

From: Philip Malet

To: John Kennedy

Date: June 25, 2004

Subject:

FCC File # 0360-EX-ST-2004

Message:

Mr. John Kennedy,

In response to your email (below), The Boeing Company (Boeing) anticipates conducting limited experiments pursuant to OET authority (STA and/or license) until such time as the International Bureau finalizes rules for ESV licensing, which is that reason that the STA request is accompanied by an experimental license application. A notice of proposed rulemaking to adopt ESV licensing rules has been issued, and Boeing is confident that the Commission will proceed to adopt final rules in the ordinary course. In the unlikely event that the Commission does not ultimately adopt ESV licensing rules, Boeing recognizes and accepts that subsequent grants of experimental STA and/or licenses for ESV operations are not guaranteed and thus may not be forthcoming.

Please let me know if you require any additional information regarding this matter.

Best regards,

Carlos M. Nalda

Steptoe & Johnson

Counsel for The Boeing Company

From: OET Generic account [mailto:oetech@fccsun34w.fcc.gov]

Sent: Monday, June 14, 2004 9:43 AM

To: pmalet@steptoe.com

Subject: FCC File # 0360-EX-ST-2004 [Reference Number: 3056]

Dear Mr. Philip Malet:

It has become a concern that this temporary experiment may become a permanent experiment. Please explain the extent of the experimental objectives and the time that will be needed to complete this experiment.

Confirmation Number: EL14578

jkennedy@fcc.gov
=====

The items indicated above must be submitted before processing can continue on the above referenced application. Failure to provide the requested information within 30 days of 06/14/2004 may result in application dismissal pursuant to Section 5.67 and forfeiture of the filing fee pursuant to Section 1.1108.

DO NOT Reply to this email by using the "Reply" button. In order for your response to be