

## EXHIBIT 1

### DESCRIPTION OF TRANSACTION AND PUBLIC INTEREST STATEMENT (Response to Questions 43 & A21)

Pursuant to 47 C.F.R. § 25.119, EchoStar Broadcasting Holding Corporation (“EBHC”), an indirect subsidiary of DISH Network Corporation (“DISH”), and EchoStar Operating L.L.C. (“ESO”), a direct subsidiary of EchoStar Corporation (“EchoStar”) (collectively, “Applicants”), request Commission consent to a *pro forma* assignment over the earth station licenses specified below (the “Earth Station Licenses”) and in the accompanying Form 312, Schedule A (Question A8), from EBHC to ESO. Both companies are controlled by Mr. Charles W. Ergen, who holds a controlling, majority voting interest in the parent companies of both companies.

#### I. DESCRIPTION OF THE TRANSACTION AND PUBLIC INTEREST BENEFITS

On February 28, 2017, DISH and EchoStar consummated a transaction whereby EchoStar transferred, among other things, certain licenses and authorizations to DISH, including the Earth Station Licenses.<sup>1</sup> The parties have now concluded that the Earth Station Licenses optimally reside with ESO rather than EBHC, and have agreed to their assignment to ESO.

This *pro forma* transaction will serve the public interest by facilitating EchoStar’s provision of telemetry, tracking and control services utilizing the Earth Station Licenses.

The ownership structure of EchoStar and ESO is set forth in Attachment A (Ownership Diagram) to this application. Ultimate control over the Earth Station Licenses remains with Mr. Ergen through his ongoing control of both DISH and EchoStar.<sup>2</sup>

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<sup>1</sup> EchoStar Broadcasting Holding Corporation, SES-ASG-20170206-00118 (granted Feb. 10, 2017); Letter from Stephanie A. Roy, Steptoe & Johnson LLP, Counsel to DISH Network Corporation, to Marlene Dortch, FCC, SES-ASG-20170206-00118 SES-ASG-20170206-00119, SES-ASG-20170206-00120 (Mar, 1, 2017).

<sup>2</sup> See Federal Communications Bar Association Petition for Forbearance from Section 310(d) Regarding Non-Substantial Assignments of Wireless Licenses and Transfer of Control, *Opinion*

## II. AUTHORIZATIONS TO BE ASSIGNED

The Applicants request consent for assignment of the following Earth Station Licenses.

Licensee	Call Sign	Location	Station Class / Radio Service	Expiration
DISH Network Corporation	E150098	Summerset, SD	Fixed Earth Station	9/15/2030
DISH Network Corporation	E980118	Cheyenne, WY	Fixed Earth Station	3/20/2023
DISH Network Corporation	E080120	Cheyenne, WY	Fixed Earth Station	11/3/2023
DISH Network Corporation	E980005	Cheyenne, WY	Fixed Earth Station	8/1/2026
DISH Network Corporation	E980047	Cheyenne, WY	Fixed Earth Station	3/6/2023
DISH Network Corporation	E010242	Gilbert, AZ	Fixed Earth Station	11/2/2026
DISH Network Corporation	E020306	Gilbert, AZ	Fixed Earth Station	2/3/2018
DISH Network Corporation	E060003	Gilbert, AZ	Fixed Earth Station	3/29/2021
DISH Network Corporation	E070014	Gilbert, AZ	Fixed Earth Station	3/7/2022
DISH Network Corporation	E070015	Gilbert, AZ	Fixed Earth Station	3/7/2022
DISH Network Corporation	E070273	Mt. Jackson, VA	Fixed Earth Station	2/5/2023
DISH Network Corporation	E070275	Spokane, WA	Fixed Earth Station	2/5/2023

## III. CERTIFICATION

The Applicants certify that the proposed assignment is *pro forma* and, together with all previous *pro forma* transactions, it does not result in a change in the actual controlling party of the Earth Station Licenses. The FCC has already passed on the qualifications of EchoStar to control FCC licenses. Moreover, Commission approval of the proposed assignment does not require a waiver or declaratory ruling regarding any applicable FCC rule. Thus, under 47 C.F.R. § 25.119(i), Commission approval will be deemed granted one business day after filing.

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*and Order*, 13 FCC Rcd. 6293, 6298–99 (1998) (describing license transfers to corporations owned or controlled by the assignor’s shareholders as *pro forma* in nature).

**Attachment A (Ownership Diagram)**

