



Federal Communications Commission
Washington, D.C. 20554

DA 05-1358

May 17, 2005

John F.X. Browne
John F.X. Browne & Associates
38710 Woodward Blvd
Bloomfield, MI 48304

Re: Call Sign: E950022
SES-LIC-20050228-00243

Dear Mr. Browne:

On February 28, 2005, you filed the above-captioned application on behalf of Scripps Howard Broadcasting Company for a conventional Ku-Band¹ Earth Station.

We note that item E49 (Maximum EIRP Density per Carrier in dBW/4kHz) was specified as 0.0 for the 45M0G7W emission. We also note that the average EIRP Density per Carrier is computed to be 31.49 dBW/4 kHz by considering the 72.0 dBW EIRP per carrier specified in item E48, resulting in an internal inconsistency in the application. Given this inconsistency, we cannot determine the actual emission power in use.

Accordingly, pursuant to Section 25.112(a)(1)² of the Commission's rules, 47 C.F.R. § 25.112(a)(1), and Section 0.261 of the Commission's rules on delegations of authority, 47 C.F.R. § 0.261, we dismiss your application as defective without prejudice to refile.³

Sincerely,

Scott A. Kotler
Chief, Systems Analysis Branch
Satellite Division

¹ 14.0-14.5 GHz band.

² 47 C.F.R. Section 25.112(a)(1). *See also* Echostar Satellite LLC, *Order on Reconsideration*, DA 04-4056 (released December 27, 2004).

³ If Scripps Howard Broadcasting Company refiles an application identical to the one dismissed, with the exception of supplying the missing information, it need not pay an application fee. *See* 47 C.F.R. § 1.1109(d).