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December 19, 2005

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Federal Communications Commission  
Office of Secretary

**Via Hand Delivery**  
Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, D.C. 20554

**Re: Application of Mobile Satellite Ventures Subsidiary LLC for  
Modification of License to Operate an Ancillary Terrestrial  
Component  
File No. SAT-MOD-20051104-00212  
File No. SAT-MOD-20051104-00211  
File No. SES-MOD-20051104-02556**

Dear Ms. Dortch:

Mobile Satellite Ventures Subsidiary LLC ("MSV"), by its undersigned counsel, hereby responds to the December 14, 2005 letter submitted by Inmarsat Ventures Ltd. ("Inmarsat") asking the Commission to formally consolidate the above-referenced applications in a single proceeding and to issue yet another Public Notice establishing January 13, 2006 as the deadline for Petitions.<sup>1</sup> The public interest is best served by the rapid processing of MSV's applications, to better provide the regulatory stability that is critical to the deployment of its innovative technology. Nonetheless, MSV will not object if Inmarsat submits a consolidated response to the applications by the January 13, 2006 deadline for comments on the third of the applications. MSV does object, however, to any additional public notice or any extension of the existing deadlines past January 13, 2006 because of the unnecessary prejudice and delay that will result.

On November 4, 2005, MSV filed electronically via the International Bureau Filing System ("IBFS") the above-referenced applications for authority to modify its license to operate an ancillary terrestrial component ("ATC") in the L band.<sup>2</sup> Consistent with its original application for an ATC license, MSV filed three separate but

<sup>1</sup> See Letter from John P. Janka, Counsel for Inmarsat, to Ms. Marlene H. Dortch, FCC, File Nos. SAT-MOD-20051104-00212, SAT-MOD-20051104-00211, SES-MOD-20051110-01561 (December 14, 2005) ("*Inmarsat Letter*").

<sup>2</sup> See Application of Mobile Satellite Ventures Subsidiary LLC, File Nos. SAT-MOD-20051104-00212, SAT-MOD-20051104-00211, SES-MOD-20051104-02556 (November 4, 2005) ("*Application*").

substantively identical applications: (i) a minor modification of its license to operate ATC in conjunction with AMSC-1; (ii) a minor modification of its license to operate ATC in conjunction with MSV-1; and (iii) a minor modification of its license to operate ATC in conjunction with MSAT-1 and its replacement, licensed by Industry Canada. The first two applications are processed as space station applications; the last is processed as an earth station application.

Consistent with its normal practice of issuing separate Public Notices for space station and earth station applications, the International Bureau placed the two space station applications on Public Notice on December 7, 2005, with a deadline for Comments or Petitions of January 6, 2006, and released a second Public Notice pertaining to the earth station application on December 14, 2005, with a deadline for Comments or Petitions of January 13, 2006.<sup>3</sup> Inmarsat asks that the Bureau formally consolidate all three proceedings and establish January 13, 2006 as the deadline for Petitions with respect to all three applications. *Inmarsat Letter* at 1.

The least prejudicial and most administratively efficient result would be for Inmarsat to file its Petition with respect to all three applications on January 6, 2006. Inmarsat cannot argue that it has not had sufficient time to review the applications. Because the applications were electronically filed, they were immediately available to the public for review on November 4, 2005. Indeed, Inmarsat's counsel contacted MSV's counsel regarding the applications on November 15, 2005, so it apparently will have had access to the applications for at least 52 days prior to the January 6, 2006 filing deadline.

Nonetheless, MSV will not object if Inmarsat were to seek a waiver of Section 25.154(a)(2) and file its Comments or Petition with respect to all three applications on January 13, 2006.<sup>4</sup> The Bureau, however, should not formally consolidate these applications and issue yet a third Public Notice on the same applications. The applications have already been subject to two Public Notices. Consolidating these applications and issuing yet a third Public Notice would be unreasonably prejudicial to MSV by creating yet additional process on applications that have already been subject to more than one Public Notice.

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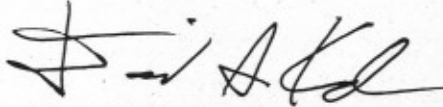
<sup>3</sup> See *Public Notice*, Report No. SAT-00333 (December 7, 2005); See *Public Notice*, Report No. SES-00775 (December 14, 2005).

<sup>4</sup> The 30-day period for filing Petitions to Deny is a Commission rule, not a statutory requirement, and, as such, can be waived by the Bureau upon a showing of good cause. See 47 C.F.R. § 25.154(a)(2).

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Please contact the undersigned with any questions regarding this matter.

Very truly yours,

A handwritten signature in black ink, appearing to be a combination of the names Bruce D. Jacobs and David S. Konczal, written in a cursive style.

Bruce D. Jacobs  
David S. Konczal

cc: Roderick Porter  
Cassandra Thomas  
Robert Nelson  
Andrea Kelly  
Scott Kotler  
Diane J. Cornell  
John P. Janka