

fcba NEWS

NOVEMBER 2023

35th Annual FCBA Dinner featuring Chairwoman Rosenworcel on December 7

The 35th Annual Dinner featuring Chairwoman Rosenworcel will be held **Thursday, December 7** at the **Marriott Marquis, 901 Massachusetts Avenue, NW**. The evening will begin with a reception at 5:45 p.m. followed by dinner at 7:15 p.m. in the Marquis Ballroom and will be followed by remarks from FCC Chairwoman Jessica Rosenworcel. Tables include a \$150.00 tax deductible donation to the FCBA Foundation.



Jessica Rosenworcel

INVITING GOVERNMENT GUESTS

Pursuant to the Office of Government Ethics regulation on widely attended gatherings (5 C.F.R. 2635.204(g)(2)), the FCBA Annual Dinner appears to qualify as a widely attended gathering. Most employees of the Federal Communications Commission may be directly invited to attend the dinner as guests of individuals and

organizations without the involvement of the FCBA. However, individuals who have signed the Administration's Ethics pledge cannot accept invitations from registered lobbying organizations or registered lobbyists. Some agencies, departments and branches of the Federal Government may apply additional

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To purchase a table or an individual ticket, [click here](#) or use the form on [page 12](#). Please get your forms in by **November 10!**

Note that each table will have 10 seats. Additional seats are not available for purchase.

Diversity Pipeline Program Student Application Now Open until December 1

The FCBA Diversity Pipeline Program Committee is delighted to announce the launch of the 2023-2024 Diversity Pipeline Program ("DPP") Application Window.

The DPP is a competitive program that prepares first-year law students with diverse backgrounds and perspectives for elite careers in TMT law and policy by (1) facilitating access to paid DC-based summer internships, (2) introducing students to cutting-edge legal and policy concepts in the TMT industry, and (3) providing access to mentoring and networking opportunities throughout the summer. The DPP Committee encourages practitioners, law school faculty and administrators, and students to share the application with 1L law students in their networks to help spread the word about this important program.

APPLICATION PERIOD AND DETAILS

The application period is currently open and will close at midnight on Friday, December 1. **To apply, students need to visit the application portal at this [link](#) or access more information on the DPP [website](#).** For detailed information about application requirements, timeline, and criteria, please refer to the **2023-2024 Student Application Information Packet**. Join one of the DPP Committee information sessions to learn more:

- Monday, November 13 at 1:30-2:30 p.m. ET: [Register here](#)
- Thursday, November 16 at 6-7 p.m. ET: [Register here](#)

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Upcoming Key Events

Engineering and Technical Committee CLE

Date/Time: Tuesday, November 14, 3:00 – 5:00 p.m. ET

Topic: National Security and the FCC's Equipment Authorization Program

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Media Committee CLE

Date/Time: Monday, November 20, 12:00 – 2:00 p.m. ET

Topic: Sports Betting and Cannabis: Advertising on the Edge

► SEE PAGE 4

Homeland Security and Emergency Communications Committee Lunch and Learn

Date/Time: Wednesday, November 29, 12:30 – 1:30 p.m. ET

Topic: The FCBA Homeland Security and Emergency Communications Committee will host a lunch and learn to hear about the Cross-Sector Resiliency Forum's efforts to enhance collaboration and coordination among the communications and electric power sectors during emergency and disaster events.

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Enforcement Committee Lunch and Learn

Date/Time: Tuesday, December 5, 12:15 – 1:30 p.m. ET

Topic: Mastering the FCC Enforcement Bureau's LOI Process

► SEE PAGE 6

Cybersecurity Committee Lunch and Learn

Date/Time: Thursday, December 14, 12:15 – 1:15 p.m. ET

Topic: Understanding Cyber Risks for Small Businesses: Part I - Third-Party Vendor Relationships

► SEE PAGE 6

PRESIDENT'S Message

DEAR FCBA MEMBERS,

Happy Fall, everyone! I don't know about you, but that extra hour of sleep over the weekend was life-affirming for me. The sweaters and boots have been pulled from the back of the closet, and although I don't do much cooking these days, I even pulled out the slow-cooker this weekend because nothing says "hello colder weather" like comfort food from a Crockpot. Always looking for good recipes, so send me your favorite, but only if it will require me to prep for 30 minutes or less then allow me to walk away for 6 to 10 hours until ready to eat. Seriously.



As expected, our membership rolls did drop a bit as of October 1, but we are steadily gaining ground thanks in large part to the outreach efforts of our officers and Executive Committee members. I've been enjoying the responses from my "reminder" emails: "Been meaning to ... but then life"; "I had actually been trying to renew for several weeks, but didn't realize that each time I asked to reset my password the FCBA link to do so was going to my Junk mail"; "Thanks for the gentle nudge"; "Whoops, that slipped through the cracks!" I get it because I too am a procrastinator. It's not too late, so here is another "gentle nudge" to remind you to renew.

Thank you to everyone who attended the 34th Annual Charity Auction on October 26th at the Madison Hotel, as well as those who participated in our silent auction or made donations online. The Tech Bar showed up and showed out on behalf of Generation Hope and the FCBA Foundation in a big way, proving once again why FCBA is this year's DC Bar Voluntary Bar of the Year!

Seeing everyone at the Charity Auction (and at Tech Prom last week!) got me psyched for our own "Telecom Prom" coming up in less than one month—the Annual Dinner Featuring FCC Chairwoman Jessica Rosenworcel on December 7th at the Marriott Marquis. Thank you to our many generous sponsors and table purchasers. Tables and tickets are going fast, so reserve yours today.

Be sure to check out our [events page] for information on upcoming CLE programming with something for everyone. November topics include Privacy and Security Developments at the FCC with the Privacy and Data Security Committee, National Security and the FCC's Equipment Authorization Program with the Engineering and Technical Committee, and Sport Betting and Cannabis Advertising with the Media Committee. Like I said, something for everyone!

Finally, are you all still *Random Coffee-ing*? I'm bummed that I missed the deadline to sign up for this month (I did admit to being a procrastinator), but I will be back next month. Please don't forget to take a picture with your new coffee buddy and send it to Kerry so we can feature you in the newsletter.

Thanks for reading, and I'll see you around the bar!

Diane Holland, FCBA President 2023-2024



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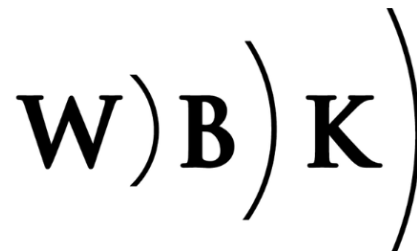
EXECUTIVE COMMITTEE LIAISON

Barry Ohlson

Thank you to our **DIVERSITY PIPELINE
PROGRAM SUPPORTERS!**

The FCBA is grateful to the firms, companies, and associations listed below who have financially sponsored the Diversity Pipeline Program for the upcoming 2023-2024 year. If you are interested in sponsoring the Diversity Pipeline Program, please [click here](#).

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Hogan Lovells

Tuesday, November 14, 3:00 – 5:00 p.m. ET Guarding Connections: National Security and the FCC's Equipment Authorization Program

The FCBA Engineering and Technical Committee will sponsor a CLE on Tuesday, November 14 from 3:00 – 5:00 p.m. ET entitled Guarding Connections: National Security and the FCC's Equipment Authorization Program. This program will be held virtually via the Zoom platform.

The FCBA will apply for 2.0 hours of MCLE credit from the VA Bar. This program has not yet been approved.

FCBA no longer offers CA MCLE credit to attendees. If you wish to obtain CA credit, you must apply for it on your own. FCBA will, however, provide a generic certificate of attendance that may be used. Please click here for more information on the CA Bar [Standards for MCLE Activity Approval](#) and [Requirements](#).

[Click here to register.](#)

If you have any issues, please contact Wendy Parish at wendy@fcba.org.

Agenda

Join us for an informative discussion on the Federal Communications Commission's proceeding on Protecting Against National Security Threats to the Communications Supply Chain through the Equipment Authorization Program. Established to ensure compliance with FCC technical and operating rules to prevent harmful interference from radio frequency devices, the Equipment Authorization Program has been expanded to include review for equipment posing an unacceptable risk to U.S. national security as directed by

Congress in the Secure Equipment Act of 2021. These changes have impacted both the process for equipment certification by Telecommunication Certification Bodies and authorization through the Supplier's Declaration of Conformity.

This event will begin with a presentation by the FCC's Office of Engineering and Technology on the agency's implementing Report and Order and Order, as well as its Further Notice of Proposed Rulemaking seeking comment on additional revisions to the equipment authorization program. It will be followed by two panels offering insight on the legal and policy aspects surrounding these critical issues. The first panel will feature experts who will shed light on the U.S. government's national security concerns with respect to communications infrastructure and Congress's priorities when it adopted the legislative framework underpinning the FCC's new regulations. Next, industry representatives on the second panel will discuss the new rules' effects and considerations to ensure the continued authorization of innovative new equipment while also protecting the security of nation's communications networks and equipment supply chains.

3:00 – 3:05 p.m. WELCOME AND INTRODUCTIONS

Madi Lottenbach, Co-Chair of the FCBA Engineering and Technology Committee and Associate, Wiley Rein LLP

3:05 – 3:20 p.m. PRESENTATION ON THE FCC'S REPORT AND ORDER, ORDER, AND FURTHER NOTICE OF PROPOSED RULEMAKING ON PROTECTING AGAINST NATIONAL SECURITY THREATS TO THE COMMUNICATIONS SUPPLY CHAIN THROUGH THE EQUIPMENT AUTHORIZATION PROGRAM

Paul Murray, Associate Chief (Legal), Office of Engineering and Technology, Federal Communications Commission

3:20 – 4:10 p.m.

A LOOK AT LEGISLATIVE INTENT

Moderator:

Trey Hanbury, Partner, Jenner & Block

Panelists:

John Lin, Senior Counsel for the House Committee on Energy and Commerce

Gerald Leverich, Vice President, Salt Point Strategies (Invited)

Matthew Pearl, Director of Emerging Technology, White House National Security Council (Invited)

Stuart Styron, Senior Technology Policy Counsel, U.S. House of Representatives

4:10 – 5:00 p.m.

NAVIGATING COMPLIANCE AND INDUSTRY IMPACT

Moderator:

Sara Baxenberg, Partner, Wiley Rein LLP

Panelists:

Nathan Grinager, Co-President, Approve-IT

Justin Perkins, Manager, Cybersecurity & Policy, CTIA

Savannah Schaefer, Attorney, Wilkinson Barker Knauer, LLP

Rachel Nemeth, Sr. Director, Regulatory Affairs, Consumer Technology Association

Monday, November 20, 12:00 – 2:00 p.m. ET Sports Betting and Cannabis: Advertising on the Edge

The FCBA Media Committee will sponsor a CLE on Monday, November 20 from 12:00 – 2:00 p.m. ET entitled Sports Betting and Cannabis: Advertising on the Edge. This program will be held virtually via the Zoom platform.

The FCBA will apply for 2.0 hours of MCLE credit from the VA Bar. This program has not yet been approved.

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NOVEMBER 20 CLE

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FCBA no longer offers CA MCLE credit to attendees. If you wish to obtain CA credit, you must apply for it on your own. FCBA will, however, provide a generic certificate of attendance that may be used. Please click here for more information on the CA Bar [Standards for MCLE Activity Approval](#) and [Requirements](#).

[Click here to register.](#)

If you have any issues, please contact Wendy Parish at wendy@fcba.org.

Agenda

12:00 – 12:05 p.m. WELCOME AND INTRODUCTIONS

FCBA ANNUAL DINNER

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stipulations above the regulations issued by the Office of Government Ethics. 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.

Requests for invitations to be sent from the FCBA must be emailed to kerry@fcba.org by Friday, November 17. Invitees will be placed at the discretion of the FCBA.

12:05 – 1:05 p.m.

THE CYA FOR CBD: CANNABIS IN ITS MANY FORMS

The panel will focus on the current state of the law for cannabis, CBD and other related products at the federal and state levels, as well as risks and considerations to take into account when deciding whether to carry advertising for them.

Moderator:

Tim Nelson, Partner, Brooks Pierce, LLP

Speakers:

Claire Ferguson, Assistant Secretary/ Assistant General Counsel, Gray Television

Brad Deutsch, Office Managing Director, Washington, DC/New York, Foster Garvey

David O'Connor, Partner, Wilkinson Barker Knauer, LLP

1:05 – 2:00 p.m.

WHAT ARE THE ODDS? SPORTS BETTING AND DAILY FANTASY SPORTS IN ADVERTISING AND CONTENT

This panel will address the current landscape of sports betting and daily fantasy sports, and how the regulatory environment affects advertising and content services.

Moderator:

Karen Milne, Senior Vice President, U.S. Regulatory, Television Univision

Speakers:

Behnam Dayanim, Partner, Orrick
Joe Di Scipio, Senior Vice President, FCC Legal & Business Affairs and Assistant General Counsel, Fox Corporation

Gerard Waldron, Partner, Covington & Burling LLP

DIVERSITY PIPELINE PROGRAM

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ACKNOWLEDGING OUR SUPPORTERS

Thank you to our 2023-2024 anchor employers and to our sponsors who have committed to financially contributing to the Program for the coming year.

Anchor Employers for 2023-2024

- ACA Connects
- AT&T
- BT Americas
- Cable Television Laboratories, Inc. (CableLabs)
- Comcast NBCUniversal
- Crown Castle
- CTIA
- Davis Wright Tremaine LLP
- Hogan Lovells US LLP
- HWG LLP
- Kellogg, Hansen, Todd, Figel & Frederick, PLLC
- Lerman Senter PLLC
- Mintz, Levin, Cohn, Ferris, Glovsky and Popeo, P.C. (Fall 2024)

- NCTA - The Internet & Television Association
- T-Mobile US
- Tripadvisor
- USTelecom – The Broadband Association
- Verizon
- Wiley Rein LLP
- Wilkinson Barker Knauer, LLP
- Wireless Infrastructure Association (WIA)

Employer participation opportunities are available until Wednesday, November 15. More information is available in the **2023-2024 Employer Information Packet**. To become a sponsor of the Program, please submit the [sponsorship form](#) to kerry@fcba.org. More details can be found at the [DPP website](#).

For any questions, please contact the DPP Committee at diversitypipeline@fcba.org or the Committee leads: Anisa Green (al7161@att.com), Rudy Brioché (rudy_brioché@comcast.com), and Svetlana Gans (sgans@gibsondunn.com).

COMMITTEE AND CHAPTER *Events*

Cybersecurity Committee

Event: Lunch and Learn

Date/Time: Thursday, December 14, 12:15 – 1:15 p.m. ET

Location: Virtual via the Zoom platform

Topic: Understanding Cyber Risks for Small Businesses: Part I - Third-Party Vendor Relationships

Speakers: TBD

[Click here to register.](#)

Diversity Pipeline Program Committee

Event: DPP Student Application Information Session (Afternoon)

Date/Time: Monday, November 13, 1:30 – 2:30 p.m. ET

Location: Virtual via the Zoom platform

Topic: 2023-2024 DPP Application Information

Description: Afternoon information session to help students prepare applications for the 2023-2024 Diversity Pipeline Program and discuss FAQs

For more information: Contact the Diversity Pipeline Program Committee at DiversityPipeline@fcba.org.

[Click here to register.](#)

Event: DPP Student Application Information Session (Evening)

Date/Time: Thursday, November 16, 6:00 – 7:00 p.m. ET

Location: Virtual via the Zoom platform

Topic: 2023-2024 DPP Application Information

Description: Evening information session to help students prepare applications for the

2023-2024 Diversity Pipeline Program and discuss FAQs

For more information: Contact the Diversity Pipeline Program Committee at DiversityPipeline@fcba.org.

[Click here to register.](#)

Enforcement Committee

Event: Lunch and Learn

Date/Time: Tuesday, December 5, 12:15 – 1:30 p.m. ET

Location: In-Person: Wilkinson Barker Knauer, LLP, 1800 M Street, NW, 800N, Washington, DC; Virtual: Link to follow

Topic: Mastering the FCC Enforcement Bureau's LOI Process

[Click here to attend in-person.](#)

[Click here to attend virtually.](#)

Engineering and Technical Committee

Event: CLE Seminar

Date/Time: Tuesday, November 14, 3:00 – 5:00 p.m. ET

Location: Virtual via the Zoom platform

Topic: National Security and the FCC's Equipment Authorization Program

Cost: \$135.00 for Private Sector Members; \$95.00 for Non-Profit 501c3 Members; \$50.00 for Government/Academic/Transitional/Retired Members; No charge for Law Student Members; \$205.00 for Non-Members

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

If you have any issues, please contact Wendy Parish at wendy@fcba.org.

[Click here to register.](#)

Homeland Security and Emergency Communications Committee

Event: Lunch and Learn

Date/Time: Wednesday, November 29, 12:30 – 1:30 p.m. ET

Location: In-Person: Keller and Heckman LLP, 1001 G St NW, Suite 500 West, Washington, DC; Virtual: Link to follow

Topic: The FCBA Homeland Security and Emergency Communications Committee will host a lunch and learn to hear about the Cross-Sector Resiliency Forum's efforts to enhance collaboration and coordination among the communications and electric power sectors during emergency and disaster events. Lunch will not be provided for in-person attendees.

[Click here to attend in-person.](#)

[Click here to attend virtually.](#)

Media Committee

Event: CLE Seminar

Date/Time: Monday, November 20, 12:00 – 2:00 p.m. ET

Location: Virtual via the Zoom platform

Topic: Sports Betting and Cannabis: Advertising on the Edge

Cost: \$135.00 for Private Sector Members; \$95.00 for Non-Profit 501c3 Members; \$50.00 for Government/Academic/Transitional/Retired Members; No charge for Law Student Members; \$205.00 for Non-Members

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

[Click here to register.](#)

If you have any issues, please contact Wendy Parish at wendy@fcba.org.

The Federal Communications Law Journal

The *Federal Communications Law Journal* has long been an important source of legal scholarship on communications issues, and the FCBA is proud to offer the journal as a benefit to our members.

FCBA members may now decide how they would like to receive the journal. The *FCLJ* itself will continue to be published in hard copy, however, rather than receiving hard copies as a default, we'll be distributing electronic links to the content.

For those of you who would like to receive the *FCLJ* electronically, you don't have to do anything. We will email you a link when a new issue is published.

You may also visit <http://www.fclj.org/volumes/> to view archived volumes.

For those of you who would like to receive the *FCLJ* in hard copy format, you should sign up for this option by following the instructions below. You must log in to your membership account and select the *FCLJ* subscription. Note that the hard copy journal is free, but it must be ordered through our website.

- To log in to your account, [click here](#) or go to www.fcba.org and click the **Log In** button.
- Click on the link to the "Online Store" on the left side of the page.

- Click on the link to the "Federal Communications Law Journal Annual Subscription". You may also type the word Journal into the Search Bar, if needed.
- Click on "Add to Cart".
- Click on "Check Out".
- Click on "Purchase Now", and you're done!

Note that we will also send out an email reminder to members about the opt-in process before each issue is published.

If you have any questions, please send an email to Wendy Parish (wendy@fcba.org).

New England Chapter's Current Issues Conference held October 17

The New England Chapter held its annual fall program in association with the Boston University College of Communication on October 17, 2023. The program expanded upon last year's discussions around New England's response to and progress with using unprecedented federal funding for broadband deployment and digital equity.

Welcoming remarks were given by Chapter Co-Chair **David Bogan**, B.U. College of Communication Professor and New England Chapter Steering Committee member **T. Barton Carter**, and FCBA President **Diane Griffin Holland**. Ms. Holland then introduced and led a fireside chat featuring **Wendy Lader**, the Northeast Regional Director for the U.S. Department of Commerce's National Telecommunications & Information Administration Office of Internet Connectivity and Growth. They discussed the agency's programs aimed to address and ultimately resolve coverage gaps and affordability challenges in the U.S., including the Northeast region.

A panel of state broadband directors featuring **Michael Baldino** from the Massachusetts Broadband Institute, **Andrew Butcher** from the Maine Connectivity Authority, **Christine Hallquist** from the Vermont Community Broadband Board, and **Brian Thorn** from the Rhode Island Commerce Corporation responded to questions and topics raised by moderator **Daniel Lyons**, Professor and Associate Dean of Academic Affairs at Boston College Law School. The panel addressed New England states' progress on broadband deployment, which includes funding for municipal broadband networks and establishing public/private partnerships.

A second panel of industry representatives featuring **Mike Chowanec**, Vice President of State Government Affairs for Charter Communications, **Jill Sanford**, Chief



Legal Officer for FirstLight Fiber, and **Teri Ohta**, Senior Corporate Counsel for T-Mobile USA, Inc. discussed with moderator and New England Chapter Co-Chair **Jackie McCarthy** the companies' views on funding program issues and key regulatory priorities including infrastructure siting and the future of the Affordable Connectivity Program.

The Chapter expresses its gratitude to Diane Griffin Holland and Wendy Lader for taking the time to speak with us. Thank you to all of our panelists, moderators, and our Chapter Steering Committee. Lastly, thank you to our program sponsors Womble Bond Dickinson, Verrill Dana LLP, Granite Telecommunications, and Day Pitney LLP.



Avonne Bell



Karen Sprung

A Message from the FCBA Foundation Board of Directors

DEAR FCBA MEMBERS:

In November, we focus on reflecting and giving thanks for the good things in our life. We ask that this year, as part of your thanksgiving, you consider sharing some of your good fortune with those in need. The Tuesday after Thanksgiving, November 28, is “Giving Tuesday.” As we enter the charitable season, the FCBA Foundation Board of Trustees invites you and your organization (preferably both!) to consider the programs of the Foundation in your end-of-year giving.

Even a small donation can make a world of difference to local Washington, DC high school students as they attend college, to a law student working in an unpaid government internship, or to a law student pursuing a career in TMT law.

Many of you donate your time, talents, and financial support to the Foundation's programs and help the Foundation to identify talented, deserving students every year. This past fiscal year, we awarded four-year college scholarships to 24 Washington, DC high school

graduates; stipends to 10 law school students for summer 2023 internships; and scholarships to five law school students for the 2023-2024 school year. More details regarding the Foundation's programs can be found in our [FY2023 Annual Report](#).

WAYS TO DONATE:

If you would like to donate to the FCBA Foundation, please [click here to donate online](#) or [click here to download the donation form](#).

To encourage members within organizations to work together to support our programs, the FCBA Foundation will recognize gifts by individuals or groups that choose to combine their contributions (for example, partners and associates in the same firm, employees of the same company, or old friends remembering a colleague) while also crediting the individual donors for their contributions.

■ **Named Scholarships.** Each year, we specially recognize those donors that have funded Foundation scholarships in amounts of \$10,000 or more through our Named Scholarships program. These donors are acknowledged at the Annual Meeting in June and at the Annual Dinner in December, as well as in our Annual Report, on the website, and in the newsletter. For FY2023, our Named Scholarship donors included AT&T; Comcast NBCUniversal; Consumer Technology Association (CTA); Cox Enterprises; CTIA; DLA Piper LLP; Fox Corporation; Google; Karen Kincaid Fund sponsored by Wiley Rein and Karen's Friends; Mark Van Bergh Fund sponsored by Mark's Family and Friends; NCTA – The Internet & Television Association;

Qualcomm Incorporated; T-Mobile US, Inc.; USTelecom – The Broadband Association; Verizon; Wilkinson Barker Knauer, LLP; Wireless Infrastructure Association; and Young Lawyers and Charity Auction.

■ **Honorary Degrees.** Organizations donating between \$2,000 and \$9,999 are recognized with the following “honorary degrees”:

Masters of Media	\$5,000 - \$9,999
Bachelors of Broadband	\$2,000 - \$4,999

In FY2023, Willkie Farr & Gallagher LLP was recognized as a “Masters of Media.”

Jenner & Block LLP was recognized as a “Bachelors of Broadband.”

■ **Gems (Individuals).** In addition, individual donations will be recognized at the following levels:

Diamond	\$1,000 and above
Emerald	500 - \$999
Pearl	\$250 - \$499
Ruby	\$100 - \$249
Sapphire	\$99 and below

This past fiscal year, our Annual Report recognized all individual FCBA members who donated to the Foundation this past fiscal year, including 16 who reached the “Diamond” level.

The FCBA Foundation is extremely grateful for every contribution, no matter its size. We thank you for the time and talent that each of you contributes to the FCBA Foundation, and we look forward to hearing from you regarding the Foundation and its programs.

Very truly yours,

Avonne Bell and Karen Sprung
Co-Chairs, 2023-2024 FCBA Foundation Board of Trustees

To Update Your Membership Contact Information

We'd like to remind everyone that if you have any changes to your membership contact information, please contact Elina Gross at elina@fcba.org. In order to keep a cohesive look to our directory, we do not allow members to make any changes to their information themselves.

2024 FCBA ANNUAL SEMINAR

2024 FCBA Annual Seminar to be held at the Omni Homestead Resort April 26-28 ~ SAVE THE DATES!

Mark your calendars now and make plans to join your colleagues at The Omni Homestead Resort for the 2024 FCBA Annual Seminar on April 26-28. Watch for program details in the coming months.

The Omni Homestead Resort has been delighting vacationers—including 23 U.S. presidents—for over 250 years. A \$140 million renovation aims to restore historic character to this Allegheny Mountain destination, from the Great Hall to the [guest rooms](#) and the bathhouses at the iconic [Warm Springs Pools](#).

Located across more than 2,000 acres of scenic Virginia landscape, the resort



The Omni Homestead Resort

is accessible by both train and car from DC and provides timeless comforts and access to an exciting array of activities for families, couples, individuals, and colleagues. The resort also has been designated a National Historic Landmark.

The one-of-a-kind resort in Hot Springs, VA features a two-acre [water park](#) and top-ranked [golf courses](#), including the

nation's oldest first tee in continuous use. Deepen the experience with a soothing massage at [The Spa at Omni Homestead](#). To learn more about The Omni Homestead and its many amenities and activities, go to: <https://www.omnihotels.com/hotels/homestead-virginia>.

We hope you'll join us at the 2024 FCBA Annual Seminar!

SAVE THE DATE! 41st Annual Institute on Telecommunications Policy & Regulation

Presented by Practising Law Institute in cooperation with the Federal Communications Bar Association, join a faculty of top practitioners, in-house counsel from telecommunications organizations, and senior officials from the FCC **in-person** or via **live webcast** at the **41st Annual Institute on Telecommunications Policy & Regulation** on **December 6** at the JW Marriott, 1331 Pennsylvania Avenue NW, Washington, D.C. This premier conference will provide attendees with in-depth understanding of current issues facing the telecommunications industry today while looking ahead at what is in store for 2024. Watch for schedule and faculty updates in the coming days at www.pli.edu/telecom.

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TECH BAR

Join the FCBA and FCBA Foundation on Social Media!

The FCBA and the FCBA Foundation invites you to “Like” and “Follow” our pages today to be in the loop for upcoming events, share fun pictures of your FCBA friends and colleagues, and grow your social media network! Come join the conversation!

FCBA: [Facebook](#), [LinkedIn](#), [Twitter](#) (@FCBALaw) and [Instagram](#) (@fcba_law)

FCBA Foundation: [Foundation LinkedIn](#) (FCBA Foundation) and [Twitter](#) (@FcbaFoundation)

TO LIST A JOB

Submit a Job Bank Form (found by [clicking here](#) or going to the FCBA website under the Member Resources - Job Board) and email the form, the text of the ad, and the appropriate payment to Kerry Loughney at kerry@fcba.org. Listings and payment received by the 22nd day of each month will appear in the next month's newsletter. If possible, ads should not exceed 400 words. No headhunters please.

PRIVATE SECTOR

11.23.1

Associate Attorney – Telecommunications Law Professionals, a collegial communications boutique law firm located in downtown DC, is seeking a full time associate with between 1-4 years work experience. Tasks will include, among others, reviewing and summarizing FCC orders for clients, drafting and reviewing comments in rulemaking proceedings, research and writing in litigation matters, transactional work and related matters. Currently, the firm is using a hybrid work schedule with three days in office and two days remote.

Must have JD, 1-4 years of legal experience, and be licensed to practice/in good standing in DC or in another jurisdiction with the ability to waive into DC. Prior telecommunications work

experience or study preferred. Please submit a resume and cover letter to awise@tlp.law to be considered.

11.23.2

Vice President, Policy & Advocacy – USTelecom – The Broadband Association is the leading voice of and advocate for the broadband innovation industry. The Vice President, Policy and Advocacy will join a team that leads the association's advocacy efforts before the Executive Branch, regulatory agencies, courts, and other government entities. The ideal candidate will be highly motivated, an excellent writer, well-organized and flexible with an ability to simultaneously work on a variety of complex policy matters. They will regularly engage with our members, partners, policymakers, and other stakeholders to advance USTelecom's mission, agenda, visibility, leadership, and growth.

Responsibilities:

- Implement a focused strategic advocacy plan for priority issues critical to our members' business interests.
- Coordinate and lead regular in-person and video conference meetings of USTelecom members.
- Draft regulatory pleadings before federal agencies.
- Represent the association in meetings with policymakers and external organizations.

- Raise the industry's and association's presence, impact, and thought leadership through active participation in industry events.
- Develop litigation strategies in consultation with counsel.
- Collaborate closely across teams within the association, with our members, and with external stakeholders to maximize USTelecom's impact.

Qualifications:

- 6+ years of experience in the legal profession and/or in relevant policy roles.
- Experience working on issues relevant to the broadband/internet/technology community.
- Knowledge and experience related to wireline policy and legal issues desired.
- Knowledge of federal communications law, regulatory process, and agency workings.
- Prior government experience related to communications/technology policy desired, but not required.
- Strong organizational skills.
- Excellent written and verbal communications skills.
- Positive attitude and strong work ethic.
- Commitment to the association's values of respect, inclusivity, and equity in the workplace and beyond.

Education:

- Bachelor's degree.
- J.D. or other advanced degree preferred.

USTelecom is an equal employment opportunity employer committed to inclusive hiring, advancement, and professional development. We celebrate diversity and are committed to creating an inclusive environment for all employees.

USTelecom offers a competitive salary, a generous benefits package, a collaborative, team-oriented hybrid work environment, and a Metro-accessible location in Washington DC. Interested candidates may submit a resume, writing sample, and cover letter via e-mail to hr@ustelecom.org with "Vice President, Policy & Advocacy" in the subject line.

GOVERNMENT

11.23.3

Attorney-Advisor, Investigations and Hearings Division, Enforcement Bureau, Federal Communications Commission (GS-15) – Put those litigation skills to good use and come join the Hearings team!

In addition to the work the Investigations & Hearings Division (IHD) does conducting investigations and taking enforcement actions across a broad range of issues involving virtually all services subject to FCC

CONTINUED ON NEXT PAGE ►

FCBA Unplugged

FCBA UNPLUGGED is a podcast series for and about our beloved FCBA community. FCBA Unplugged features a series of fun, informal conversations between host Kelly Donohue, a Public Policy Manager at Facebook and co-chair of the FCBA's Membership and Marketing Committee, and you, our FCBA members! While it's certainly no proxy for in-person events, it's a fun opportunity to collectively check in with our FCBA friends and family while we are all working from home in our pajama bottoms, and maybe discover a few hidden talents along the way.

HOW CAN I LISTEN AND SUPPORT THE SHOW? We're available on Spotify, Apple Podcasts, on the FCBA website - <https://www.fcba.org/products-services/podcast>, and at <https://www.buzzsprout.com/1458427>. Please tune in, leave a review, and tell the world about the show on Facebook, Instagram, LinkedIn, and Twitter!

CAN I BE ON THE SHOW? If you have ideas for topics or guests, or would like to be on the show yourself, send Kelly an email at kellydonohue@fb.com. The suggestion box is open!



jurisdiction, IHD also serves as trial staff for all administrative hearings conducted before a Commission administrative law judge or other presiding officer pursuant to 5 U.S.C. § 556 of the Administrative Procedure Act.

The matters designated for hearing can originate in almost every Bureau at the FCC and can address a variety of subject matters, but for the most part, the hearings focus on questions concerning the qualifications of an applicant or licensee to hold a Commission license; whether the applicant or licensee is the real party-in-interest and/or surrendered *de facto* control; whether a broadcast station has engaged in conduct that serves the public interest, convenience, and necessity; and whether a cable operator or direct broadcast satellite service provider is discriminating against video content providers that it has no affiliation with in its tier placement. Hearing proceedings often address (1) complex, difficult issues requiring a high order of legal endeavor and creative thinking; (2) matters that can have an important impact on major industry parties whose economic position affects major private and public interests; and (3) matters of intense public interest and impact.

The open position offers the opportunity to work primarily with other Bureau hearings counsel in drafting comprehensive legal documents such as memoranda, procedural motions, and substantive case briefs; investigating key factual and legal issues by developing interrogatories and requests for documents; preparing for and/or taking depositions; appearing before the administrative law judge or other presiding officer; cross-examining witnesses; and negotiating case resolutions.

Interested applicants should apply online through USAJOBS. Posting located at: <https://www.usajobs.gov/job/758695300>

**11.23.4
Deputy Division Chief, Investigations and Hearings Division, Enforcement Bureau, Federal Communications Commission (GS-15)** – Come join the FCC and help lead an amazing team doing interesting and challenging work!

The Investigations & Hearings Division (IHD) handles some of the Enforcement Bureau's largest and most complex enforcement matters. It conducts investigations and takes enforcement actions across a broad range of issues involving virtually all services subject to FCC jurisdiction. IHD's functions include investigating and taking appropriate enforcement action against telecommunications, broadcast, cable, and satellite licensees; multichannel video programming distributors (MPVDs); DBS operators and/or wireless licensees for violations of Titles II, III, and VI; various FCC privacy, data security, cybersecurity, and transparency rules concerning broadband services, cable television, satellite services, and other communications offerings; as well as Universal Service Fund and Congressionally appropriated programs rule violations. IHD also conducts complex investigations of violations involving unauthorized transfers of control of domestic and international FCC authorizations and licenses and undisclosed and unauthorized foreign investment in FCC license holders. In addition, IHD serves as FCC trial staff for all administrative hearings and oversees the Equal Employment Opportunity compliance of television and radio broadcast licensees, Satellite Digital Audio Radio Service providers and MPVDs.

The Deputy Division Chief, with the assistance of assistant division chiefs, supervises investigations and resolutions of potential violations of the Communications Act and the Commission's rules to ensure effective and efficient enforcement actions. The

Deputy Division Chief helps plan and direct the Division's functions, manage workload, and develop Division priorities to achieve Commission and Bureau objectives. The Deputy Division Chief advises the Division Chief and Deputy and Assistant Bureau Chief(s) on matters having policy implications or significant impact on Division or Bureau activities. As Deputy Division Chief, the candidate will help plan, manage, direct, oversee, and supervise the Division's personnel, actions, issues and activities.

The Deputy Division Chief ensures that Division investigations provide outcomes consistent with Bureau, Commission, Congressional, and public priorities. The Deputy Division Chief reviews staff analysis and written product, especially those considered important or precedent-setting. The Deputy Division Chief provides advice on broad questions of consumer protection policy, such as evaluation of potentially harmful business practices and conduct, and evaluation of policies to remedy the effects of those practices.

Interested applicants should apply online through USAJOBS. Posting located at: <https://www.usajobs.gov/job/758598200>

Do one thing for your career today – join the FCBA Speakers Bureau!

A **key part** of building your personal brand is driving up your visibility within your industry and personal network. By joining the FCBA Speakers Bureau, you can raise your professional profile while sharing your insights and knowledge with your colleagues.

With the Speakers Bureau, the FCBA maintains a broad list of potential speakers at all stages of their careers and with diverse backgrounds. The FCBA will use the list to offer opportunities for speakers to contribute their knowledge to CLEs, brown bags, and other events.

Complete this easy **form** to join the FCBA Speakers Bureau today!

The FCLJ is Looking for Articles

The *Federal Communications Law Journal* (FCLJ), the official academic journal of the FCBA, is hosted by The George Washington University Law School. It has long been an important source of legal scholarship on communications issues, and the FCBA is proud to offer the journal as a benefit to our members.

The *Federal Communications Law Journal* (FCLJ) editorial board at The George Washington University Law School is seeking article submissions for potential publication in the upcoming issues of the FCLJ. Interested members may submit articles to the Senior Articles Editor, Micah Leval (fcljarticles@law.gwu.edu). Articles may also be submitted through ExpressO or Scholastica. For general inquiries about the FCLJ, please contact the Editor-in-Chief, Julia Dacy (fclj@law.gwu.edu).

35TH FCBA ANNUAL DINNER *Registration*

Thursday, December 7, 2023

**THE MARRIOTT MARQUIS
901 MASSACHUSETTS AVENUE, NW**

**RECEPTION - 5:45 P.M. - MEZZANINE
DINNER - 7:15 P.M. - MARQUIS BALLROOM**

TABLE: *

____ table(s) at \$4,750.00 per table

Note that each table will have 10 seats. Additional seats are not available for purchase this year.

**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 \$150.00 for each Table. Tax ID # 51-0334407*

INDIVIDUAL TICKETS:

____ FCBA Private Sector/Non-Profit Member ticket(s) at \$350.00 each

____ FCBA Government/Academic/Transitional/Retired/Law Student Member ticket(s) at \$150.00 each

____ Non-Member ticket(s) at \$575.00 each

Contact Name _____

Organization Name for Table Signage _____

Address _____ Suite/Room/Apt. _____

City/State/Zip _____

Phone _____ E-mail _____

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

Credit card no. _____ Exp. date _____ CVV: _____

Cardholder Name _____ Signature _____

PLEASE SUBMIT THIS FORM AND PAYMENT TO THE "FCBA" NO LATER THAN FRIDAY, NOVEMBER 10.

Federal Communications Bar Association

1020 19th Street, NW, Suite 325

Washington, DC 20036-6101

E-mail: wendy@fcba.org

Please email a copy of this form to wendy@fcba.org even if payment is being made by check. The form serves as your commitment. If it is mailed, there may be a delay in processing.

PLEASE NOTE THAT SEATING IS RESERVED AND TICKETS WILL BE PREPARED FOR PICK-UP FROM THE FCBA OFFICE AFTER TUESDAY, NOVEMBER 21.

Due to the nature of the event, there will be no refunds for tables purchased. Individuals may cancel and request a refund no later than Tuesday, November 28. No refunds will be granted after this date.

BUSINESS ATTIRE

Pursuant to the Office of Government Ethics regulation on widely attended gatherings (5 C.F.R. 2635.204(g)(2)), the FCBA Annual Dinner appears to qualify as a widely attended gathering. Most employees of the Federal Communications Commission may be directly invited to attend the dinner as guests of individuals and organizations without the involvement of the FCBA. However, individuals who have signed the Administration's Ethics pledge cannot accept invitations from registered lobbying organizations or registered lobbyists. Some agencies, departments and branches of the Federal Government may apply additional stipulations above the regulations issued by the Office of Government Ethics. 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. Requests for invitations to be sent from the FCBA must be emailed to kerry@fcba.org by Friday, November 17. Invitees will be placed at the discretion of the FCBA.

FCBA Extends a Warm Welcome to Its Newest Members!

(*as of 10/31/23)

Ryan Campbell
Winnie Chang, Orion@ LLC
Elizabeth Foltz
Ryan Gillcrist, Womble Bond Dickinson (US) LLP
Stacy Graham, Sinch
Freddie Hayeck
Roza Kessaci
Larissa Klufas
Reilly Kopp
Raleigh Lancaster, Comcast Corporation
Jody McColman, Maine Public Utilities Commission
Michael Mineiro, Akin Gump Strauss Hauer & Feld LLP
Ryan Mitchell, Federal Communications Commission
Marissa Mitrovich, Fiber Broadband Association

Bhawna Motwani
Harsha Mudaliar, U.S. Senate
Andrew Muzi
Sarah Neal
Brandon Padgett, Federal Communications Commission
Sharanya Sriram, Akin Gump Strauss Hauer & Feld LLP
Graham Stevenson, Wilkinson Barker Knauer, LLP
Shawn Troutt, Sorenson Communications
Mathew Yaeger

And huge thanks to those that recruited them: Christianna Barnhart, Van Bloys, Cathy Fox, Julie Kearney, Greg Kennan, Jennifer Manner, Nicole McFarland, Kevin Rupy, Morgan Schick, Scott Tollefsen, Crystal Tully

Calendar

November 13	DPP Student Application Information Session (Afternoon)
November 14	CLE Seminar: National Security and the FCC's Equipment Authorization Program presented by Engineering and Technical Committee
November 16	DPP Student Application Information Session (Evening)
November 20	CLE Seminar: Sports Betting and Cannabis: Advertising on the Edge presented by the Media Committee
December 5	Enforcement Committee Lunch and Learn
December 6	Annual PLI and FCBA Conference at the JW Marriott
December 7	FCBA Annual Dinner featuring FCC Chairwoman Rosenworcel at the Marriott Marquis
December 14	Cybersecurity Committee Lunch and Learn
April 26-28, 2024	FCBA Annual Seminar at Omni Homestead in Hot Springs, VA

RANDOMCOFFEE

The next RandomCoffee round will be activated soon, and a sign-up email will be sent from RandomCoffee. Please sign up at any time during that window. If you don't see the email in your inbox, it may be caught in your spam filter. Please check for an email from "RandomCoffee @ FCBA" or fcba@my.random-coffee.com and allow the email going forward so you won't miss future RandomCoffee invitations!

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