

LATHAM & WATKINS

PAUL R. WATKINS (1899 - 1973)
DANA LATHAM (1898 - 1974)

ATTORNEYS AT LAW
1001 PENNSYLVANIA AVE., N.W.
SUITE 1300
WASHINGTON, D.C. 20004-2505
TELEPHONE (202) 637-2200
FAX (202) 637-2201

NEW YORK OFFICE
885 THIRD AVENUE, SUITE 1000
NEW YORK, NEW YORK 10022-4802
PHONE (212) 906-1200, FAX 751-4864

CHICAGO OFFICE
SEARS TOWER, SUITE 5800
CHICAGO, ILLINOIS 60606
PHONE (312) 876-7700, FAX 993-9767

ORANGE COUNTY OFFICE
650 TOWN CENTER DRIVE, SUITE 2000
COSTA MESA, CALIFORNIA 92626-1925
PHONE (714) 540-1235, FAX 755-8290

HONG KONG OFFICE
SUITE 2205A, 22ND FLOOR
NO. 9 QUEEN'S ROAD CENTRAL
HONG KONG
PHONE + 852-2522-7886, FAX 2522-7006

RECEIVED

SAN DIEGO OFFICE
701 "B" STREET, SUITE 2100
SAN DIEGO, CALIFORNIA 92101-8197
PHONE (619) 236-1234, FAX 696-7419

LONDON OFFICE
ONE ANGEL COURT
LONDON EC2R 7HJ ENGLAND
PHONE + 44-171-374 4444, FAX 374 4460

JUN 23 1999

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

SAN FRANCISCO OFFICE
505 MONTGOMERY STREET, SUITE 1900
SAN FRANCISCO, CALIFORNIA 94111-2562
PHONE (415) 391-0600, FAX 395-8095

LOS ANGELES OFFICE
633 WEST FIFTH STREET, SUITE 4000
LOS ANGELES, CALIFORNIA 90071-2007
PHONE (213) 485-1234, FAX 891-8763

SILICON VALLEY OFFICE
75 WILLOW ROAD
MENLO PARK, CALIFORNIA 94025-3656
PHONE (650) 328-4600, FAX 463-2600

MOSCOW OFFICE
ULITSA GASHEKA, 7, 9TH FLOOR
MOSCOW 123056, RUSSIA
PHONE + 7-095 785-1234, FAX 785-1235

June 23, 1999
Received

SINGAPORE OFFICE
20 CECIL STREET, #25-02/03/04
THE EXCHANGE, SINGAPORE 049705
PHONE + 65-536-1161, FAX 536-1171

NEW JERSEY OFFICE
ONE NEWARK CENTER, 16TH FLOOR
NEWARK, NEW JERSEY 07101-3174
PHONE (973) 639-1234, FAX 639-7298

JUN 25 1999

Satellite Policy Branch
International Bureau

TOKYO OFFICE
INFINI AKASAKA, 8-7-15, AKASAKA, MINATO-KU
TOKYO 107-0052, JAPAN
PHONE + 813-3423-3970, FAX 3423-3971

BY HAND DELIVERY

John I. Riffer
Assistant General Counsel
Administrative Law Division
Federal Communications Commission
The Portals
445 12th Street, S.W.
Washington, DC 20554

INTL. REFERENCE CENTER
JUN 25 4 24 PM '99

Re: Application of Mobile Communications Holdings, Inc., File Nos. 17-DSS-P-91(6); 18-DSS-P-91(18); 11-SAT-LA-95; 12-SAT-AMEND-95; 18-SAT-AMEND-96

Dear Mr. Riffer:

This letter is submitted on behalf of Mobile Communications Holdings, Inc. ("MCHI") to supplement its October 19, 1998 and December 23, 1998 submissions responding to the Office of General Counsel's August 19, 1998 request for information. MCHI has recently learned of additional information which should not affect the General Counsel's prior determination that no violation of the Commission's *ex parte* rules had taken place. However, we are writing to correct a factual error contained in MCHI's prior submission.

The General Counsel's August 19, 1998 letter requested information, *inter alia*, pertaining to a May 8, 1996 letter from David Thompson of Spectrum Astro to Kate Carr, Special Assistant to the President. In its October 19 submission, MCHI stated that MCHI had not solicited or encouraged Mr. Thompson to write the letter to Ms. Carr, and that it did not become aware that Mr. Thompson had written a letter to Ms. Carr until it was advised of this fact by the FCC. MCHI has recently learned that Mr. Helman saw and reviewed a draft of the

BY HAND DELIVERY

John I. Riffer
June 23, 1999
Page 2

letter from Mr. Thompson to Ms. Carr. Mr. Helman does not recall communicating with Mr. Thompson on this subject although he has recently seen a copy of the draft letter with his handwritten comments, raising a question in his mind as to the nature and extent of his involvement with this letter and whether he may have asked Mr. Thompson to use his contacts to support a change in policy issues such as the FCC's financial qualification standards. Although MCHI does not believe that these facts are material to the question of whether MCHI had violated the Commission's ex parte rules, MCHI is providing this information to the Commission to clarify Mr. Helman's and MCHI's prior statements concerning this matter.

We have enclosed an amended declaration from Gerald Helman, which contains the information provided in this submission.

Please do not hesitate to call us if you have any questions or concerns.

Respectfully submitted,



Eric L. Bernthal
Teresa D. Baer
Minh N. Vu
of LATHAM & WATKINS

Counsel to Mobile Communications
Holdings, Inc.

BY HAND DELIVERY

John I. Riffer
June 23, 1999
Page 3

cc: Philip A. Malet, Esq.
Marc A. Paul, Esq.
Steptoe & Johnson
1330 Connecticut Ave., N.W.
Washington, D.C. 20036-1795

William D. Wallace, Esq.
Crowell & Moring
1001 Pennsylvania Ave., N.W.
Washington, DC 20004

Norman P. Leventhal, Esq.
Walter P. Jacob, Esq.
Leventhal, Senter & Lerman
2000 K Street, N.W., Suite 600
Washington, D.C. 20006

Leslie Taylor, Esq.
Leslie Taylor Associates
6800 Carlynn Court
Bethesda, Maryland 20817-4302

Lon C. Levin, Esq.
Vice President & Regulatory Counsel
AMSC Subsidiary Corporation
10802 Parkridge Boulevard
Reston, Virginia 22091

Robert A. Mazer, Esq.
Vinson & Elkins
1455 Pennsylvania Ave., N.W.
Suite 700
Washington, D.C. 20006

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

_____)	
In the Matter of)	
Application of Mobile Communications)	File Nos. 11-DSS-P-91(6); 18-DSS-
Holdings, Inc.)	P-91(18); 11-SAT-LA-95; 12-SAT-
_____)	AMEND-95; 158-SAT-AMEND-96

SUPPLEMENTAL DECLARATION OF GERALD B. HELMAN

I, Gerald B. Helman, hereby declare as follows:

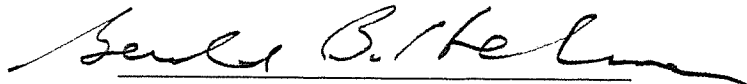
1. I am the Vice President, International and Governmental Affairs of Mobile Communications Holdings, Inc. ("MCHI"). I have held this position since 1993. My responsibilities at MCHI include the direction and supervision of the company's government relations activities.

2. On October 19, 1998, I executed a declaration in connection with the above-referenced proceeding in which I stated that I was not aware that David Thompson of Spectrum Astro had written a letter to Kate Carr, Special Assistant to the President, until the FCC sent MCHI a copy of the letter at the same time that the other parties to this proceeding were served. I had also stated that MCHI had not solicited or encouraged Mr. Thompson to send the letter to Ms. Carr. At the time I prepared the October 19 declaration, I had no recollection of having seen this letter before it was sent to MCHI by the FCC, nor did I recall that I ever asked Mr. Thompson to send this letter to Ms. Carr. I still have no such recollection.

3. However, I have recently seen a draft of Mr. Thompson's letter which indicates that I reviewed and commented on the letter. This raises questions in my mind as to the nature and extent of my involvement with this letter, and whether I may have encouraged Mr.

Thompson to use his contacts to advocate a change in policy issues such as the FCC's treatment of small businesses as evidenced by the FCC's financial qualification standards. I still have no specific recollections of this matter, however. Accordingly, I wish to amend my earlier statement to this limited extent.

I declare under penalty of perjury that the foregoing is true and correct. Executed on June 23, 1999.


Gerald B. Helman