



Federal Communications Commission  
Washington, D.C. 20554

July 16, 1997

Christopher D. Imlay, Esq.  
Booth, Freret, Imlay & Tepper, P.C.  
1233 M Street, N.W.  
Suite 204  
Washington, D.C. 20036-2304

Re: Norris Satellite Communications, Inc.  
(File Nos. 54-DSS-P/L-90 and 54-DSS-P-90); AT&T  
Corporation (File No. 156-162-SAT-P/LA-95); Comm,  
Inc. (File No. 163-166-SAT-P/LA-95); EchoStar Satellite  
Corporation (File No. 167/168-SAT-P/LA-95); GE American  
Communications, Inc. (File No. 169-173-SAT-P/LA-95);  
Hughes Communications Galaxy, Inc. (File Nos. 3/4-DSS-  
P/LA; CSS-94-021-025; 174-181 SAT-AMEND-95); KaStar  
Satellite Communications Corp. (File No. 127-SAT-P/LA-  
95); Lockheed Martin Corporation (File No. 182-186-SAT-  
P/LA-95); Loral Aerospace Holdings, Inc. (File Nos.  
109-SAT-P/LA-95; 110-SAT-P-95; 187-SAT-AMEND-95; and  
188/189-SAT-P/LA-95); Morning Star Satellite Co.,  
L.L.C. (File No. 190-193-SAT-P/LA-95); NetSat 28 (File  
No. 194-SAT-P/LA-95); Orion Network Systems, Inc. (File  
No. 195-197-SAT-P/LA/95); PanAmSat Corporation (File  
Nos. 117-SAT-AMEND-95; 198/199-SAT-P/LA-95); and  
VisionStar, Inc. (File No. 200-SAT-P/LA-95)

Dear Mr. Imlay:

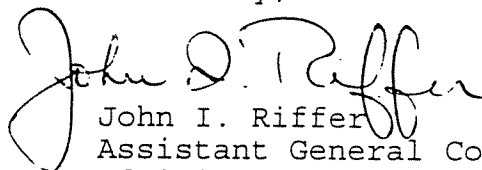
This is in reference to your letter of May 13, 1997, to Ms. Rosalee Chiara, Esq., International Bureau, relating to Norris Satellite Corporation's pending application for review which seeks Commission review of an International Bureau Order voiding and nullifying its 1992 authorization to construct, launch, and operate a Ka-band satellite system at 90 degrees, W.L. See *Norris Satellite Communications, Inc.*, 11 FCC Rcd 5402 (Int'l Bur. 1996). Your letter was forwarded to this office for appropriate handling in accordance with the Commission's ex parte rules.

Under the ex parte rules in effect at the time of your letter, the Norris application proceeding was deemed a restricted proceeding. *Public Notice, "Common Carrier Bureau Announces Restricted Adjudicative Proceeding Regarding Applications at 27.5-30.0 GHz (Ka-Band),"* 9 FCC Rcd 2081 (CCB 1994). As such, no written communications directed to the merits or outcome of the proceedings could be made unless served on the other parties. Further, although circumstances have occurred that warrant modification of the original scope of the ex parte restrictions

of that public notice, the Norris application continues to be closely interrelated with recently granted geostationary satellite orbit applications, captioned above, to provide fixed satellite service in the Ka-band. See *Public Notice, "Clarification of Ex Parte Status of 28 GHz Ka-Band Application Proceedings"*, DA 97-1490 (Int'l Bur. July 15, 1997) (copy enclosed). These applications are interrelated because a sufficient number of clear orbital locations may not exist if all of the applications, including that of Norris, were to be granted. Therefore, the Norris proceeding and these other interrelated applications will continue to be considered mutually exclusive for purposes of the Commission's ex parte rules. As a consequence, all written presentations concerning the merits of these proceedings are prohibited unless served on the parties to these proceedings.

Because it appears that your letter was not served on all the parties to these interrelated application proceedings, in accordance with Section 1.1212 of the Commission's Rules, 47 C.F.R. § 1.1212(d), a copy of your letter shall be associated with but not made a part of the record of the proceeding. In addition, parties to the above-captioned application proceedings shall be apprised of this presentation through issuance of a public notice in accordance with Section 1.1212(f), 47 C.F.R. § 1.1212(f).

Sincerely,



John I. Riffer  
Assistant General Counsel  
Administrative Law Division

Enclosure

Steve Bailey: OGC/Ad.Law  
CC: File, Attorney File, Reading File, Susan Steiman, Suzanne Tetreault,  
Maureen Duignan, Joel Kaufman, Lawrence Schaffner