The Virginia State Corporation Commission,
The Administrative Law Section of the Virginia State Bar, and
The Marshall-Wythe School of Law

*present*

The Fifteenth National Regulatory Conference

**COMPETITION IN THE LOCAL TELECOMMUNICATIONS MARKET:**

**DELIVERING ON THE PROMISES OF THE TELECOMMUNICATIONS ACT OF 1996**

May 5-6, 1997
Marshall-Wythe School of Law
The College of William and Mary
Williamsburg, Virginia
THE FIFTEENTH NATIONAL REGULATORY CONFERENCE

COMPETITION IN THE LOCAL TELECOMMUNICATIONS MARKET:

DELIVERING ON THE PROMISES OF THE TELECOMMUNICATIONS ACT OF 1996

Monday, May 5, 1997

8:00 am  REGISTRATION and CONTINENTAL BREAKFAST

Marshall-Wythe School of Law

8:45 am  WELCOME:

The Honorable Hullihen Williams Moore, Chairman
Virginia State Corporation Commission

Michael J. Quinan, Chair, Administrative Law Section, Virginia State Bar
Woods, Rogers & Hazlegrove, P.L.C.

9:00 am  KEYNOTE ADDRESS:

SENSE AND NONSENSE ABOUT COMPETITION IN THE LOCAL LOOP
Thomas G. Krattenmaker, Dean
Marshall-Wythe School of Law

10:00 am  BREAK

10:15 am  HOW HAVE THE PROCEDURAL ASPECTS OF THE TELECOMMUNICATIONS ACT OF 1996 WORKED?
This panel will address the procedural issues involved in implementation of the Telecommunications Act of 1996, including the mandate of good faith negotiation, mediation by public service commissions, arbitration, timetables, and direct appeals to the U.S. District Courts.

Moderator: The Honorable Clinton Miller, Virginia State Corporation Commission

Panelists:

Charles H. Carrathers, III, Attorney at Law
Hunton & Williams

C. K. "Chip" Casteel, Jr. Regional Executive
MCI Telecommunications Corporation

The Honorable Rod Johnson, Chairman
Nebraska Public Service Commission

Carrington Phillips, Attorney at Law
Cox Communications, Inc.
12:00 pm  LUNCHEON

University Center - Tidewater Room (transportation provided)
College of William and Mary

1:45 pm  DEREGULATORY TAKINGS AND BREACH OF THE REGULATORY CONTRACT
In the traditional regulatory environment, firms and their investors agree to bear certain "incumbent burdens" in exchange for a regulated rate of return. Recent telecommunications legislation requiring mandatory unbundling and open access regulation have brought deregulatory concerns to the fore. This panel will discuss the interaction between the Takings Clause of the U.S. Constitution, deregulation, network pricing and contract law.

Moderator:  The Honorable Theodore V. Morrison, Jr., Virginia State Corporation Commission

Panelists:  Thomas W. Merrill, John Paul Stevens Professor
Northwestern Law School
Lewis F. Powell, III, Partner
Hunton & Williams

3:00 pm  BREAK

3:15 pm  ANTITRUST:  WILL IT CHANGE THE LIVES OF TELECOMMUNICATIONS EXECUTIVES?
This panel will address basic antitrust law and economics, and their application to partially regulated and partially unregulated industries in general and the telecommunications industry in particular.

Moderator:  Deborah V. Ellenberg, Virginia State Corporation Commission

Panelists:  Glen O. Robinson, Professor of Law
University of Virginia
Michael F. Urbanski, Attorney
Woods, Rogers & Hazlegrove, P.L.C.
James R. Wade, Attorney
U.S. Department of Justice, Antitrust Division

6:00 pm - 7:30 pm  COMMISSIONERS' RECEPTION

University Center - Tidewater Room
College of William and Mary

Everyone attending the National Regulatory Conference is cordially invited to this reception on Monday evening. Come meet the Commissioners, as well as the panelists and speakers on the conference program.
Tuesday, May 6, 1997

8:00 am CONTINENTAL BREAKFAST

9:00 am LOCAL FRANCHISING: WHAT ROLE WILL LOCALITIES PLAY IN THE REGULATION OF THE TELECOMMUNICATIONS INDUSTRY? WILL THEY BECOME PROVIDERS OF TELECOMMUNICATIONS SERVICE TO THE PUBLIC?
This panel will address the impact of the Telecommunications Act of 1996 on the role of localities in regulating the telecommunications industry through local franchising, permits to use streets and other rights of way, zoning, etc.

Moderator: Anthony Gambardella, Woods, Rogers & Hazlegrove, P.L.C.

Panelists: Dana G. Coltrin, Vice President & General Manager
Cox Fibernet
Timothy M. Kaine, Attorney/Richmond City Council Member
Mezzullo & McCandlish, P.C.
David W. Ogburn, Jr., Assistant General Counsel
Bell Atlantic - Virginia, Inc.

10:30 am BREAK

10:45 am LOCAL EXCHANGE SERVICE IN THE NEXT CENTURY - WHAT STILL MUST BE DONE TO BRING US TO WHERE WE WANT TO BE?
This panel will discuss measures that now must be taken in order to bring about effective competition in local telecommunications markets as well as the role of new technology in the emergence of those markets.

Moderator: The Honorable Hullihen Williams Moore, Virginia State Corporation Commission

Panelists: Richard L. Cimerman, Director of State Telecommunications Policy
National Cable Television Association
John J. Langhauser, Regional Vice President - Law and Government Affairs
AT&T Corporation
Philip McClelland, Assistant Consumer Advocate
Pennsylvania Office of the Consumer Advocate
Mark J. Mathis, Vice President and General Counsel
Bell Atlantic Network Services Inc.

12:00 pm PROGRAM CONCLUDES

This program has been approved by the Virginia Mandatory Legal Education Board for eight (8) hours of credit.
The conference is nonprofit so that the cost to registrants can be kept at a reasonable level.

PROGRAM COMMITTEE

Eric M. Page
LeClair Ryan
Vice Chair, Administrative Law Section
Virginia State Bar

Anthony Gambardella
Woods, Rogers & Hazlegrove, P.L.C.

Louis R. Monacell
Christian & Barton, L.L.P.

Kodwo Gharley-Tagoe
Mays & Valentine, L.L.P.

Edward L. Petrini
Christian & Barton, L.L.P.