



Hogan Lovells US LLP
Columbia Square
555 Thirteenth Street, NW
Washington, DC 20004
T +1 202 637 5600
F +1 202 637 5910
www.hoganlovells.com

June 15, 2011

By Hand Delivery

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

**Re: CP Communications PA, LLC
Request for Experimental Special Temporary Authority
File No. 0375-EX-ST-2011, Call Sign WE9XZA**

Dear Ms. Dortch:

Sirius XM Radio Inc. ("Sirius XM") hereby requests that the Commission revoke in part the authority granted in response to the above-referenced application of CP Communications PA, LLC ("CP Communications") for experimental special temporary authority ("STA") to conduct operations at various frequencies including the 2.3 GHz band.¹ CP Communications should not be authorized to operate in spectrum assigned to Sirius XM. In addition, conditions should be imposed on CP Communications' operations in spectrum adjacent to that used by Sirius XM. These measures are necessary in order to prevent potential harmful interference to Sirius XM's operations.

Sirius XM is the licensee of Satellite Digital Audio Radio System ("SDARS") networks in the 2320-2332.5 MHz and 2332.5-2345 MHz band that provide a high-quality, continuous, multi-channel audio service throughout the United States. More than twenty million customers currently subscribe to Sirius XM's service.

CP Communications sought and was granted authority to operate on frequencies that include 2310-2390 MHz, which encompasses the full range of spectrum assigned to Sirius XM. CP Communications, however, has made no demonstration that its planned co-channel operations on frequencies assigned to Sirius XM would not cause harmful interference to Sirius XM's operations.

Furthermore, CP Communications has not shown its need for access to frequencies assigned to Sirius XM. The justification provided for the STA indicates only that CP Communications seeks access to additional frequencies in support of video and audio communications for sporting events. Sirius XM's customers routinely use its service to listen to play-by-play and related commentary at sports venues. Any use by CP Communications of the Sirius XM frequencies in the vicinity of a sporting event could therefore directly impair Sirius XM's ability to provide reliable service to its

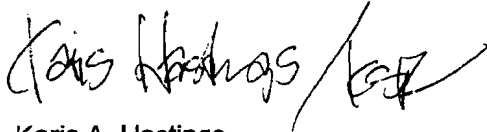
¹ The relevant STA request was filed on June 6. SiriusXM was preparing to file comments on the application when it learned that the STA request had been granted on June 14.

customers. Accordingly, Sirius XM requests that the Sirius XM frequencies be removed from the grant of the CP Communications STA request.²

With respect to CP Communications' plan to use other spectrum in the 2.3 GHz band, Sirius XM urges OET to require any equipment operated pursuant to this application to satisfy the out-of-band emission limits and other technical requirements for operations in the 2.3 GHz WCS band, as specified in Part 27 of the Commission's rules. Compliance with these technical restrictions is critical to avoiding harmful interference to Sirius XM's subscribers.

If there are any questions regarding this matter, please contact the undersigned.

Respectfully submitted,



Karis A. Hastings
Counsel for Sirius XM Radio Inc.
karis.hastings@hoganlovells.com
D +1 202 637 5767

cc: James Burtles, FCC
John Kennedy, FCC
Doug Young, FCC
Jose Trevino, FCC
Anthony Asongwed, FCC
Bill Hurlock, Contact for CP Communications PA, LLC (bhurlock@totalrf.com)

² Sirius XM's request is consistent with action by OET in other experimental proceedings. See, e.g., BAE Systems Information and Electronic Systems Integration Inc., Call Sign WD2XJW, File No. 0085-EX-RR-2009, granted effective July 1, 2009 (authorizing experimental operations in the 1215-2700 MHz frequency range but specifying that no operations are permitted in the 2320-2345 MHz band in order to protect SDARS).