Clerk of the House of Representatives Legislative Resource Center B-106 Cannon Building Washington, DC 20515

Secretary of the Senate Office of Public Records 232 Hart Building Washington, DC 20510

Secretary of the Senate Received: Jan 31, 2003

LOBBYING REPORT

Lobbying Disclosure Act of 1995 (Section 5) - All Filers Are Required To Complete This Page

1. Registrant Name: **BKSH & ASSOCIATES** 1801 KISTINW ISTE 901-L, WASHINGTON, DC 20006 3. Principal place of business (if different from line 2): 4. Contact Name: MARY KAY MORIN Telephone: 202-530-0500 E-mail (optional): mary_kay_morin@was.bm.com Senate ID #: 6291-1698 House ID #: 33118147 7. Client Name: Self MDS AMERICA TYPE OF REPORT 8. Year 2002 Midyear (January 1 - June 30): OR Year End (July 1 - December 31): X 9. Check if this filing amends a previously filed version of this report: 10. Check if this is a Termination Report:

=> Termination Date: 11. No Lobbying Activity: INCOME OR EXPENSES Complete Either Line 12 OR Line 13 12. Lobbying Firms INCOME relating to lobbying activities for this reporting period was: Less than \$10,000: -\$10,000 or more: X => Income (nearest \$20,000): 100,000.00 Provide a good faith estimate, rounded to the nearest \$20,000, of all lobbying related income from the client (including all payments to the registrant by any other entity for lobbying activities on behalf of the client). 13. Organizations EXPENSES relating to lobbying activities for this reporting period were: Less than \$10,000: -\$10,000 or more: => Expenses (nearest \$20,000); 14. Reporting Method. Check box to indicate expense accounting method. See instructions for description of options. Method A. Reporting amounts using LDA definitions only Method B. Reporting amounts under section 6033(b)(8) of the Internal Revenue Code

Method C. Reporting amounts under section 162(e) of the Internal Revenue Code

Page 1

LOBBYING ACTIVITY.

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed

- 15. General issue area code: COM (one per page)
- 16. Specific lobbying issues:

Name: SHEA, DENNIS

Terrestrial delivery of broadband wireless services.

17. House(s) of Congress and Federal agencies contacted: HOUSE OF REPRESENTATIVES SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: BLACK, CHARLES
Covered Official Position (if applicable): N/A
Name: BROWN, PAUL
Covered Official Position (if applicable): N/A
Name: DISLER, MARK
Covered Official Position (if applicable): N/A
Name: FRIESS, KATHERINE
Covered Official Position (if applicable): N/A
Name: HEALEY, JAMES C.
Covered Official Position (if applicable): N/A
Name: KLEPNER, JERRY
Covered Official Position (if applicable): N/A
Name: NUSSLE, KAREN
Covered Official Position (if applicable): N/A

Covered Official Position (if applicable): N/A

19. Interest of each foreign entity in the specific issues listed on line 16 above. None

LOBBYING ACTIVITY.

Select as many codes as necessary to reflect the general issue areas in which the registrant engaged in lobbying on behalf of the client during the reporting period. Using a separate page for each code, provide information as requested. Attach additional page(s) as needed

- 15. General issue area code: TEC (one per page)
- 16. Specific lobbying issues:

Terrestrial delivery of broadband wireless services.

17. House(s) of Congress and Federal agencies contacted: HOUSE OF REPRESENTATIVES SENATE

18. Name of each individual who acted as a lobbyist in this issue area:

Name: BLACK, CHARLES

Covered Official Position (if applicable): N/A Name: BROWN, PAUL

Covered Official Position (if applicable): N/A Name: DISLER, MARK

Covered Official Position (if applicable): N/A Name: FRIESS, KATHERINE

Name: PRIESS, NATHERINE Covered Official Position (if applicable): N/A

Name: HEALEY, JAMES C.

Covered Official Position (if applicable): N/A Name: KLEPNER, JERRY

Covered Official Position (if applicable): N/A

Name: NUSSLE, KAREN

Covered Official Position (if applicable): N/A Name: SHEA, DENNIS Covered Official Position (if applicable): N/A

19. Interest of each foreign entity in the specific issues listed on line 16 above. None

Signature: ON FILE Date: Jan 31, 2003

Printed Name and Title: MARY KAY MORIN - FEDERAL COMPLIANCE ADMINISTRATOR

Registrant Name: BKSH & ASSOCIATES Client Name: MDS AMERICA

Information Update Page:

Complete ONLY where registration information has changed.

LOBBYIST UPDATE

23. Name of each previously reported individual who is NO LONGER expected to act as a lobbyist for the client

Name: SHEA, DENNIS

ISSUE UPDATE

24. General lobbying issues previously reported that NO LONGER pertain

AFFILIATED ORGANIZATIONS

25. Add the following organization(s)

26. Name of each previously reported organization that is NO LONGER affiliated with the registrant or client

FOREIGN ENTITIES

27. Add the following foreign entities

28. Name of each previously reported foreign entity the NO LONGER owns, OR controls, OR is affiliated with the registrant, client or affiliated organization

Signature: ON FILE Date: Jan 31, 2003

Printed Name and Title: MARY KAY MORIN - Federal Compliance Administrator