

S2741 SAT-STA-20130514-00069 IB2013001018
EchoStar Satellite Operating Corporation
EchoStar 3



*with conditions

File # SAT-STA-20130514-00069

Call Sign S2741 Grant Date 06/28/13
(or other identifier)

Term Dates period of
From 06/26/13 To: 180 days

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

Approved by OMB
3060-0678

Date & Time Filed: May 14 2013 10:49:38:256AM
File Number: SAT-STA-20130514-00069
Callsign:

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 180−Day Special Temporary Authority to Operate EchoStar 3 at 61.8 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:			

EchoStar Satellite Operating Corporation
IBFS File No. SAT-STA-20130514-00069
Call Sign S2741

The application of EchoStar Satellite Operating Corporation (EchoStar) for special temporary authority, IBFS File No. SAT-STA-20130514-00069, is granted. Accordingly, EchoStar is authorized, for a period of 180 days commencing on June 26, 2013, to conduct telemetry, tracking, and control operations sufficient to maintain the EchoStar 3 space station (Call Sign S2741) as an in-orbit spare at the 61.8° W.L. orbital location. All operations of the EchoStar 3 space station must be in accordance with the technical specifications set forth in EchoStar's application, the Federal Communications Commission's rules, and the conditions below.

1. All operations under this grant of special temporary authority must be on an unprotected and non-harmful interference basis. EchoStar must not cause harmful interference to, and must not claim protection from interference caused to it by, any other lawfully operating radio communication system.

2. In the event of any harmful interference as a result of operations under this grant of special temporary authority, EchoStar must cease operations immediately upon notification of such interference and must immediately inform the Commission, in writing, of such an event.

3. EchoStar must maintain the EchoStar 3 space station with an east/west longitudinal station-keeping tolerance of +/- 0.05 degrees of the 61.8 ° W.L. orbital location.

4. Any action taken or expense incurred as a result of operations pursuant to this grant of special temporary authority is at EchoStar's own risk.

5. EchoStar is afforded 30 days from the date of the release of this action to decline this authorization as conditioned. Failure to respond within this period will constitute formal acceptance of this authorization as conditioned.

6. This grant is issued pursuant to Section 0.261 of the Commission's rules on delegated authority, 47 C.F.R. § 0.261, and is effective upon release.



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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: 202-429-3902
Street: 1330 Connecticut Ave. NW	E-Mail: pmichalopoulos@steptoe.com
City: Washington	State: DC
Country: USA	Zipcode: 20036 -1795
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 SATSTA2012111300198 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 checked="" type="radio"/> Extend Expiration Date <input type="radio"/> Other	
6. Temporary Orbit Location 61.8 W.L.	7. Requested Extended Expiration Date 2013-12-22 00:00:00.0

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 renewal of its 180-day Special Temporary Authority to operate the EchoStar 3 satellite, Call Sign S2741, at 61.8 W.L. Specifically, EchoStar requests continued authority to conduct TT&C over the following frequencies

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
Dean A. Manson

11. Title of Person Signing
Gen. Counsel, EchoStar Satellite Operating Corp.

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 CORPORATION)	File No. SAT-STA-20121113-00198
)	File No. SAT-STA-2013 ____ - ____
)	Call Sign S2741
Application for Renewal of Special)	
Temporary Authority to Operate EchoStar 3)	
as an In-Orbit Spare at 61.8° W.L.)	
)	
_____)	

**APPLICATION FOR RENEWAL
OF SPECIAL TEMPORARY AUTHORITY**

By this Application, and pursuant to Section 25.120(b)(2) of the Commission’s rules,¹ EchoStar Satellite Operating Corporation (“ESOC,” and with its affiliates, “EchoStar”) hereby requests a 180-day renewal of its special temporary authority (“STA”) to operate the EchoStar 3 satellite at 61.8° W.L. as an in-orbit spare. Specifically, EchoStar requests continued authority to conduct TT&C over the following frequencies: 17301.5 MHz (command); and 12201.0 MHz, 12203.0 MHz, and 12699.0 MHz (telemetry). The current STA for the space station expires on June 25, 2013.²

EchoStar launched the EchoStar 16 satellite in November 2012 to provide additional service for its customer, DISH Network L.L.C., at the nominal 61.5° W.L. orbital location. In anticipation of the arrival of EchoStar 16 at 61.5° W.L., and to provide adequate station-keeping

¹ 47 C.F.R. § 25.120(b)(2).

² See Stamp Grant, File No. SAT-STA-20121113-00198 (granted Jan. 28, 2013).

margins for all the satellites in the 61.5° W.L. orbital cluster,³ EchoStar repositioned EchoStar 3 at 61.8° W.L. in early 2012.⁴ Operating at 61.8° W.L. as an in-orbit spare, EchoStar 3 remains in close proximity to the 61.5° W.L. nominal orbital location and available, if needed, for repositioning within the orbital cluster to provide service.⁵ Accordingly, grant of the requested STA is in the public interest.

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

The requested STA is in the public interest for the same reason EchoStar was previously granted STA to operate EchoStar 3 as an in-orbit spare.⁶ 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. Moreover, grant of this application will not cause harmful interference because EchoStar will conduct TT&C operations with EchoStar 3 at 61.8° W.L. in accordance with the conditions imposed on the original STA grant.⁷

II. 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, EchoStar 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.

³ EchoStar 3 has been operating at 61.8° W.L. while EchoStar 12 has been operating at 61.35° W.L., EchoStar 15 at 61.65° W.L., and EchoStar 16 at 61.5° W.L.

⁴ Stamp Grant, File No. SAT-STA-20120424-00073, Call Sign S2741 (granted Apr. 30, 2012).

⁵ With the relocation of EchoStar 15 to the 45° W.L. cluster, Stamp Grant, SAT-STA-20130502-00065, Call Sign S2811 (granted May 8, 2013), EchoStar is evaluating spare capacity requirements for the 61.5° W.L. cluster. As part of these considerations, EchoStar is considering its options for bringing EchoStar 3 back within the 61.5° W.L. orbital cluster.

⁶ See Stamp Grant, File No. SAT-STA-20120424-00073 (granted Apr. 30, 2012).

⁷ *Id.*

