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MAR 25 2005

Federal Communications Commission
Office of Secretary

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March 25, 2005

Via HAND DELIVERY

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Received

APR 05 2005

Policy Branch
International Bureau

Re: **EchoStar Satellite L.L.C.**
SAT-LOA-20030827-00179, SAT-AMD-20031126-00343, Call Sign S2492
Mobile Satellite Ventures Subsidiary LLC
SAT-LOA-20001214-00171, SAT-AMD-20040209-00014, Call Sign S2358

Dear Ms. Dortch,

On March 17, 2005, representatives of EchoStar Satellite L.L.C. ("EchoStar") and Mobile Satellite Ventures Subsidiary LLC ("MSV") met with Thomas Tycz, Fern Jarmulnek, Robert Nelson and Cassandra Thomas of the International Bureau, to discuss the above referenced applications.

During that meeting, MSV requested that its amended application to operate mobile satellite service ("MSS") feeder links using the allotted extended Ku-band frequencies be treated and granted on two tracks -- first, as a replacement satellite application with respect to the L- and Ku-band frequencies on which MSV is already authorized to operate and, second, as a new satellite application with respect to the additional Ku- frequencies that it requested (subject to bond and milestone requirements).

EchoStar re-emphasizes that it takes no position on this "two track" treatment of MSV's application, subject to an important condition that: the grant of MSV's request to use the allotted extended Ku-band frequencies for MSS feeder links and the parallel grant of EchoStar's request to use the same frequencies for Fixed-Satellite Service are possible subject to coordination. Because of the limited use that MSV plans to make of this spectrum and the limited number of feeder link stations that MSV plans to deploy, EchoStar believes that the two proposals can be coordinated. MSV too has

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acknowledged at least the possibility of such coordination. Before the Commission proceeds on the two tracks requested by MSV, MSV should confirm that this is its position, and that, subject to coordination, it does not object to grant of EchoStar's application for the allotted extended Ku-band frequencies at the 101° W.L. orbital location.

The reason is simple: if grant of MSV's feeder link proposal were deemed to preclude other users of the allotted extended Ku-band spectrum at 101° W.L., the two tracks requested by MSV would raise an intolerably high risk that this spectrum will be warehoused. Once MSV's request for additional frequencies is decoupled from its replacement satellite application, the business consequences to MSV of noncompliance with the FCC's milestone requirements for the allotted extended Ku-band frequencies would be significantly lessened. For example, in the event that MSV is unable to obtain funding for a satellite that utilizes the additional frequencies, it would be able to give up its authorization for the additional frequencies with little risk to its existing L-/Ku-band MSS operations. Therefore, in keeping with the Commission's spectrum policies, the Bureau should not entertain MSV's two track request unless grant of its feeder link proposal does not preclude EchoStar's proposed use of the allotted extended Ku-band spectrum at 101° W.L.

Please contact the undersigned if you have any questions about the above.

Yours sincerely,



Pantelis Michalopoulos
 Counsel for EchoStar Satellite L.L.C.

Copy to:

Thomas Tycz, International Bureau
 Fern Jarmulnek, International Bureau
 Robert Nelson, International Bureau
 Cassandra Thomas, International Bureau

Lon Levin, Vice President, Mobile Satellite Ventures Subsidiary LLC
 Bruce Jacobs and David Konzcal, Shaw Pittman LLP