



Federal Communications Commission
Washington, D.C. 20554

February 28, 2012

Stephen Baruch
David S. Keir
Lerman Senter, PLLC
2000 K Street, N.W., Suite 600
Washington, DC 20006

Re: Hughes Network Systems, LLC,
IBFS File No. SAT-LOI-20111220-00242
(Call Sign: S2849)

Dear Messrs. Baruch and Keir:

On December 20, 2011, Hughes Network Systems, LLC (Hughes) filed a Letter of Intent to use the planned Jupiter 91W satellite to access the United States using portions of the Ka-band and V-band at the 90.9° W.L. orbital location.¹ Pursuant to Section 25.111(a) of the Commission's rules,² we request that Hughes provide, by letter, additional information to facilitate the processing of the application.

In its application, Hughes states that the Jupiter 91W space station will be launched and operated under the authority of the United Kingdom. To facilitate review of this application, please state whether Hughes has obtained launch and operational authority for the Hughes 91W space station under the United Kingdom Outer Space Act. If not, please provide a statement detailing the status of the application for such authority. Also, please indicate whether Hughes has assessed whether there are or will be sufficient ties to the United Kingdom to provide the UK Space Agency the basis for issuing an authorization, *e.g.*, procurement of a launch through a UK company, and, if Hughes has made such an assessment, provide a summary of the factual and legal bases for Hughes' conclusions.

Under Section 25.137(c) of the Commission's rules, a non-U.S. licensed GSO-like satellite system seeking to serve the United States can have its request placed in the Commission's processing queue and considered in the order filed, if (1) the system is in orbit and operating; (2) has a license from another administration; or (3) has been submitted for coordination to the International Telecommunications Union. In its application, Hughes states that the "satellite's authorization from the United Kingdom is held by Hughes Network Systems, Limited, an indirect wholly-owned subsidiary of Hughes" and that Jupiter 91W "has been published through the International Telecommunication Union ("ITU") under the designation UKSAT-15 for the Ka-band portion, and UKSAT-25 for the V-band portion." We recognize that Ofcom previously

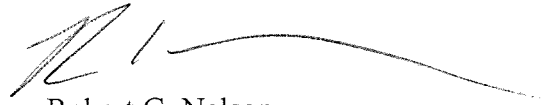
¹ IBFS File No. SAT-LOI-20111220-00242.

² 47 C.F.R. § 25.111(a).

provided correspondence regarding ITU filings on a prior Ka-band LOI.³ In light of the passage of time, however, please provide us with information from Ofcom confirming that the relevant filings continue to apply to the Ka-band portion of the Jupiter 91W space station. Also, please provide confirmation that the UKSAT-25 was submitted by Ofcom on behalf of the UK operator Hughes Networks Systems Ltd. for the V-band portion of Jupiter 91W.

We request that Hughes respond to this letter by March 29, 2012, with a copy to Lynne Montgomery of my staff (Lynne.Montgomery@fcc.gov). Failure to do so may result in dismissal of the application, pursuant to Section 24.112(c) and 25.152(b) of the Commission's rules.⁴

Sincerely,

A handwritten signature in black ink, appearing to read 'R. Nelson', with a long horizontal flourish extending to the right.

Robert G. Nelson
Chief, Satellite Division
International Bureau

³ Letter to Kathryn Medley, Engineering Branch Chief, Satellite Division, International Bureau, Federal Communications Commission from Steven Limb, Manager International Co-ordination, Ofcom, Office of Communications (Sept. 1, 2008). The letter states that "satellite network filing UKSAT -15 [was] submitted to the ITU on behalf of the UK operator Hughes Networks Systems Limited. Coordination requests for these networks were received by the ITU on 5 December 2007 and published on BR IF1C 2617 of 15 April 2008." Ofcom further states that the ITU cost recovery for these networks has been paid and coordination is being pursued in accordance with the ITU Radio Regulations. *Id.*

⁴ 47 C.F.R. § 25.223(c) and 25.152(b).