, including weekends, at the Capital Hilton.



ANTWONYE KIRKPATRICK

\$8,000 General Scholarship
Roosevelt High School

Antwonye, who is interested in broadcast journalism and pre-law, will be attending North Carolina Central University. He is a member of Roosevelt's School of Communications and President of the Student Government Association. He also has been a member of the Junior ROTC, the Rough Rider 4-H Communications Society and the National Capital 4-H program. He founded Youngsters Against Animal Cruelty, named the 2001 America's Youth Group of the Year by the New Light Leadership Coalition. Antwonye also is a motivational speaker, for which he started his own company.



OLAWALE WILLIAMS

\$20,000 General Scholarship
Cardozo High School

Olawale has, as one of his counselors described, defied the odds, overcoming a difficult childhood and family hardship to become an honor roll student. Olawale is in Cardozo's TransTech Academy, a magnet program designed to expose students to careers in the transportation industry. He also participates in basketball, baseball, track, and is co-captain of the school's soccer team. Olawale also is a four-year participant in the Covington & Burling Saturday Academy. He will be attending Morgan State University where he plans on majoring in computer science or computer programming.



VICTOR MWIMANZI

\$8,000 Microsoft Scholarship
Roosevelt High School

Born in Tanzania, Victor came to the U.S. in 1995. He has overcome significant health issues to become President of the National Honor Society at Roosevelt, Parliamentarian of the Student Government Association, captain of the debate team, and past President and Vice President of Future Business Leaders of America. In 1999 he joined the Colin L. Powell Leadership Club and was selected for its Summer Success Internship Program, interning at Drinker Biddle & Reath LLP. As part of the Reach for Tomorrow program, Victor participated in a mock trial competition, for which he was voted the top participant. Victor plans on attending Rutgers University, Newark and majoring in political science.





Foundation Announces Winners of Stipends For Law Student Interns

The FCBA Foundation is also pleased to announce this year's recipients of stipends from the **Chairman Robert E. Lee Scholarship Fund** for law school interns in unpaid government positions over the summer. In 1993 the Foundation established this fund in memory of Mr. Lee, the former FCC Chairman and Commissioner who passed away after nearly thirty years of service at the Commission. This year's recipients are **Stefanie Zalewski** of Catholic University's Columbus School of Law, who will be working in the FCC Media Bureau; **Ann Lawrence** of George Washington University Law School, who will be working in the FCC Wireless Telecommunications Bureau; **Ryan Harrington** of Georgetown University Law Center, who will be working in the FCC International Bureau; **Marjorie Manne** of George Mason University School of Law, who will be working in FCC Commissioner Abernathy's office; and **Anjali Patel** of George Washington University School of Law who will be working at the FCC Wireline Telecommunications Bureau. Each law student will receive a stipend in the amount of \$3,000 for the summer to help defray his or her expenses.

In addition, the Foundation selected **Ms. Zalweski** to receive this year's **Max Paglin Award**, representing an additional stipend of \$600. Mr. Paglin was the former General Counsel and Executive Director of the FCC, and the founder of the Golden Jubilee Commission on Telecommunications, which compiled a definitive legislative history of the Communications Act. Upon its dissolution, that Commission graciously donated its remaining funds to the Foundation and made the Foundation the beneficiary of any future royalties from that legislative history.



Mark Van Bergh finds himself on the other end of the camera at the Martha's Table Radio Day last April.

Martha's Table Volunteers Needed on June 27

On Sunday, June 27, members of the FCBA will help prepare meals for the homeless at Martha's Table in the District of Columbia. 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 am and work until 1:00 pm. 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 sandwich fixings (bread and sandwich meat) with them, as the center often runs out of donated food. Future dates include: July 25 and August 29, so mark your calendars now.

For more information, contact Howard Weiss at 703/812-0471 (or Chris Wood at 202/939-7903 (cwood@fw-law.com)).

Volunteers Wanted for McKenna's Wagon Mobile Soup Kitchen on June 27

FCBA volunteers will meet to assist Martha's Table's, mobile soup kitchen, McKenna's Wagon on Sunday, June 27. Volunteers will meet on Sunday afternoon at Martha's Table before they depart with the van of food to selected locations. Other upcoming volunteer days are July 25 and August 22. To volunteer, or for more information about McKenna's Wagon, please contact: Cara Voth - cara.voth@fcc.gov or Tom Van Wazer - tvanwaze@sidley.com.

Lee Loevinger

Lee Loevinger, FCC Commissioner in the 1960's, FCBA member until the late 1990's and longtime partner at Hogan & Hartson, died on April 26 at the age of 91.

Lee had a distinguished career in the government and in the private practice of law in Minnesota, including serving as an Associate Justice in the Minnesota Supreme Court before coming to Washington during the Kennedy Administration in 1961 to serve as Assistant Attorney General in charge of

the Antitrust Division for the U.S. Department of Justice. He was appointed to be a Commissioner at the FCC in 1963 by President Kennedy to complete the term of Newton Minow, and served at the Commission for five years prior to joining Hogan & Hartson in 1968, where he continued to practice until last year. During his term at the FCC, Lee was a proponent of diversity in media, and believed that diversity, as opposed to government regulation, is the best way to improve programming. Lee also played an important role in establishing a universal emergency phone number that is now "911."

In addition to his long and distinguished legal career, Lee had a life-long interest in science, and helped to found the ABA Section of Science and Technology and its *Jurimetrics Journal*. In recent years, he also wrote science articles for *Nature* and other science journals and studied astrophysics. Lee is survived by three children, Dr. Barbara Loevinger of Madison, WI, Dr. Eric Loevinger of Tallahassee, FL, and Peter Loevinger of Middletown, MD; and two granddaughters.

PRESIDENT'S MESSAGE

CONTINUED FROM PAGE 2

I also am deeply appreciative of the work of other FCBA members and committees who spent considerable time focusing on the "operational" side of the Association. The Membership and Marketing Committee, ably assisted by members of the Young Lawyers and Executive Committees, conducted an intensive membership drive aimed at increasing the awareness of the FCBA among communications law and policy professionals. The Constitution and By-Laws Committee carefully reviewed our governing documents and drafted the important changes on which we will vote at the upcoming Annual Meeting. The Nominations Committee continues to work on ways to improve the processes by which the Association nominates candidates for elected leadership positions.

The Relations With Other Bars Committee reached out to the Women's Bar Association and Women in Cable and Telecommunications to jointly sponsor a well-received reception in early May. The Law Journal Committee successfully negotiated a renewal of our contract with the Indiana University School of

Law for the production and publication of the Federal Communications Law Journal. And, a task force of dedicated members worked very hard to investigate and improve the processes by which the FCBA solicits sponsorships from organizations to help support our many activities. As a result of those efforts, the Executive Committee last month decided to establish an ad hoc Sponsorship Committee, which will be tasked with coordinating sponsorship activities across events and developing new and innovative approaches to attracting and retaining sponsors.

If your eyes are beginning to glaze over, it's no wonder: this is a very active volunteer organization! And I haven't even begun to thank the many members who helped organize all of the other FCBA events and activities that are equally important to our members - the FCBA Foundation activities, the young lawyers' happy hours, the brown bag lunches, the Chapter events, the law student outreach program and the many mentoring activities, to name just a few. The Association simply would not be the successful and vibrant organization that it is without the dedication of all of the members who work hard to make these events and activities happen.

Finally, I would like to extend my heartfelt thanks to two groups of people whose assistance was invaluable to me. Individually, Stan Zenor, Heidi Kurtz and Wendy Parish are hardworking, professional and fun - together, as a team, they are simply terrific. The staff and I also have greatly benefited from the dedicated and gracious assistance of my assistant, Catherine Capotosto. Thank you all for providing such wonderful support and serving the FCBA and its members so well. And, thanks very much to my dear family, especially my husband Bob and my son Andy. Their unwavering commitment to me - and to the FCBA - has made the past year particularly special.

Although I will miss working so closely with the FCBA, I return happily to my "civilian" life. I have full confidence that the Association will be extremely well served by incoming president Harry Martin, the new leadership team, the FCBA's professional staff and, of course, you, our members.

Alexandra M. Wilson

JOB BANK

TO RESPOND TO JOB BANK LISTINGS

If the employer is listed, send the information requested directly to the employer. If you are responding to a **BLIND BOX** listing, send **ONE COPY** of the information requested to Heidi Kurtz, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101, or **EMAIL** it to **heidi@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 Heidi Kurtz, Federal Communications Bar Association, 1020 19th Street, NW, Suite 325, Washington, DC 20036-6101. In addition, please email the text of the ad to **heidi@fcba.org**. Listings and payment received by the 10th 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).

CORPORATE/LAW FIRM

6.04.1

D.C.-based law firm with well-established practice in a broad range of areas seeks experienced attorneys with excellent academic credentials and strong writing skills for the following practice area:
Communications- Seeks communications associate with a minimum of two years of telecommunications experience (agency or law firm) for an expanding practice, that emphasizes sophisticated satellite, international, wireless and common carrier matters. All inquiries will be held in strict confidence. Candidates should apply directly to the firm. Please forward cover letter, resume and law school transcript to: Rosemary K. Morgan, Director of Attorney Services and Recruiting, Steptoe & Johnson LLP, 1330 Connecticut Avenue, NW, Washington, DC 20036-1795 or Fax (202) 429-3902.

TWO JUNE CLE SEMINARS

CONTINUED FROM PAGE 1

JUNE 22 - MIGRATION TRENDS IN SPECTRUM USE AND REGULATION

On **Tuesday, June 22, 2004**, the FCBA will sponsor a Continuing Legal Education Seminar on "**Migration Trends in Spectrum Use and Regulation.**" The seminar will be held at the FCC Meeting Room, 445 12th Street, S.W., Washington, D.C. Because of the building security issues at the Commission, all guests must arrive no later than 6:00 p.m. After 6:00 p.m. the

doors will be locked. Therefore, **the seminar will be held from 5:45 p.m. to 8:00 p.m.** Registration information is on page 15.

The seminar will consider current trends in spectrum use, such as licensed vs. unlicensed models, and how they relate to FCC regulations as well as the evolution in the approach to regulation from a "silo" model to a "layered" model that is more "platform-agnostic." Presenters include: **Julius Knapp**, FCC Office of Engineering and Technology; **Kenneth Carter**, FCC Office of Strategic Plans and Policy Analysis, and **Peter Tenhula**, FCC Wireless Telecommunications Bureau.

FCBA Membership Renewal

The dues invoices for the FCBA's 2005 fiscal year (July 1, 2004 - June 30, 2005) are being mailed soon. **Please note that the deadline is JULY 30, 2004.** Remember to renew your membership as soon as possible, and save the Association the expense of mailing reminder notices. Also included is a committee and chapter sign-up sheet form. A donation to the FCBA Foundation while renewing your membership, is always appreciated.

15th Annual Charity Auction

The 15th Annual Charity Auction, sponsored by the FCBA Charity Auction Committee, comprised of members of the Young Lawyers Committee and the FCBA Foundation Board of Trustees, will be held on November 18, 2004 at the Hamilton Crowne Plaza's Almas Temple at 14th and K Streets. The Auction Committee is accepting applications from local charities to be considered as the recipient of the auction proceeds.

In order to be considered, the charity must meet the following criteria:

1. The charity fulfills the "core" needs of children.
2. The charity does not receive the majority of its funding from the government.
3. The charity does not discriminate.
4. The charity primarily serves those in the Washington, D.C. metropolitan area.
5. Our donation will make a difference in the charity's budget. The donation (based on the total raised at the prior year's Charity Auction) will be at more than 1% but not more than 25% of the charity's budget from the prior year.
6. The charity has not been the recipient of the FCBA Auction in 2002 or 2003.

To be considered, a charity must respond in writing describing how it meets the above-referenced criteria and should include other relevant information such as promotional materials describing its activities and a financial report from its prior year. Please send your response to Heidi Kurtz, FCBA Foundation, 1020 19th Street, NW, Suite 325, Washington, D.C. 20036, no later than **Friday, June 18, 2004.**

COMMITTEE AND CHAPTER EVENT FORM

Name _____ Organization _____

Address _____ Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ Fax _____ E-mail _____

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

- ☐ **Tuesday, June 15, 2004 CLE Seminar on CFIUS**, Hogan & Hartson, 555 Thirteenth Street, Washington D.C., 6:00- 8:15 p.m.
Cost: \$75.00 for Private Sector Members; \$50.00 for Government and Academic Members, and \$125.00 for Non-Members
Registrations and cancellations due by 5:00 p.m., Friday, June 11, 2004
- ☐ **Thursday, June 24, 2004 FCBA Luncheon with Commissioner Abernathy**, J.W. Marriott Hotel, 1331 Pennsylvania Avenue, NW, Washington D.C. Registration will open at Noon. Luncheon begins at 12:30 p.m.
Cost: \$45.00 for Private Sector Members; \$35.00 for Government and Academic Members, and \$65.00 for Non-Members
Tables of ten are available for \$450.00
Registrations and cancellations due by 5:00 p.m., Monday, June 21, 2004
- ☐ **Tuesday, June 22, 2004 CLE Seminar on - Migration Trends in Spectrum Use and Regulation**, FCC 445 12th Street, S.W., Commission Meeting Room, **5:45 - 8:00 p.m.**
Cost: \$75.00 for Private Sector Members; \$50.00 for Government and Academic Members, and \$125.00 for Non-Members

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

Credit card no. _____ Exp. date _____

Signature _____

PAYMENT MUST BE RECEIVED NO LATER THAN THE DAY OF THE EVENT. PHONE REGISTRATIONS WILL NOT BE ACCEPTED.

PLEASE FAX THIS FORM TO: Wendy Parish, Federal Communications Bar Association, Fax: (202) 293-4317

CLE CREDIT: FCBA will be requesting accreditation from the State Bars of Virginia and California for continuing legal education credit. If approved, forms for Virginia and California will be available at the Seminar Registration Desk. Please note that FCBA does not obtain CLE credit for other states. The FCBA will, however, assist with applications to other states, but attorneys must apply individually for credit courses and submit any forms and payments necessary directly to the state bar. The number of credits corresponds with the number of hours of course time, i.e., a two-hour seminar equals 2.0 hours of credit.

Federal Communications Bar Association

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

Phone: (202) 293-4000

Fax: (202) 293-4317

E-mail: fcba@fcba.org



ROBERT E. LEE MEMORIAL FCBA FOUNDATION CHARITY GOLF TOURNAMENT REGISTRATION

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

YES! I WOULD LIKE TO SUPPORT THE GOLF TOURNAMENT, TO BE HELD ON FRIDAY, JUNE 18, 2004, AT BULL RUN GOLF CLUB, AS INDICATED BELOW:

- | | |
|-----------------------------------------------------------------------------------|----------|
| <input type="checkbox"/> Eagle Club | \$ 1,600 |
| <input type="checkbox"/> Foursome Friends | \$ 1,200 |
| <input type="checkbox"/> FCBA Private Sector Member | \$ 200 |
| <input type="checkbox"/> FCBA Government/Academic/Young Lawyer/Law Student Member | \$ 125 |
| <input type="checkbox"/> Non-Member | \$ 250 |

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

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

Eagle Club - \$1,600

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

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

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

Foursome Friends - \$1,200

- Golf foursome including admission to all event activities
- Continental breakfast and lunch
- Half page ad in event program
- Recognition in all event advertising before and after the tournament

Tournament Sponsor — \$250

- Recognition in the program, *FCBA News*, and signage at the event.

SCHEDULE

- 7:00 a.m. Registration and driving range open
7:30 a.m. Complimentary continental breakfast available
9:00 a.m. Shotgun start
2:00 p.m. Lunch and awards ceremony

CHAIRMAN LEE

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

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

Heidi Kurtz
1020 19th St., NW
Suite 325
Washington, DC 20036
Tel: 202 293-4000
Fax: 202 293-4317
heidi@fcba.org

PLEASE RETURN FORM AND PAYMENT BY WEDNESDAY, JUNE 9, 2004

\$ _____ Total Enclosed ☐ Visa ☐ MasterCard ☐ American Express
Credit card no. _____ Exp. date _____
Signature _____

Calendar

June 9	Young Lawyers Committee Brown Bag
June 9	Mass Media Committee Brown Bag
June 10	Transactional Committee Brown Bag
June 15	CLE Seminar on CFIUS
June 18	Charity Auction Recipient Applications Due
June 18	8th Annual FCBA Foundation Golf Tournament, Bull Run Golf Club
June 22	CLE Seminar Spectrum Use and Regulation
June 24	Annual Meeting and Luncheon with Commissioner Abernathy, Washington, D.C.
June 24	YLC Happy Hour at 14K Restaurant and Bar
June 25	Cable and Legislation Committees Brown Bag
June 27	Volunteer for Martha's Table and McKenna's Wagon
September 18-20	FCBA Seminar West, The Claremont, Berkeley, CA
November 18	15th Annual Charity Auction
December 2	18th Annual Chairman's Dinner



FEDERAL COMMUNICATIONS
BAR ASSOCIATION
1020 19th Street, N.W.
Suite 325
Washington, D.C. 20036