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Wiley Rein & Fielding LLP

EX PARTE OR LATE FILED

1776 K STREET NW
WASHINGTON, DC 20006
PHONE 202.719.7000
FAX 202.719.7049

Virginia Office
7925 JONES BRANCH DRIVE
SUITE 6200
McLEAN, VA 22102
PHONE 703.905.2800
FAX 703.905.2820

www.wrf.com

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Tricia Paoletta
202.719.7532
tpaoletta@wrf.com

February 27, 2004
Policy Branch
International Bureau

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Received

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Policy Branch
International Bureau

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
236 Massachusetts Avenue, N.E., Suite 110
Washington, DC 20002

**Re: Notice of Oral Ex Parte Presentations
Final Analysis Communication Services, Inc.
Petition for Waiver (filed Mar. 29, 2002);
File Nos. SAT-AMD-20030606-00112; SAT-MOD-20020329-00245**

Dear Ms. Dortch:

On February 26, 2004, Patricia Paoletta, counsel to New York Satellite ("NYS"), had a conversation with Don Abelson, Chief, International Bureau on the status of the milestone extension request of NYS' subsidiary, Final Analysis Communication Services, Inc ("FACS"). Ms. Paoletta reiterated NYS' concern about the reduced spectrum that could be licensed to FACS, as a non-geostationary system, under the Commission's new satellite system processing rules, were FACS to lose its existing license and be required to file a new application.

As the new processing rules appear to provide, FACS would only be entitled to a third of the spectrum it is currently licensed to use. The FCC originally recognized when it granted FACS its license that it had insufficient spectrum, and that it would be entitled to any spectrum allocated at future World Radiocommunication Conferences (WRC). FACS has expended significant resources in the effort to achieve a global allocation at WRC-03, as well as substantial resources supporting studies to implement the WRC-03 allocation. For these and other unique circumstances justifying an extension in the public interest, NYS reiterates its interest in an extension of FACS' milestones.

Sincerely,

Tricia Paoletta

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Ms. Marlene H. Dortch, Secretary

February 27, 2004

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cc: Bryan Tramont
Sheryl Wilkerson
Sam Feder
Jennifer Manner
Paul Margie
Barry Ohlson
Don Abelson
Jackie Ruff
Rod Porter
Tom Tycz
Cassandra Thomas
Karl Kensinger
Mark Young
Bob Nelson
Joann Lucanik