

"Motion to Defer Deadline + File Consolidated Pleading"



File # SAT-AMD-20091221-00147
SAT-MOD-20080904-00165
(+ associated earth station apps filed on 12/21/09)

Call Sign S2115 Grant Date 01/13/10
(or other identifier)

WILMERHALE

Term Dates
From _____ To: _____

Approved: Stephen J. Duall
January 7, 2010
Chief, Satellite Policy Branch

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Ms. Mindel De La Torre
Chief, International Bureau
Federal Communications Commission
Washington, D.C. 20554

Re: **FCC File No. SAT-MOD-20080904-00165**
FCC File No. SAT-AMD-20091221-00147
MOTION FOR LEAVE TO DEFER OPPOSITION DEADLINE

Dear Ms. De La Torre:

On December 21, 2009, Globalstar Licensee LLC, GUSA Licensee LLC, and GCL Licensee LLC (collectively "Globalstar") filed an amendment to Globalstar's application for modification of its mobile satellite service space station license and an application for modification of its mobile satellite service earth station and mobile earth terminal licenses in the above-referenced proceedings ("Amendment and Application").^{1/} On December 31, 2009, Iridium Satellite LLC ("Iridium") filed an opposition to Globalstar's Amendment and Application,^{2/} notwithstanding the fact that the International Bureau has not yet issued a Public Notice pursuant to section 25.151 of the Commission's rules seeking comment on the Amendment and Application.

In order to eliminate the need for Globalstar to file multiple oppositions in response to Iridium's pleading, as well as to any other pleadings that may be submitted once Globalstar's Amendment and Application is placed on Public Notice (which Globalstar hopes will happen in the near future), Globalstar respectfully requests permission to defer filing its opposition to Iridium's pleading until the deadline set forth in section 25.154(c) of the Commission's rules for opposing formal petitions to deny Globalstar's Amendment and Application.^{3/} As Iridium

^{1/} See Globalstar Licensee LLC, GUSA Licensee LLC, and GCL Licensee LLC – Amendment To Application For Modification of Mobile Satellite Service Space Station License and Application For Modification of Mobile Satellite Service Earth Station and Mobile Earth Terminal Licenses, File Nos. SAT-MOD-20080904-00165, SAT-AMD-20091221-00147 (filed Dec. 21, 2009).

^{2/} See Opposition of Iridium Satellite LLC (filed Dec. 31, 2009) ("Iridium Opposition").

^{3/} Under section 25.154, once Globalstar's Amendment and Application is placed out for comment, parties will have 30 days in which to file petitions to deny, and Globalstar will have 10 days after that in which to oppose them. See 47 C.F.R. § 25.154.

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recognizes in its Opposition, "Globalstar's application...warrants a Public Notice so that all interested parties will be alerted to Globalstar's proposals and can participate in the proceeding."^{4/} Iridium further states in its pleading that it "reserves the right to file a Petition to Deny pursuant to Section 25.154" after Globalstar's Amendment and Application is placed on Public Notice.^{5/} By promptly placing Globalstar's Amendment and Application out for comment, the Bureau will ensure that all interested parties are given notice of, and have a full and fair opportunity to comment on, it. Globalstar can then file a consolidated response to any and all oppositions, petitions, and comments, including Iridium's opposition. This will avoid the need for overlapping and repetitive filings that likely would result if Globalstar were required to respond seriatim to Iridium's pleading and then to any formal Petitions to Deny its Amendment and Application that may be filed once it is placed out for comment.

Accordingly, Globalstar hereby requests leave to file a consolidated opposition to Iridium's opposition and any petitions that may be submitted once Globalstar's Amendment and Application is placed on Public Notice, in accordance with the deadline established by section 25.154. Establishment of a consolidated opposition deadline will not harm any party to this proceeding and will serve the public interest by enabling all interested parties to participate in the proceeding and avoiding the need for the parties to file, and the Bureau to consider, repetitive pleadings.

Respectfully submitted,

/s/ Samir C. Jain

Samir C. Jain

Counsel to Globalstar Licensee LLC

cc: (By Email)
Robert Nelson
Cassandra Thomas
Stephen Duall
Karl Kensinger
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^{4/} See Iridium Opposition at 1 n.1.

^{5/} *Id.*