



PUBLIC NOTICE

Federal Communications Commission
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Report No. SPB-200

February 9, 2004

POLICY BRANCH INFORMATION

Mobile Satellite Ventures Subsidiary LLC Ancillary Terrestrial Component Applications Accepted for Filing

Deadline for filing comments or petitions to deny: March 25, 2004

Deadline for filing oppositions or responses: April 14, 2004

Deadline for filing replies: April 26, 2004

The applications listed below have been found, on initial review, to be acceptable for filing. The Commission reserves the right to return the applications, however, if, upon further examination, it is determined that they are not in conformance with the Commission's rules or policies. Pleadings and comments pertaining to these applications must be filed in accordance with the schedule specified above and should otherwise conform to the requirements of Section 25.154 of the Commission's rules, 47 CFR § 25.154.

SAT-MOD-20031118-00333 Mobile Satellite Ventures Subsidiary LLC
Modification of space station license (AMSC-1)

SAT-AMD-20031118-00332 Mobile Satellite Ventures Subsidiary LLC
Amendment to application for authority to launch and operate replacement satellite (SAT-ASG-20010302-00017)

SES-MOD-20031118-01879 Mobile Satellite Ventures Subsidiary LLC
Modification of blanket license for operation of mobile terminals with MSAT-1 (E980179)

In these filings MSV requests authority to operate Ancillary Terrestrial Component ("ATC") stations in the United States in connection with its existing L-band MSS satellite and the L-band MSS satellite currently operated by Mobile Satellite Ventures (Canada) Inc. under Canadian license. MSV also requests authority for ATC operation in connection with proposed next-generation replacements for those existing satellites. The proposed ATC base stations and mobile terminals would transmit in portions of the 1525-1559 MHz and 1626.5-1660.5 MHz bands that have been internationally coordinated for the MSV and MSV Canada MSS systems. MSV requests waivers of the following provisions of the Commission's rules pertaining to ATC operation:

47 CFR § 25.149(b)(2)(ii)
47 CFR § 25.253(a)(2)
47 CFR § 25.253(c)
47 CFR § 25.253(d)(1)-(5)
47 CFR § 25.253(e).

MSV also requests a ruling that its proposed ATC system will not be subject to the peak traffic limit specified in Paragraph 188 of the *ATC Report and Order*.¹

Other matters of record MSV presented a supplemental written showing in a meeting with staff from the FCC's International Bureau on December 11, 2003 and filed a copy with an *ex parte* notice dated December 12, 2003. In an email dated December 16, 2003, the Deputy Chief of the International Bureau's Policy Division asked MSV to submit additional information pertaining to the waiver requests. In a responsive letter dated December 30, 2003, counsel for MSV submitted further information, requesting that some of the information be treated as confidential and providing redacted copies for the public application files. In an inquiry letter dated January 21, 2004, the Chief of the International Bureau's Satellite Division advised MSV that certain further information was needed to facilitate assessment of its waiver requests. MSV filed another *ex parte* notice on January 22, 2004 pertaining to demonstration of an interference cancellation device. MSV filed further information in response to the January 21 inquiry letter on February 4, 2004.

The status of this proceeding is "permit-but-disclose" for purposes of the Commission's *ex parte* rules. See 47 CFR § 1.1200 *et seq.*

For more information concerning this Notice, contact William Bell (William.Bell@fcc.gov) at 202-418-0719, Kathryn Medley (Kathryn.Medley@fcc.gov) at 202-418-1211, or TTY 202-418-2555.

¹ *Flexibility for Delivery of Communications by Mobile Satellite Service Providers in the 2 GHz Band, the L-band, and the 1.6/2.4 GHz Bands* (Report and Order and NPRM), FCC 03-15, 18 FCC Rcd 1962 (2003), reconsidered sua sponte, FCC 03-162, 18 FCC Rcd 13590 (2003).