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OCT 24 2003

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

BY HAND

October 24, 2003

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
c/o Natek, Inc., Inc.
236 Massachusetts Avenue, N.E.
Suite 110
Washington, DC 20002

Int'l Bureau
OCT 27 2003
Front Office

Re: Comments of Tripoint Global, Inc. regarding
SWE-DISH Satellite Communications, Inc. Earth Station
Application FCC File No. SES-LIC-20030910-01236

Dear Ms. Dortch,

Pursuant to Section 25.154 of the Commission's Rules, 47 C.F.R. § 25.154, Tripoint Global, Inc. ("Tripoint") hereby files its comments regarding the above-referenced earth station application ("Application") filed by SWE-DISH Satellite Communications, Inc. ("Swe-dish") on September 10, 2003.¹

Tripoint is the leading supplier of satellite and wireless communications products and services for video, voice and data worldwide. TriPoint's industry-leading businesses, including VertexRSI, Gabriel and Prodelin, offer an exciting range of new communications products and solutions backed by high quality and strong industry expertise. Tripoint is an interested party due to its participation in the satellite equipment manufacturing industry.

¹ *In Re* Satellite Radio Applications Accepted for Filing, *Public Notice*, Report No. SES-00535 (Sept. 24, 2003).

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Tripoint believes that the Swe-dish Application does not adequately demonstrate compliance with Section 25.209 of the Commission's Rules, 47 C.F.R. § 25.209. The Application demonstrates that the Swe-dish antenna does not conform with the technical requirements contained in Section 25.209(a) or (b).² Thus, the Commission may not routinely grant this Application absent a finding that unacceptable levels of interference will not be caused under conditions of uniform 2 degree orbital spacings. *See* 47 C.F.R. § 25.209(f).

Tripoint believes that the antenna Swe-dish is attempting to license in its Application, if approved for ALSATs as requested,³ may cause potential harmful interference to adjacent satellites in violation of 47 C.F.R. § 25.209. Further, this interference may cause irreparable harm to the satellite antenna industry and to the future development and growth of efficient and effective terminals which is in the public interest. As such, the Commission should require Swe-dish to provide additional information addressing this issue before granting the Application.

Please file-stamp and return a copy of this filing in the pre-addressed, stamped envelope provided for this purpose.

Kindly direct questions concerning this filing to the undersigned.

Regards,

A handwritten signature in cursive script that reads "Marvin Shoemake, Inc".

Marvin Shoemake
Executive Vice President, Tripoint Global, Inc.

cc: Pal Ekberg, SWE-DISH Satellite Communications, Inc.
Colin Robinson, Tripoint Global, Inc.

² *See* Application at FCC Form 312, p. 6, No. 35, and Exhibit C.

³ *See* Application at FCC Form 312, Schedule B, No. E21-E24.