

- Pro forma transfer of control only -

S2741 SAT-STA-20110525-00097 IB2011001495
EchoStar Satellite Operating Corporation
EchoStar 3

Date & Time Filed: May 25 2011 12:19:45:263PM
File Number: SAT-STA-20110525-00097
Callsign:

GRANTED*
International Bureau

File # SAT-STA-20110525-00097
Call Sign S2741 Grant Date 05/27/11
(or other identifier)
Term Dates
From _____ To: 11/03/11
Approved: Stephen J. Duall
Stephen J. Duall
Chief, Satellite Policy Branch

Approved by OMB
3060-0678

*see attachment

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:
Special Temporary Authority to Operate EchoStar 3 at 61.45 W.L. as an In-Orbit Spare

1. Applicant

Name: EchoStar Satellite Operating Corporation Phone Number: 202-293-0981
 DBA Name: Fax Number:
 Street: 100 Inverness Terrace East E-Mail:
 City: Englewood State: CO
 Country: USA Zipcode: 80112
 Attention: Ms Alison Minea

Attachment to Grant
IBFS File No. SAT-STA-20110525-00097

Grant of this Special Temporary Authority authorizes the pro forma change of the authorization holder due to a pro forma corporate restructuring only and does not change the other terms of the related and pre-existing STA grant (IBFS File No. SAT-STA-20110225-00038).

2. Contact	
Name:	Pantelis Michalopoulos
Company:	Stepfoe & Johnson LLP
Street:	1330 Connecticut Ave. NW
City:	Washington
Country:	USA
Attention:	
Phone Number:	(202) 429-6494
Fax Number:	
E-Mail:	pmichalopoulos@stepfoe.com
State:	DC
Zipcode:	20036
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?	
<input checked="" type="radio"/> If Yes, complete and attach FCC Form 159. If No, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114).	
<input type="radio"/> Governmental Entity <input type="radio"/> Noncommercial educational licensee	
<input type="radio"/> Other (please explain):	
4b. Fee Classification	
5. Type Request	
<input type="radio"/> Change Station Location <input type="radio"/> Extend Expiration Date <input checked="" type="radio"/> Other	
6. Temporary Orbit Location	
61.45 W.L.	
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 Corporation ('ESOC') requests Special Temporary Authority to operate the EchoStar 3 satellite at 61.45 W.L. as an in-orbit spare. 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
Alison Minea

11. Title of Person Signing
Corporate Counsel

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).

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**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

_____)	
)	
In the Matter of)	
)	
ECHOSTAR SATELLITE OPERATING)	File No. SAT-STA-2011_____
CORPORATION)	Call Sign S2741
)	
Application for Special Temporary Authority)	
to Operate EchoStar 3 as an)	
In-Orbit Spare at 61.45° W.L.)	
_____)	

APPLICATION FOR SPECIAL TEMPORARY AUTHORITY

EchoStar Satellite Operating Corporation (“ESOC”) hereby requests special temporary authority (“STA”) to operate the EchoStar 3 satellite at 61.45° W.L. as an in-orbit spare for the remainder of the STA period granted to ESOC’s parent, EchoStar Corporation (“EchoStar”) – i.e., until November 3, 2011.¹ EchoStar received authority to assign the EchoStar 3 satellite and all associated authorizations to ESOC on a *pro forma* basis on April 21, 2011, and has consummated the transaction.²

¹ See Stamp Grant, File No. SAT-STA-20110225-00038 (granted Apr. 7, 2011).

² See File No. SAT-ASG-20110224-00033 (granted Apr. 21, 2011). As noted in EchoStar Corporation’s application for *pro forma* assignment of the satellite, it received the approval of its board of directors to assign its space station and earth station facilities upon Commission consent. See File No. SAT-ASG-20110224-00033, Narrative at 2 (filed Feb. 24, 2011). EchoStar filed a notice of consummation of the *pro forma* transaction on May 23, 2011. See Letter from Pantelis Michalopoulos, Counsel for EchoStar Corporation, to Marlene H. Dortch, Secretary, FCC (May 23, 2011), filed in File Nos. SAT-ASG-20110224-00033, SAT-ASG-20110224-00034, SAT-ASG-20110224-00035.

As the Commission is aware, on July 10, 2010, EchoStar successfully launched EchoStar 15, a 32-transponder Direct Broadcast Satellite (“DBS”) that, in light of the loss of AMC-14,³ is effectively replacing EchoStar 3.⁴ EchoStar 15 became fully operational on August 5, 2010. To accommodate testing and operation of EchoStar 15 at 61.55° W.L., and the concurrent and efficient operation of EchoStar’s other satellites at the nominal 61.5° W.L. orbital location, the EchoStar 3 satellite was moved to 61.45° W.L. EchoStar 3, along with EchoStar 12, will supplement service provided by EchoStar 15, as needed, to maintain regular programming. The continued operation of EchoStar 3 ensures that ESOC’s customer, DISH Network L.L.C., will be able to continue providing DBS service to consumers without any service interruptions.

I. THIS REQUEST IS IN THE PUBLIC INTEREST AND WILL NOT CAUSE HARMFUL INTERFERENCE

For the same reason EchoStar was granted STA to operate EchoStar 3 as an in-orbit spare, so too is this request in the public interest. Grant of this application will ensure safe station-keeping margins for each of the satellites that are located at the nominal 61.5° W.L. orbital location. It also will not cause harmful interference, because EchoStar 3 has moved 0.05 degrees to the east, farther away from the nearest non-EchoStar DBS satellite, DIRECTV 1R, which is operating at 72.5° W.L. Furthermore, while EchoStar 3 is operating at 61.45° W.L., it will continue to abide by the conditions set forth in EchoStar’s grant.⁵

³ See Letter from Pantelis Michalopoulos, Counsel for EchoStar Corporation, to Marlene H. Dortch, Secretary, FCC (Dec. 30, 2008), *filed in* File No. SAT-STA-20080923-00193).

⁴ See Stamp Grant, File No. SAT-LOA-20100310-00043 (granted July 1, 2010).

⁵ See Stamp Grant, File No. SAT-STA-20110225-00038 (granted Apr. 7, 2011).

