

SAT-STA-20080813-00154
EchoStar Satellite Operating L.L.C.

IB2008001950

Approved by OMB
3060-0678

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File Number: SAT-STA-20080813-00154
Callsign: 52738

FEDERAL COMMUNICATIONS COMMISSION
APPLICATION FOR SPACE STATION SPECIAL TEMPORARY AUTHORITY
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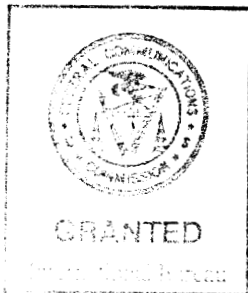
APPLICANT INFORMATION

Enter a description of this application to identify it on the main menu:
Renewal of Special Temporary Authority to Continue to Move EchoStar 11 to 110.0 W.L.

1. Applicant

Name:	EchoStar Satellite Operating L.L.C.	Phone Number:	303-723-1000
DBA Name:		Fax Number:	303-723-1699
Street:	9601 South Meridian Boulevard	E-Mail:	
City:	Englewood	State:	CO
Country:	USA	Zipcode:	80112 -
Attention:	Linda Kinney - (202)293-0981		

subject to have conditions described in the narrative to the application



File # SAT-STA-20080813-00154
Call Sign 52738 Grant Date 8/15/08
(or other identifier)
Term Dates
From 8/19/08 To: _____
Approved: [Signature]
Policy Branch Chief

2. Contact

Name:	Pantelis Michalopoulos	Phone Number:	202-429-6494
Company:	Step toe & Johnson LLP	Fax Number:	
Street:	1330 Connecticut Ave., NW	E-Mail:	pmichalopoulos@step toe.com
City:	Washington	State:	DC
Country:	USA	Zipcode:	20036 -
Attention:		Relationship:	Legal Counsel

(If your application is related to an application filed with the Commission, enter either the file number or the IB Submission ID of the related application. Please enter only one.)

3. Reference File Number or Submission ID

4a. Is a fee submitted with this application?

- If Yes, complete and attach FCC Form 159. If No, indicate reason for fee exemption (see 47 C.F.R.Section 1.1114).
- Governmental Entity Noncommercial educational licensee
- Other(please explain):

4b. Fee Classification

5. Type Request

- Change Station Location Extend Expiration Date Other

6. Temporary Orbit Location

7. Requested Extended Expiration Date

8. Description (If the complete description does not appear in this box, please go to the end of the form to view it in its entirety.)

EchoStar Satellite Operating L.L.C. requests an additional 30 days to complete relocation of the EchoStar 11 satellite from its testing location, 138.5 W.L., to its authorized location, 110.0 W.L. See attached narrative.

9. By checking Yes, the undersigned certifies that neither applicant nor any other party to the application is subject to a denial of Federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Act of 1988, 21 U.S.C. Section 862, because of a conviction for possession or distribution of a controlled substance. See 47 CFR 1.2002(b) for the meaning of "party to the application"; for these purposes. Yes No

10. Name of Person Signing
Linda Kinney

11. Title of Person Signing
Vice President, Law and Regulation

12. Please supply any need attachments.

Attachment 1: Narrative

Attachment 2:

Attachment 3:

WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND / OR IMPRISONMENT
(U.S. Code, Title 18, Section 1001), AND/OR REVOCATION OF ANY STATION AUTHORIZATION
(U.S. Code, Title 47, Section 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, Section 503).

FCC NOTICE REQUIRED BY THE PAPERWORK REDUCTION ACT

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THE FOREGOING NOTICE IS REQUIRED BY THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. SECTION 3507.

I. GRANT OF THIS APPLICATION IS IN THE PUBLIC INTEREST

The Commission has a long-standing policy of granting Special Temporary Authority where such authorization will not cause harmful interference and will serve the public interest, convenience and necessity.² The proposed operations meet both of these tests.

DISH Network completed in-orbit testing of the satellite on August 5, 2008, and began to relocate the satellite to 110.0° W.L. on August 6, 2008.³ All transponders (other than the TT&C transponders) on the satellite have been turned off during the relocation maneuvers. Once the satellite reaches 110.0° W.L., which is now expected to occur on or around August 21, it will begin DBS operation pursuant to regular authority.⁴ Just as it is in the public interest to operate EchoStar 11 at 110.0° W.L.,⁵ it is also in the public interest for the satellite to continue to be moved to that location from its in-orbit testing location. DISH Network will coordinate the move so that its TT&C communications (on 17.794 and 17.797 GHz for command, and 12.208 GHz, 12.692 GHz and 12.693 GHz for telemetry) do not cause harmful interference into any authorized user of the spectrum (including DISH Network and DIRECTV's satellites at 129° W.L. and 119° W.L.) while en route. DISH Network will also ensure the safety of all spacecraft using that portion of the geostationary arc during the relocation.

² See, e.g., *In the Matter of Newcomb Communications, Inc.*, Order and Authorization, 8 FCC Rcd 3631, 3633 (1993); *In the Matter of Columbia Communications Corp.*, Order, 11 FCC Rcd 8639, 8640 (1996); *In the Matter of American Telephone & Telegraph Co.*, Order, 8 FCC Rcd 8742 (1993).

³ See Letter to Marlene H. Dortch, Secretary, FCC, from Petra A. Vorwig, Counsel for DISH Network Corporation, dated August 12, 2008.

⁴ DISH Network has received separate authority to move EchoStar 8 from 110.0° W.L. to 109.8° W.L. and to transfer traffic from that satellite to EchoStar 11. See SAT-STA-20080516-00105 (granted July 24, 2008).

⁵ See Stamp Grant, File No. SAT-LOA-20070622-00085, Call Sign S2738 (granted Jan. 11, 2008) ("*EchoStar 11 Grant*").

II. SECTION 304 WAIVER

In accordance with Section 304 of the Communications Act of 1934, 47 U.S.C. § 304, DISH Network hereby waives any claim to the use of any particular frequency or of the electromagnetic spectrum because of the previous use of the same, whether by license or otherwise.

III. CONCLUSION

For the foregoing reasons, DISH Network respectfully requests renewal of its STA to complete the move of the EchoStar 11 satellite from its testing location, 138.5° W.L. to 110.0° W.L. During the relocation, all transponders other than the TT&C transponders will be switched off, and DISH Network will operate the satellite subject to the following conditions:

- (a) DISH Network shall coordinate all drift orbit operations with other potentially affected in-orbit operators.
- (b) No harmful interference will be caused to any lawfully operating satellite network or radio communication system, and DISH Network operations will cease immediately upon notification of harmful interference. Further, DISH Network shall notify the Commission immediately, in writing, of such an event.
- (c) DISH Network will accept interference from any lawfully operating satellite network or radio communication system.

Respectfully submitted,

EchoStar Satellite Operating L.L.C.

Pantelis Michalopoulos
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(202) 429-3000

*Counsel for EchoStar Satellite
Operating L.L.C.*

/s/
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Brad Gillen
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August 13, 2008