



Federal Communications Commission  
Washington, D.C. 20554

April 30, 2004

Raul Rodriguez, Esq.  
Leventhal, Senter & Lerman, PLLC  
2000 K Street, N.W.  
Suite 600  
Washington, D.C. 20006  
Telephone: 202-429-8970

Re: Maritime Telecommunications Network Application,  
File No. SES-LIC-2001113-002259, Call Sign: E010332

Dear Mr. Rodriguez:

The Satellite Division is currently reviewing Maritime Telecommunications Network's ("MTN") application for authority to operate earth stations on vessels utilizing the Ku band. As part of the application process and pursuant to a request by the Federal Communications Commission, MTN served adjacent satellite operators with an interference analysis. As noted in our *Clarification Request*,<sup>1</sup> we have identified certain discrepancies between the information contained in MTN's application and the interference analysis served on adjacent operators. In response, MTN admits to the presence of such discrepancies but requests a preliminary opinion from the Commission that any amendment to its application to correct such discrepancies would be a minor amendment.<sup>2</sup> At this time, we decline to provide MTN with the preliminary opinion it requests. Instead, as explained below, MTN is directed to amend, by May 17, 2004, its pending application SES-LIC-2001113-002259 so that it conforms to the system described in material served on adjacent operators, or its application will be dismissed without prejudice to refileing.

MTN is advised that its amendment should include all the changes identified by the Commission or MTN in the correspondence listed in this letter. MTN's amendment should also include, but should not be limited, the name of the manufacturer and the model of the proposed antenna with a statement as to whether the antenna conforms to Section 25.209(a) of the Commission's Rules; values for input power and power density and for emission power and power density; and specific points of communication. Finally, we also advise MTN to file as an attachment to their amendment a statement responding, for the amended proposed operation, to the items listed in the Commission's letter of December 2003.<sup>3</sup> Specifically, MTN should include in its attachment responses to questions on: Points of Communication; Pointing Accuracy within 0.2 degrees; Muting; 24 Hour Contact; Acknowledgement that any license will

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<sup>1</sup> Letter from William Howden, Chief, Systems Analysis Branch, Satellite Division, International Bureau, to Mr. Raul Rodriguez, Leventhal, Senter & Lerman, PLLC, March 31, 2004 (*Clarification Request*).

<sup>2</sup> Letter from Mr. Raul Rodriguez, Leventhal, Senter & Lerman, PLLC, to William Howden, Chief, Systems Analysis Branch, Satellite Division, International Bureau, April 22, 2004.

<sup>3</sup> Letter from William Howden, Chief, Systems Analysis Branch, Satellite Division, International Bureau, to Mr. Raul Rodriguez, Leventhal, Senter & Lerman, PLLC, December 12, 2003.

be subject to the outcome of any future Rule Making; and petition for appropriate waiver of Section 2.106 of the Commission's rules, for non-conforming use of FSS frequency bands for an ESV application.

MTN is also directed to serve a copy of its amendment and any attachments included on operators of adjacent satellites, on the same date as its filing of the amendment with the Commission.<sup>4</sup> If you have any questions, you may contact me at 202 418 2343.

Sincerely,

William Howden  
Chief, Systems Analysis Branch  
Satellite Division

cc: Robert Hanson, Vice President — Regulatory Affairs  
Maritime Telecommunications Network, Inc.  
3044 N. Commerce Parkway  
Miramar, FL 33025

John Forsey  
Director  
New Satellite Ventures & International Coordination  
Telesat Canada  
1601 Telesat Court  
Gloucester, ON K1B 5P4

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<sup>4</sup> If MTN should serve its amendment and any accompanying attachments upon operators of adjacent satellites, the operators would have 30 days from the receipt of such revised interference analysis to file comments or objections with the Commission. Any such revised interference analysis should specifically notify operators of adjacent satellites of the period within which to file comments or objections.