



UNITED STATES DEPARTMENT OF COMMERCE
National Telecommunications and
Information Administration
Washington, D.C. 20230

SEP 16 2011

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

RE: LightSquared Subsidiary LLC; Request for Modification of its Authority for an Ancillary Terrestrial Component, SAT-MOD-20101118-00239; Call Sign: S2358; IB Docket No. 11-109

Dear Secretary Dortch:

Pursuant to Section 0.442 of the Federal Communications Commission (FCC) Rules, 47 C.F.R. §0.442, the National Telecommunications and Information Administration (NTIA) hereby requests access to the information collected by FCC pursuant to the its August 10, 2011 request for additional information sent to LightSquared Subsidiary LLC (LightSquared) and the U.S. GPS Industry Council.¹ Specifically, NTIA requests access to the “Device Code Key” that identifies GPS receivers tested by the LightSquared Technical Working Group.

The FCC has committed to consulting with NTIA toward resolution of the harmful interference concerns associated with the provision of terrestrial wireless broadband services by LightSquared.² Access to the Device Code Key information will advance this objective. Access to the information will also permit a fuller assessment of the various potential federal interference scenarios, and enable NTIA to more realistically determine the scale and scope of the potential impacts of LightSquared’s operations on GPS users and uses. Additionally, the requested information will help facilitate the development of the most efficient federal next steps and/or test plan possible.

¹ Letter from Julius P. Knapp, Chief, Office of Engineering and Technology to Jeffrey Carlisle, Executive Vice President for Regulatory Affairs and Public Policy, LightSquared Subsidiary LLC and Charles R. Trimble, Chairman, U.S. GPS Industry Council (Aug. 10, 2011).

² See LightSquared Subsidiary LLC Request for Modification of its Authority for an Ancillary Terrestrial Component, SAT-MOD-20101118-00239 Call Sign: S2358, Order and Authorization, 26 F.C.C. Red. 566, 58-587 (2011) (providing that “[t]he process will be complete once the Commission, after consultation with NTIA, concludes that the harmful interference concerns have been resolved....”).

NTIA agrees to treat the information as confidential consistent with applicable law and regulation. NTIA will distribute the Device Code Key internally only to those NTIA staff working directly on this matter. NTIA does not intend to disclose the Device Code Key to any other person or entity. NTIA agrees to notify the FCC in the event we receive a request or order for the confidential information and to consult with you prior to any required release.

Please contact me at (202) 482-1850 if you have questions regarding this request. We appreciate the Commission's ongoing collaboration on this matter and seek the information requested as soon as possible.

Sincerely,



Karl B. Nebbia
Associate Administrator
Office of Spectrum Management

cc: Mindel De La Torre, Chief, International Bureau
Julius Knapp, Chief, Office of Engineering and Technology
Edward Lazarus, Chief of Staff