

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

RECEIVED

JUL 19 2001

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

In the Matter of)

Application of DIRECTV Enterprises, Inc.)
for Authority to Launch and Operate)
DIRECTV 4S (USABBS-13))
_____)

File No. S2430

SAT-LOA-20010518-00045

Received

JUL 25 2001

Satellite Policy Branch
International Bureau

**PETITION OF NORTHPOINT TECHNOLOGY, LTD.,
AND BROADWAVE USA, INC., TO STAY PROCEEDINGS PENDING RECEIPT
AND ANALYSIS OF DATA REGARDING STRENGTH OF PLANNED SIGNALS**

Northpoint Technology, Ltd., and Broadwave USA, Inc. (collectively, "Northpoint") hereby request that the Commission stay proceedings regarding the application of DIRECTV Enterprises, Inc. ("DirecTV") for authority to launch and operate the DIRECTV 4S direct broadcast satellite until such time as more complete data regarding the satellite's operation is made available to the public.

DirecTV's paper application provides insufficient information to evaluate the precise strength and other characteristics of the planned signals at any particular location. DirecTV submitted a CD-ROM as part of its application that may contain the necessary data. *See* Application, Appendix A, at 6 ("The CD-ROM that accompanies this report contains the GIMS Data and Index folders and gxt files of the USABSS-13 beams"). Northpoint sought to obtain a copy of the data on this CD-ROM from the International Bureau, but has not yet been given access to the data.¹

¹ Technical staff declined to release the data without authorization from legal staff. Northpoint has contacted legal staff and is awaiting a response.

Northpoint is unable to form a definitive opinion as to the merits of DirecTV's application absent more precise information about the strength and other attributes of the proposed signals. Accordingly, Northpoint requests that the Commission make available such GIMS data and other related information as will make it possible to evaluate the strength and other technical characteristics of the proposed beams.

Northpoint urges the Commission not to take action on DirecTV's application until the necessary technical information has been made available to the public and adequate time has been given to perform a full and fair analysis of that information and to provide comments to the Commission thereon.

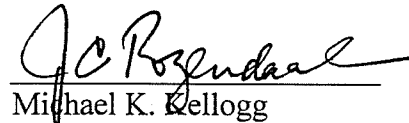
Respectfully submitted,

NORTHPOINT TECHNOLOGY, LTD.
AND BROADWAVE USA, INC.

July 19, 2001

Antoinette Cook Bush
Northpoint Technology, Ltd.
400 North Capitol Street, N.W.
Suite 368
Washington, D.C. 20001
(202) 737-5711

By:



Michael K. Kellogg
J.C. Rozendaal
Kellogg, Huber, Hansen,
Todd & Evans, P.L.L.C.
Sumner Square
1615 M Street, N.W.
Suite 400
Washington, D.C. 20036
(202) 326-7900

*Counsel for Northpoint Technology, Ltd.
and Broadwave USA, Inc.*

CERTIFICATE OF SERVICE

I, Shannon Thrash, hereby certify that on this 19th day of July, 2001, copies of the *Petition of Northpoint Technology, Ltd., and Broadwave USA, Inc., to Stay Proceedings Pending Receipt and Analysis of Data Regarding Strength of Planned Signals* were served by hand delivery* or first class United States mail, postage prepaid, on the following:

Magalie Roman Salas*
Secretary
Federal Communications Commission
445 12th Street, SW
Room TW-B204
Washington, D.C. 20554

Rocky Patterson
Jennifer Gilsonan
International Bureau*
Federal Communications Commission
445 12th Street, SW
Washington, D.C. 20554

Antoinette Cook Bush, Esq.
Northpoint Technology, Ltd.
400 North Capitol Street, NW
Suite 368
Washington, D.C. 20001

James H. Barker, III, Esq.*
Latham & Watkins
1001 Pennsylvania Ave., NW
Suite 1300
Washington, D.C. 20004-2505


Shannon Thrash