

S2811 SAT-STA-20120531-00092 IB2012001337
EchoStar Satellite Operating Corporation
EchoStar 15



File # SAT-STA-20120531-00092
Call Sign S2811 Grant Date 07/18/12
(or other identifier)
Term Dates period of
From 07/18/12 To 180 days
Approved: *Stephen J. Duall*

Approved by OMB
3060-0678

Date & Time Filed: May 31 2012 2:25:57:510PM
File Number: SAT-STA-20120531-00092
Callsign:

Stephen J. Duall
Chief, Satellite Policy Branch

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:
Application for Special Temporary Authority to Operate EchoStar 15 at 61.65 W.L.

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
EchoStar Satellite Operating Corporation
IBFS File No. SAT-STA-20120531-00092
Call Sign S2811
July 18, 2012

EchoStar Satellite Operating Corporation is granted special temporary authority to continue operating the EchoStar 15 space station (Call Sign S2811) at the 61.65° W.L. orbital location for a period of 180 days commencing on July 18, 2012. Operations pursuant to this authorization shall be in accordance with conditions imposed as part of EchoStar's initial authorization to operate EchoStar 15 at this orbital location, granted on June 12, 2012. IBFS File No. SAT-STA-20120531-00091.



File # SAT- STA- 20120531-00092

Call Sign S2811 Grant Date 07/18/12
(or other identifier)

Term Dates period of
From 07/18/12 To: 180 days

Approved: Stephen J. Duall
Stephen J. Duall
Chief, Satellite Policy Branch

2. Contact	
Name: Pantelis Michalopoulos	Phone Number: 202-429-6494
Company: Steptoe & Johnson LLP	Fax Number:
Street: 1330 Connecticut Avenue NW	E-Mail: pmichalopoulos@steptoe.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?	
<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 61.65 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 requests Special Temporary Authority to operate the EchoStar 15 satellite at 61.65 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
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-_____
CORPORATION)	File No. SAT-STA-_____
)	Call Sign S2741
Applications for Special Temporary)	S2811
Authority to Move EchoStar 15 to, and)	
Operate at, 61.65° W.L.)	
)	
_____)	

APPLICATIONS FOR SPECIAL TEMPORARY AUTHORITY

EchoStar Satellite Operating Corporation (“ESOC,” and collectively with its affiliates, “EchoStar”) hereby requests 30-day special temporary authority (“STA”) under Section 25.120(b) of the Commission’s rules¹ beginning on or about June 15, 2012: (a) to move the EchoStar 15 satellite from its current orbital position at 61.55° W.L. to the 61.65° W.L. orbital position; and (b) to operate the satellite at 61.65° W.L. ESOC further requests a 180-day STA to operate EchoStar 15 at 61.65° W.L. once the satellite has been relocated.² This request is being made in anticipation of the upcoming launch of EchoStar 16,³ and is part of a series of moves that EchoStar anticipates in order to accommodate EchoStar 16 at the nominal 61.5° W.L. orbital

¹ 47 C.F.R. § 25.120(b).

² EchoStar will maintain EchoStar 15 within a ± 0.05° station-keeping box while at 61.65° W.L.

³ See File Nos. SAT-LOA-20110902-00172 (filed Sept. 2, 2011); SAT-STA-20110902-00171 (filed Sept. 2, 2011); SAT-STA-20120315-00049 (filed Mar. 15, 2012).

location.⁴ EchoStar anticipates that once EchoStar 16 is certified as operational at the nominal 61.5° W.L. orbital location, no more than three satellites will continue to serve that location in the long term. EchoStar is exploring several possible fleet adjustments, and will be able to evaluate its alternatives more fully once EchoStar 16 is successfully launched and operating.

I. BACKGROUND

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-14,⁵ effectively replaced EchoStar 3.⁶ EchoStar 15 became fully operational on August 5, 2010. EchoStar 15 has been operating at 61.55° W.L. since its launch, providing capacity for EchoStar’s customer, DISH Network L.L.C., to provide Direct Broadcast Satellite (“DBS”) service to U.S. consumers.

EchoStar is now preparing to launch the EchoStar 16 satellite as early as August 2012, which will further supplement the service provided from 61.5° W.L. and ensure the continued full utilization of the DBS spectrum at that orbital location. In anticipation of this launch and the assumption of operations at 61.5° W.L. by EchoStar 16, EchoStar is repositioning the spacecraft in the 61.5° W.L. orbital cluster. Upon completion of the EchoStar 15 relocation, EchoStar will have satellites at 61.35° W.L. (EchoStar 12), 61.65 ° W.L. (EchoStar 15), and 61.8 ° W.L. (EchoStar 3).⁷ Upon the successful launch of EchoStar 16 later this year, which will be placed at

⁴ See Stamp Grant, File No. SAT-STA-20120424-00073 (granted Apr. 30, 2012); Stamp Grant, File No. SAT-STA-20120524-00088 (granted May 31, 2012); File No. SAT-STA-20120424-00074 (filed Apr. 24, 2012).

⁵ See Letter from Pantelis Michalopoulos, Counsel for EchoStar Corporation, to Marlene H. Dortch, Secretary, FCC, File No. SAT-STA-20080923-00193 (Dec. 30, 2008).

⁶ See Stamp Grant, File No. SAT-LOA-20100310-00043 (granted July 1, 2010).

⁷ Policy Branch Information, Actions Taken, Report No. SAT-00865, File No. SAT-STA-20120424-00073 (eff. April 30, 2012).

61.5° W.L., EchoStar's satellites in the cluster will be aligned at 0.15° separation, with the three operational satellites centered around the 61.5° W.L. nominal orbital location.

For the reasons set forth below, the relocation of EchoStar 15 to 61.65° W.L. will not cause harmful interference to any authorized user of the spectrum and would be in the public interest. Accordingly, the Commission should grant the requested STAs.

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

The requested STAs are in the public interest because the move will ensure safe station-keeping margins for each of the satellites that are located at the nominal 61.5° W.L. orbital location, which is a critical precursor to EchoStar 16's entry into service later this year.

Relocation of EchoStar 15 to 61.65° W.L. as proposed herein will not harm adjacent satellite operators, because the move is within the 61.5° W.L. orbital cluster. Such a move within the cluster does not increase interference risks for nearby Broadcast Satellite Service ("BSS") satellites. Moreover, ESOC will operate EchoStar 15 on a non-harmful interference basis pursuant to the requested STAs. Finally, the relocation will not adversely affect existing customer service because service will be maintained on EchoStar 15 during and following the in-cluster move.

III. OPERATIONAL PARAMETERS

During relocation maneuvers and operations of EchoStar 15 at the 61.65° W.L. orbital location, EchoStar will operate the satellite subject to the following conditions:

1. EchoStar shall coordinate all drift orbit TT&C operations with other potentially affected in-orbit operators.
2. Drift operations and operations at 61.65° W.L. shall be on a non-harmful interference basis, meaning that EchoStar shall not cause interference to, and shall not claim protections from, interference caused to it by any other lawfully operating satellites.

3. In the event that any harmful interference is caused as a result of operations during the relocation of the EchoStar 15 satellite or while the satellite is at 61.65° W.L., EchoStar shall cease operations immediately upon notification of such interference and shall inform the Commission immediately, in writing, of such event.

IV. WAIVER PURSUANT TO SECTION 304 OF THE ACT

In accordance with Section 304 of the Communications Act of 1934, as amended, 47 U.S.C. § 304, ESOC hereby waives any claim to the use of any particular frequency or use of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise.

V. CONCLUSION

For the foregoing reasons, ESOC respectfully requests grant of its application for 30-day STA, beginning on or about June 15, 2012, to move EchoStar 15 to 61.65° W.L. and to operate it at that location. ESOC further requests that the Commission grant its application for STA to operate EchoStar 15 at 61.65° W.L. for 180 days.

Respectfully submitted,

Pantelis Michalopoulos
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Washington, D.C. 20036
(202) 429-3000
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/s/
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May 31, 2012