



WASHINGTON, DC

STEPHEN D. BARUCH
202.416.6782
SBARUCH@LERMANSENTER.COM

August 31, 2012

VIA HAND DELIVERY AND IBFS

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: Hughes Network Systems, LLC
Letter of Intent Authorization, Call Sign S2849

Dear Ms. Dortch:

By this letter, Hughes Network Systems, LLC (“Hughes”), by its attorneys, respectfully declines the Letter of Intent (“LOI”) authorization the Commission granted Hughes on August 1, 2012 for a hybrid Ka-band and V-band fixed-satellite service (“FSS”) space station to serve the United States from the 90.9° W.L. orbital location. *See Hughes Network Systems, LLC*, Stamp Grant, File No. SAT-LOI-20111220-00242 (Int’l. Bur, released August 1, 2012) (“*LOI Grant*”). This action is taken pursuant to Paragraph 22 of the Attachment to the *LOI Grant*.

Hughes currently provides Ka-band FSS service from the SPACEWAY 3 satellite at 94.95° W.L., and recently launched its EchoStar XVII Ka-band FSS satellite to provide service from the 107.1° W.L. orbital location. In addition, Hughes intends to pursue implementation of two recently-granted authorizations for new FSS operations at the nominal 77° W.L. and 97° W.L. orbital locations, and has posted implementation bonds for both authorizations. Hughes is thus clearly committed to the development of and provision of satellite broadband services. With respect to the above-referenced authorization, however, Hughes has determined that the very recent international notification of Ka-band frequency assignments at 91° W.L. by a Canadian operator has the effect of rendering the 90.9° W.L. orbital location incapable of independent use by Hughes for service to the U.S. market. Hughes thus is compelled respectfully to decline the *LOI Grant*.



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Hughes thanks the Commission for its effort in considering and acting upon the LOI request.

Please direct any questions concerning this letter to me.

Respectfully yours,

A handwritten signature in blue ink, appearing to read 'Stephen D. Baruch', with a stylized flourish at the end.

Stephen D. Baruch
Attorney for Hughes Network Systems, LLC

cc (by email): Robert Nelson
Stephen Duall