

## **FCC Form 312, Response to Question 34**

Question 33 of Form 312 asks whether the applicant, Skynet Satellite Corporation ("Skynet"), is a corporation of which more than 25 percent of the capital stock is owned of record or voted by aliens or their representatives or by a foreign government or representative thereof or by any corporation organized under the laws of a foreign country. The question is intended to ascertain whether the applicant complies with Section 310(b)(4) of the Communications Act, which establishes a 25 percent limit on foreign ownership for companies controlling the licensees of broadcast, common carrier, aeronautical en route, and aeronautical fixed licenses. Section 310(b)(4) is inapplicable to Skynet's extension request, because the satellite is not an aeronautical en route or aeronautical fixed station and Skynet does not propose to provide broadcast or common carrier service via the satellite.

## FCC Form 312 Response to Question 36

Neither Skynet Satellite Corporation ("Skynet"), which is the applicant, nor Loral Space & Communications, Inc. ("Loral Space"), which is a shareholder of Skynet's parent company, has had any FCC station authorization or license revoked or had any application for an initial, modification or renewal of FCC station authorization, license, or construction permit denied by the Commission.

The following information involves entities owned by Loral Space: In an order issued April 1, 2003, the International Bureau declared null and void authorizations held by Loral SpaceCom Corporation and Loral Space & Communications Corporation to construct, launch and operate geostationary Fixed Satellite Service Ka-band payloads at 89° WL, 81 ° W.L., 47° W.L., and 78° E.L.<sup>1</sup> The Bureau affirmed its earlier decision not to extend the construction milestones associated with these authorizations.<sup>2</sup>

In an order issued July 7, 2005, the International Bureau declared null and void, by its own terms, Loral SpaceCom Corporation's authorization to launch and operate a satellite at the 69° W.L. orbit location.<sup>3</sup>

In an order issued September 26, 2005, the International Bureau declared null and void, by its own terms, CyberStar Licensee, LLC's Ka-band system authorization to launch and operate satellites at the 93° WL and 115° W.L. orbital locations.<sup>4</sup>

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<sup>1</sup> See *Loral SpaceCom Corporation and Loral Space & Communications Corporation*, Memorandum Opinion, Order and Authorization, 18 FCC Red. 6301 (2003).

<sup>2</sup> See *Loral Space & Communications Corporation*, Order, 16 FCC Red. 11044 (2001).

<sup>3</sup> See *Loral SpaceCom Corporation (Debtor-in-Possession)*, Memorandum Opinion and Order, 20 FCC Red. 12045 (2005).

<sup>4</sup> See *CyberStar Licensee, LLC*, Order, 20 FCC Red. 15412 (2005).