



Representing Your Local Broadcaster



31st Anniversary – “Sundae”, April 15, 2012

The Encore Hotel | Las Vegas, Nevada

The 31 Flavors of Local Broadcasting

Sponsors:

Covington & Burling LLP
Dow Lohnes PLLC
Fletcher, Heald & Hildreth, PLC
Holland & Knight LLP
Lerman Senter PLLC
Wiley Rein LLP
Wilkinson Barker Knauer, LLP

Passport Sponsors:

Davis Wright Tremaine LLP
Faegre Baker Daniels LLP
Hiscox Insurance Company, Inc.
Jackson Walker L.L.P.
Kelley Drye/White O'Connor
Levine Sullivan Koch & Schultz LLP
Sheppard Mullin Richter & Hampton LLP
Thomas & LoCicero PL
Vinson & Elkins LLP

Jointly presented by:

*American Bar Association Forum on Communications Law,
the National Association of Broadcasters, and the
Federal Communications Bar Association*



Dear Colleagues:

Welcome to the 31st annual *Representing Your Local Broadcaster – 31st Anniversary – 31 Flavors of Local Broadcasting*. For our 31st year, we will look at the major challenges facing our industry in an evolving economic environment, complicated by a recent influx of regulation and coupled with rapid technological advances. This is a must-attend event for any broadcast regulatory attorney.

- Sessions will tackle the critical issues in a fast-paced, intense program, supplemented with extremely valuable background material.
- Featured this year – Sweet Spots in the Business of Local Broadcasting, Nuts & Bolts You Don't Know That Can Hurt Your Clients, New Wrinkles in the Newsroom, and Copyright & Privacy Issues à la Mode.
- And be sure to join us for a lively and timely content regulation lunchtime discussion – *Dipping Your Dots: We're Not Sure What It Means, But It Sure Sounds Indecent*.

The day promises to be spirited, practical, delectable, and relevant – the makings of an excellent seminar program.



PROGRAM CHAIRS

Ann West Bobeck
National Association of Broadcasters

Charles D. Tobin
Holland & Knight LLP

Jane Mago
National Association of Broadcasters

PROGRAM COMMITTEE

Patricia Chuh
Wilkinson Barker Knauer, LLP

Suzanne Head
National Association of Broadcasters

Frank Jazzo
Fletcher, Heald & Hildreth, PLC

M. Anne Swanson
Dow Lohnes PLLC

Guylyn Cummins
Sheppard Mullin Richter & Hampton, LLP

S. Jenell Trigg
Lerman Senter PLLC

Bill LeBeau
Holland & Knight LLP

Kurt Wimmer
Covington & Burling LLP

PROGRAM SCHEDULE

8:30-9:45 am

REGISTRATION AND CONTINENTAL BREAKFAST

9:45-10:00 am

Introductory Remarks by *Chuck Tobin*, Chair, ABA Forum on Communications Law; *Jane Mago*, Executive Vice President and General Counsel, National Association of Broadcasters; *Joe Di Scipio*, Treasurer, Federal Communications Bar Association

10:00-11:00 am

Jamaican Me Crazy: New Sweet Spots in the Business of Local Broadcasting

2012 is delivering new flavors of regulatory interest as well as a few twists to some traditional favorites. This panel will dip into how the current menu of regulations and compliance issues may affect your clients' bottom lines and their competitive profiles. What is the current news swirling about spectrum auctions? How might auctions affect the latest FCC broadcast ownership rulemaking, and what other tidbits – tasty and otherwise – may be mixed into the resulting rules (if they ever emerge from judicial deep freeze)? Did the most recent serving of retransmission consent negotiations satisfy broadcasters' cravings or did it leave a bad taste in their mouths? What can you do to ensure that evolving general advertising policies – from nondiscrimination to the CALM Act – do not result in painful brain freeze for your clients? And how might the further enhanced disclosure rulemaking shake up broadcasters' public files and other operations? Get the scoop on all of these tempting – and completely fat free – topics from our panel.

Moderator: *Bill LeBeau*, Holland & Knight LLP, Washington, DC

Speakers: *Jennifer Johnson*, Covington & Burling LLP, Washington, DC
Sherrese Smith, Federal Communications Commission, Washington, DC
Anne Swanson, Dow Lohnes PLLC, Washington, DC
Margaret Tobey, NBCUniversal, LLC, Washington, DC
Lisa Washburn, Tribune Company, Chicago, IL

11:15 am-12:15 pm

Rocky Road: What You Don't Know Can Hurt Your Clients

You can't fudge on knowing these uniquely broadcaster-centric topics. Our expert panelists will cover the nuts, bolts, and mini marshmallows that you can't live without. Mobile DTV, HD Radio, Rural Radio, migratory birds, Section 106 processing, CVAA, video description, IP closed captioning, and LPFM/FM translator coexistence are just some of the myriad issues today's broadcasters are confronting. So don't waffle – grab your spoon and dig into this panel, which will tackle these and other emerging issues facing radio and television businesses.

Moderator: ***Frank Jazzo***, Fletcher, Heald & Hildreth, PLC, Washington, DC

Speakers: ***David Oxenford***, Davis Wright Tremaine LLP, Washington, DC
Joshua Pila, LIN Media, Providence, RI
Anne Schelle, Open Mobile Video Coalition, Washington, DC
Bill Sil, Wilkinson Barker Knauer, LLP, Washington, DC

12:30-1:00 pm

LUNCHEON

1:00-1:45 pm

Dipping Your Dots: We're Not Sure What It Means, But It Sure Sounds Indecent

Content regulation has never tasted so decadent. Nudity and profanity have made it to primetime at the Supreme Court, so it's time to join us for a tantalizing luncheon discussion of indecency and other content-related regulations. But won't someone think of the children? We'll also be offering a double dip of children's broadcasting and Healthy MEdia issues. Add a generous topping of political advertising, and it's a recipe for a panel you explicitly can't miss.

Moderators: ***Richard Wiley***, Wiley Rein LLP, Washington, DC

Bryan Tramont, Wilkinson Barker Knauer, LLP, Washington, DC

Speakers: ***Joe Di Scipio***, Fox Television Stations, Inc., Washington, DC
Jerry Fritz, Allbritton Communications Company, Arlington, VA
Erin McGrath, Federal Communications Commission, Washington, DC (invited)
Deborah Taylor Tate, Former FCC Commissioner, Nashville, TN

2:00-3:00 pm

No Plain Vanilla: New Wrinkles in Newsroom Subpoenas, Sources, Snipes, and Swarm-Sourcing

The blogosphere, citizen journalists, Internet critics, and the like have ushered in a whole new maelstrom of newsroom issues to be dealt with in an era of dwindling resources, including whether bloggers or tipsters are "sources" whose anonymity must be protected in the face of subpoenas and the "test" for compelled disclosure, who is a "journalist" worthy of shield law protection and the pitfalls and perils in line-drawing, corporate America's heavy hand in silencing yelpers and other critics by burdening websites with DMCA notices, and the perils in "swarm-sourcing" on-air. This panel will address the evolving legal rules and real life practices in handling these and other issues in the age of declining newsgathering dollars.

Moderator: ***Guylyn Cummins***, Sheppard Mullin Richter & Hampton, LLP, San Diego, CA

Speakers: ***Johnita Due***, CNN, Atlanta, GA
Nick Matesi, KKTU, Colorado Springs, CO
Maria Crimi Speth, Jaburg Wilk, Phoenix, AZ
Charles D. Tobin, Holland & Knight LLP, Washington, DC

3:00-4:00 pm

COPPA SOPA WIPO Tutti Frutti: Copyright & Privacy Issues á la Mode

As broadcasters shake things up by exploring new media opportunities, things refuse to cool off on the copyright and privacy legislative and regulatory fronts. What are the latest regulatory changes regarding COPPA and DMCA agent registration? How could the pending WIPO Audiovisual Performances Treaty and SOPA legislation affect your clients? I may scream, you may scream, but should we all scream about radio industry negotiations with ASCAP, BMI, and SESAC? Now that the U.S. Copyright Office report on pre-1972 sound recordings has been released, what are the implications for music royalties and user-generated content? We'll also serve up a discussion of online streaming issues and some of the new and different ways mobile apps and social networking platforms are distributing content. We have all the ingredients for a great panel, so come bask in the knowledge of our copyright and privacy experts.

Moderator: ***Suzanne Head***, National Association of Broadcasters, Washington, DC

Speakers: ***David Carson***, U.S. Copyright Office, Washington, DC
Marsha MacBride, National Telecommunications and Information Administration, Washington, DC
Chuck Sennet, Tribune Company, Chicago, IL
S. Jenell Trigg, Lerman Senter PLLC, Washington, DC
Bill Velez, Radio Music License Committee, Nashville, TN

4:00-5:30 pm

RECEPTION

PROGRAM INFORMATION

Discounted seminar registration is available to all FCBA, ABA and NAB members. Registration can be completed online: http://www.americanbar.org/groups/communications_law.html.

All attendees of the Seminar are automatically registered for a complimentary Exhibits Only pass to the NAB Show.

HOTEL: Housing fills quickly for this event, which again will be held on **Sunday, April 15**, at the **Encore Hotel**, 3121 Las Vegas Blvd. South, Las Vegas, NV 89109. NAB has arranged for a limited number of rooms at the Encore for ABA Forum program attendees. For reservations at the discounted NAB Show rate, you must make your reservations through NAB's housing office, Expovision, at 1-888-622-8830 or 703-205-9114. You may also make your reservations online at <http://event.expobook.com/index.aspx?eventid=213>.

***NOTE: Reservations must be made by March 16, 2012.** AVAILABILITY OF RESERVATIONS FOR SATURDAY ARRIVAL IS EXTREMELY LIMITED. Please be sure to identify yourself as attending the ABA Forum program.

ADVANCE REGISTRATION: Please submit the attached registration form and payment to: Teresa Ucok, ABA Forum on Communications Law, MS 18.2, 321 North Clark St., Chicago, IL 60654. Credit card users may fax registration forms to 312-988-5677. **The deadline for receipt of advance registrations is March 30, 2012.** After that date, it will be necessary to register on-site. If you plan to register on-site, you must call 312-988-5658 at least 72 hours before the conference to confirm that space is still available. Failure to call in advance may result in your not being admitted to a sold-out program.

AIR TRAVEL: Discounted airfares are available from ABA Orbitz for Business including ABA negotiated discounts on American, United and Virgin America Airlines. To book online, go to www.americanbar.org/travel > click on the Orbitz for Business logo at the top of the page > read the instructions under the Travel Paid by Self box. For assistance with online or offline reservations using the ABA Orbitz for Business website, call toll free 877-222-4185. Discounts can also be obtained directly from the

airlines. American: Call 800-433-1790 code A7112TT; United: Call 800-521-4041 code 578IG or United.com, Virgin America Airlines www.virginamerica.com use promo code VXABA.

CANCELLATION POLICY: Registrants who are unable to attend the program will receive a refund less a \$50.00 administrative fee if a written cancellation is received by **April 2, 2012. After April 2, 2012, no refunds will be granted.** Substitutions are acceptable. Cancellations may be faxed to 312-988-5677. The ABA reserves the right to cancel any programs and assumes no responsibility for personal expenses.

REGISTRATION FEE: Your registration fee includes admission to the program, continental breakfast, coffee breaks, luncheon, reception, and one set of conference materials. Your registration also automatically provides you with a complimentary Exhibits Only pass for the NAB Show.

CLE CREDIT: CLE accreditation has been requested for this program from every state with mandatory continuing legal education requirements (MCLE) for lawyers. Please be aware that each state has its own rules and regulations, including its definition of CLE. Check with your state agency for confirmation for this program's approval and for additional requirements. Attorneys seeking to obtain MCLE credit in Louisiana and/or Pennsylvania will be required to pay state accreditation fees directly to these states. Certificates of attendance will be distributed at the conclusion of the program.

AMERICANS WITH DISABILITIES ACT: If special arrangements are required for individuals with disabilities to attend this program, please contact Teresa Ucok at the American Bar Association, MS 18.2, 321 N. Clark St., Chicago, Illinois 60654, by April 2, 2012. Teresa's email is Teresa.Ucok@americanbar.org and her fax number is 312-988-5677.

QUESTIONS: Please call 312-988-5658 or email: Teresa.Ucok@americanbar.org.

GOVERNING COMMITTEE

CHAIR

Charles D. Tobin
Holland & Knight LLP
Washington, DC

CHAIR-ELECT

Steven D. Zansberg
*Levine Sullivan Koch
& Schulz, L.L.P.*
Denver, CO

IMMEDIATE PAST CHAIR

Guylyn Cummins
*Sheppard Mullin Richter &
Hampton LLP*
San Diego, CA

GOVERNING MEMBERS

David J. Bodney
Steptoe & Johnson LLP
Phoenix, AZ

John Philip Borger
Faegre Baker Daniels LLP
Minneapolis, MN

Lucy A. Dalglish
*Reporters Committee
for Freedom*
Arlington, VA

Jonathan Donnellan
Hearst Corporation
New York, NY

Johnita P. Due
Tuner Broadcasting Systems
Atlanta, GA

Carolyn Y. Forrest
Fox Television Stations Inc.
Atlanta, GA

David Giles
E W Scripps Co.
Cincinnati, OH

Andrew Mar
Microsoft Corporation
Redmond, WA

Jeanette Melendez Bead
*Levine Sullivan Koch
& Schulz, L.L.P.*
Washington, DC

Leonard M. Niehoff
*Honigman Miller Schwartz
and Cohn LLP*
Ann Arbor, MI

Deanna Shullman
Thomas & LoCicero PL
Lake Worth, FL

BUDGET CHAIR

James T. Borelli
CNA
Overland Park, KS

MEMBERSHIP CHAIR

Jean-Paul Jassy
Bostwick & Jassy LLP
Los Angeles, CA

ABA FORUM ON COMMUNICATIONS LAW

Encore Hotel • 3121 Las Vegas Blvd. South, Las Vegas, NV 89109 • April 15, 2012

PROGRAM REGISTRATION FORM

3 WAYS TO REGISTER:

BY FAX

Fax registration form to:
312.988.5677
Our FAX Line is
open 24 hours.

BY MAIL

Mail registration form and payment to:
ABA Forum on Communications Law
MS 18.2, 321 North Clark Street
Chicago, IL 60654
Telephone: 312.988.5658

REGISTER ONLINE: http://www.americanbar.org/groups/communications_law.html

FIRST & LAST NAME

FIRST NAME (as you would like it to appear on your badge)

FIRM

ADDRESS

CITY

STATE

ZIP

EMAIL ADDRESS

Are you licensed to practice in New York? Yes No

FEES:

- | | |
|--|--|
| <input type="checkbox"/> \$375 Forum Members | <input type="checkbox"/> \$250 Government/Public Interest |
| <input type="checkbox"/> \$375 Members of National Assn. of Broadcasters | <input type="checkbox"/> \$175 Law Students/BEA |
| <input type="checkbox"/> \$375 Members of Federal Communications Bar Assn. | <input type="checkbox"/> \$_____ Membership Fee*
(\$55 Regular/\$5 Law Student) |
| <input type="checkbox"/> \$425 Non-Members ABA/NAB/FCBA | |

* Please enroll me as a member of the Forum on Communications Law.
I understand I must be a member of the ABA and at least one Section.

I belong to the following Section(s):

--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--	--

ABA ID NUMBER

METHOD OF PAYMENT:

- Check enclosed (payable to the American Bar Association)
 Credit Card VISA MasterCard American Express

____ - ____ - ____ - ____

CARD NUMBER

____ / ____

EXPIRATION DATE

NAME ON CARD (PRINTED)

SIGNATURE



MS 18.2, 321 N. Clark Street
Chicago, Illinois 60654

Presorted
First Class
U.S. Postage
PAID
American Bar Association