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Federal Communications Commission  
Bureau / Office

Bogotá D.C., May 15, 2008

**The Honorable Kevin J. Martin**

Chairman

FEDERAL COMMUNICATIONS COMMISSION, FCC

445 12th Street SW

Washington D.C. 20554

United States of America

**Reference:** Notice of Ex Parte Communications

*In the Matter of* STAR ONE S.A., Petition for Declaratory Ruling for  
Inclusion of Star One C5 on the Permitted Space Station List,  
File No. SAT-PPL-20071113-00159

Dear Chairman Martin,

I have the honor of informing you that on Friday 25<sup>th</sup> April, I met with Mrs. Helen Domenici, Mr. Rod Porter, Mr. Karl Kensinger, and one other staff person from the International Bureau. This meeting was requested by the Colombian Administration, with the intention of providing to the FCC further explanations about our concerns with respect to the subject in reference, which can be summarized as follows:

1. The Andean Community Administrations ("CAN"), have been, and still are fully committed to the implementation of our Simon Bolivar2 ("SB2") satellite system to be operated at 67° West, in accordance with the Orbit-Spectrum Resource ("OSR") notified before the ITU.
2. As a proof of this commitment, this System was brought into service in 3Q2005.
3. In order to reactivate the OSR for SB2, CAN made during 2007 an international open bidding, looking for a strategic partner. As a result of this procedure, we have signed a MoU with SES New Skies.
4. During the last WRC-07, CAN obtained an extension for the reactivation of SB2, without an objection coming from any administration. It was clear that this conference completely understood the reasons for and sincerity of this request.



5. CAN understands that this ITU extension is also an exceptional approval that we have attained from ITU administrations; hence it has increased our commitment to the reactivation of SB2.
6. As a part of the tasks related with this reactivation, we have made several joint efforts with diverse administrations related to the coordination of this satellite, including with both Brazil and USA. Coordination negotiations are continuing, particularly with the Brazilian authorities, with our strong intentions to finalize them.
7. Regarding the permission to serve the USA market using SB2, as explained in our meeting, we have the intention to activate SB2 and fully exploit the OSR, which includes coverage over USA CONUS.
8. For this reason, it is very important for us that you make the clarification we have asked you, in order to give the necessary precision and clarity to current and potential customers of both Star One C5 and SB2 on USA territory. We are not asking for any exceptional procedure or authorization text that has not been previously utilized by your Administration in other licensing cases.

I wish to thank you on behalf of my Ministry and the Andean Community Administrations for this meeting, and giving us the opportunity of explain the above details.

Sincerely,



**Joaquín Restrepo**  
International Affairs Advisor  
Ministry of Communications  
Republic of Colombia



### CERTIFICATE OF SERVICE

I hereby certify that on this 15th day of May 2008, a copy of the foregoing was served by first class U.S. mail upon:

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