July 16, 1998

Exam No. _____

INTERNATIONAL TELECOMMUNICATIONS LAW

FINAL EXAM (2 Hours)

Professor Levin **Summer 1998**

DIRECTIONS: This exam is for two hours and is OPEN book. Write the answers to the essay and short answer questions in the bluebooks provided. Remember to put your exam number on each bluebook and on each page of the exam.

I suggest that you spend your time as follows:

Essay I:	30 minutes
Essay II:	30 minutes
Essay III:	20 minutes
Essay IV:	20 minutes
Short Answers:	20 minutes

There are no questions permitted after the distribution of the exam. If you think something is missing or mistaken, plainly state a corective assumption and proceed with your answer.

ESSAY I.

Mib, your law school roommate, has been elected as the President of Fonostan, a country of 35 million people in Asia that is classified as a least-developed country by the United Nations. Mib has asked you to recommend a new regulatory approach for the Fonostan phone system, which is presently an entirely state-owned monopoly under the Ministry of Posts and Telegraph. Prepare a legal opinion for Mib, discussing the key features, advantages and disadvantages of your proposed regulatory system, including the structure and function of the regulatory body. Your opinion should also advise on the Fonostan policy and position with respect to GMPCS and whether it should sign the GMPCS-MoU (Memorandum of Understanding) of which the ITU is the depository.

ESSAY II.

Your are the telecommunications advisor to the King of Pluto, a country in South America that operates a state monopoly PTT called PlutoCom. PlutoCom has applied for a license in the United Kingdom to offer international voice services, VANS and cellular phone services. You have a meeting with lawyers from British Telecom (BT) next week. Discuss the key issues that will need to be addressed with BT. The King is concerned that negotiations will not be fruitful. In your response, set forth the options for resolving any disputes that might arise with BT.

ESSAY III.

Congratulations. Although a lowly staff attorney at PhoneCom, you have just received a letter that you are the long-lost nephew of Bill Fences, Jr., the super-rich owner and founder of MacroHard. He is offering to give you billions of dollars to invest in the telecommunications field. Please write your uncle to accept the gift and tell him how you plan to invest the money. Provide reasons for your choice, focusing on the legal and regulatory obstacles in the markets in which you choose to invest. Among some of the options you might consider are launching a company to provide wireless cellular phone services, buying shares of a large telecommunications operator or starting an Internet service provider.

ESSAY IV.

You are a lawyer with the ITU. The Secretary-General has received a letter from the Kingdom of Hawaii seeking to become a Member State of the ITU and to obtain a Country Code for its phone system. Prepare a legal opinion for the Secretary-General, advising him as to how he should respond to the request.

SHORT ANSWERS

Describe and briefly explain (two or three sentences) the following terms:

1. Accounting Rates
2. LEO
3. International Telecommunication Regulations
4. Allocation of Radiofrequency Spectrum
5. Golden Share
6. Liberalization
7. WTO (World Trade Organization) Reference Paper