

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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Federal Communications Commission
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In the Matter of)
)
TerreStar Networks Inc.) File No. SAT-MOD-20070608-00080
)
Request for Milestone Extension)

To: International Bureau

**REQUEST TO MODIFY EX PARTE STATUS TO
PERMIT-BUT-DISCLOSE**

In the above-captioned proceeding, TerreStar Networks Inc. ("TerreStar") has requested that the Commission modify TerreStar's letter of intent authorization for a 2 GHz mobile satellite service system by extending the milestone date for launching TerreStar's first geostationary satellite. TerreStar hereby requests that the International Bureau modify the *ex parte* status of the proceeding from "restricted" to "permit-but-disclose," pursuant to Section 1.1200(a) of the Commission's rules,¹ so that TerreStar and other interested parties may communicate directly with Commission staff, subject to the disclosure rules for permit-but-disclose proceedings.

¹ 47 C.F.R. § 1.1200(a).

At present, this proceeding is classified as “restricted” under the Commission’s *ex parte* rules.² Under the Commission’s rules, however, “the Commission and its staff retain the discretion to modify the applicable *ex parte* rules” in cases in which “the public interest so requires.”³

There is ample precedent for reclassifying satellite modification application proceedings as permit-but-disclose, including satellite modification application proceedings involving milestone extensions.⁴ Grant of the instant request would harmonize the *ex parte* status of this proceeding with the *ex parte* status of these other satellite modification application proceedings and would facilitate discussions with Commission staff concerning the merits of TerreStar’s milestone extension request.

For the foregoing reasons, the International Bureau should modify the *ex parte* status of the above-captioned proceeding to permit-but-disclose. The other

² The proceedings identified as exempt and permit-but-disclose in the Commission’s *ex parte* rules do not encompass applications to modify letter of intent authorizations. Such modification applications, therefore, are considered restricted proceedings. See 47 C.F.R. § 1.1208.

³ 47 C.F.R. § 1.1200(a).

⁴ See, e.g., *In the Matter of New ICO Satellite Services G.P., Motion to Designate Proceeding as “Permit-but-Disclose,”* File No. SAT-MOD-20061109-00137, Grant Stamp of Motion to Designate Proceeding as “Permit-But-Disclose” (Nov. 16, 2006); Public Notice, “Satellite Communications Services,” Rep. No. SES-00590, March 25, 2004 (modifying *ex parte* status of DIRECTV Enterprises LLC blanket earth station application); Public Notice, Rep. No. SAT-00125 (Oct. 30, 2002) (modifying *ex parte* status for ICO and Lockheed Martin satellite application proceedings); Public Notice, “International Bureau Satellite Policy Branch Information: Echo Star Satellite Company Application for Authority to Make Minor Modifications to Direct Broadcast Satellite Authorization, Launch and Operational Authority,” Rep. No. SPB-159, DA 00-1630 (July 21, 2000).

parties to this proceeding - New ICO Satellite Services G.P., Globalstar, Inc., and Inmarsat Global Limited - have authorized the undersigned to state that they have no objection to modifying the *ex parte* status of this proceeding as requested herein.

Respectfully submitted,

TERRESTAR NETWORKS INC.

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August 23, 2007

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Request to Modify Ex Parte Status to Permit-But-Disclose was sent electronically this 23rd day of August, 2007, to each of the following:

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