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Before the
Federal Communications Commission
Washington, D.C. 20554

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Federal Communications Commission
Office of Secretary

In the Matter of Policy Branch)	
International Bureau)	
Mobile Satellite Ventures Subsidiary LLC)	File No. SAT-LOA-19980702-00066
)	File No. SAT-AMD-20001214-00171
Application for Authority to Launch and)	File No. SAT-AMD-20010302-00019
Operate an L-band Mobile Satellite Service)	File No. SAT-AMD-20031118-00335
Satellite at 101° W.L.)	File No. SAT-AMD-20040209-00014
)	File No. SAT-AMD-20040928-00192

Motion to Strike Reply of EchoStar Satellite L.L.C.

Mobile Satellite Ventures Subsidiary LLC ("MSV") hereby files this Motion to Strike the late-filed Reply of EchoStar Satellite L.L.C. ("EchoStar") filed in the above-captioned proceeding on July 21, 2005.¹ On May 23, 2005, the Bureau issued a decision granting MSV a license to launch and operate a Mobile Satellite Service ("MSS") satellite.² On June 22, 2005, EchoStar filed a Petition for Reconsideration of this decision pursuant to Section 1.106 of the Commission's rules.³ MSV filed an Opposition to EchoStar's Petition on July 7, 2005, the deadline for filing a responsive pleading.⁴ Any reply to MSV's Opposition was due by July 19,

¹ See EchoStar Satellite L.L.C., Reply, File No. SAT-LOA-19980702-00066 et al (July 21, 2005).


² See *Mobile Satellite Ventures Subsidiary LLC, Order and Authorization*, DA 05-1492 (May 23, 2005).

³ 47 C.F.R. § 1.106; see EchoStar Satellite L.L.C., Petition for Reconsideration, File No. SAT-LOA-19980702-00066 et al (June 22, 2005).

⁴ See Mobile Satellite Ventures Subsidiary LLC, Opposition, File No. SAT-LOA-19980702-00066 et al (July 7, 2005). An opposition to a petition for reconsideration of a Bureau decision is due 10 days after the petition is filed. 47 C.F.R. § 1.106(g). When the filing period for a response is 10 days or less, a party is afforded an additional three days (excluding holidays) if the petition for reconsideration was served by mail, as is the case here. 47 C.F.R. § 1.4(h). Applying these rules, MSV's Opposition was timely filed on July 7, 2005.

2005.⁵ EchoStar filed its Reply two days late without requesting a waiver of the Commission's filing deadline, without a request for an extension of time, and without any explanation to support the late filing.⁶ Accordingly, the Bureau should strike EchoStar's Reply.

Respectfully submitted,



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Dated: August 1, 2005

⁵ A reply to an opposition to a petition for reconsideration of a Bureau decision is due 7 days after the deadline for filing oppositions. 47 C.F.R. § 1.106(h). When the filing period for a response is 7 days or greater, intermediate holidays are counted in determining the filing date. 47 C.F.R. § 1.4(g). When the filing period for a response is 10 days or less, a party is afforded an additional three days (excluding holidays) if the opposition was served by mail, as is the case here. 47 C.F.R. § 1.4(h).

⁶ *Application of Motorola SMR, Inc., Memorandum Opinion and Order*, 12 FCC Rcd 5979, ¶ 11 (May 7, 1997) (dismissing Reply that was filed three-days late without any justification).

CERTIFICATE OF SERVICE

I, Julia Colish, a secretary with the law firm of Pillsbury Winthrop Shaw Pittman LLP, hereby certify that on this 1st day of August 2005, served a true copy of the foregoing by first-class United States mail, postage prepaid, upon the following:

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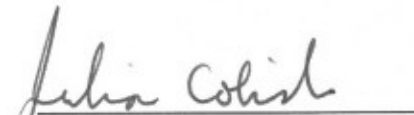
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