

Permit-But-DISCLOSE

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File # \_\_\_\_\_

Call Sign \_\_\_\_\_ Grant Date May 22, 2008

(or other identifier)

Term Dates \_\_\_\_\_

From \_\_\_\_\_ To: \_\_\_\_\_

Approved: [Signature]  
Policy Branch Chief

May 13, 2008

FILED/ACCEPTED

MAY 13 2008

Federal Communications Commission  
Office of the Secretary

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W., Room TW-A325  
Washington, D.C. 20554

Re: New ICO Satellite Services, G.P.  
File Nos. SES-LIC-20071203-01646, SES-AMD-20080118-00075 &  
SES-AMD-20080219-00172

Dear Ms. Dortch:

New ICO Satellite Services, G.P. ("ICO") hereby requests that the International Bureau modify the *ex parte* status of the above-referenced proceeding from restricted to permit-but-disclose, pursuant to Sections 1.1200(a) and 1.1208 of the Commission's rules.<sup>1</sup> Grant of this request will permit ICO and other interested parties to communicate directly with the Commission and its staff, subject to applicable public disclosure requirements.

This proceeding involves an application ("Application") filed by ICO, seeking a blanket license for mobile earth terminals and ancillary terrestrial component facilities to be used in conjunction with ICO's 2 GHz mobile satellite service system. Petitions to deny and comments were filed in response to the Application.<sup>2</sup>

For *ex parte* purposes, this proceeding is a "restricted" proceeding under Section 1.1208.<sup>3</sup> The Commission, however, has the authority to modify the *ex parte* status of a proceeding "[w]here the public interest so requires."<sup>4</sup> The Commission routinely has redesignated the *ex parte* status of a proceeding as "permit-but-disclose" where complex

<sup>1</sup> See 47 C.F.R. §§ 1.1200(a) and 1.1208 Note 2.

<sup>2</sup> See Petition to Deny by Inmarsat Global Limited (Apr. 4, 2008); Petition to Deny by Sprint Nextel Corporation (Apr. 4, 2008); Comments of TerreStar Networks, Inc. (Apr. 4, 2008).

<sup>3</sup> See 47 C.F.R. § 1.1208.

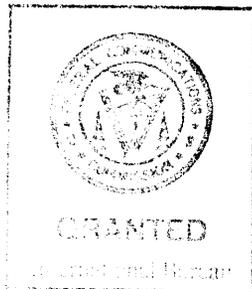
<sup>4</sup> See *id.* § 1.1200(a).

May 22, 2008

IBFS File Nos. SES-LIC-20071203-01646, SES-AMD-20080118-00075,  
and SES-AMD-20080219-00172

The request of New ICO Satellite Services, G.P. (ICO) to designate the proceeding pertaining to its request to operate Ancillary Terrestrial Component (ATC) base stations and dual-mode Mobile Satellite Service (MSS)/ATC mobile terminals in spectrum reserved for provision of 2 GHz MSS in the United States via a United Kingdom-licensed satellite as "permit-but-disclose" for purposes of the Commission's rules governing ex parte communications IS GRANTED. Letter from Suzanne Hutchings Malloy, Senior V.P., Regulatory Affairs, New ICO Satellite Services, G.G., to Marlene H. Dortch, Secretary, Federal Communications Commission, dated May 13, 2008. ICO stated in its letter that it has contacted all other parties to the proceeding and none opposes the change in status. We find that designating this proceeding as "permit-but-disclose" will facilitate resolution of the complex policy issues raised here. We therefore designate the proceeding as "permit-but-disclose," effective May 20, 2008. See 47 C.F.R. §§ 1.1200(a), 1.1206 and 1.1208 note 2. This action is without prejudice to any determination regarding the processing of the applications.

Permit-But-Disclose



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Term Dates  
From May 22, 2008 To length of proceeding

Approved: [Signature]  
Policy Branch Chief

technical, legal, and policy issues are raised.<sup>5</sup> Grant of this request will serve the public interest by facilitating communications with Commission staff to address complex technical, legal, and policy issues raised in this proceeding. Moreover, ICO has contacted all other parties to this proceeding, and none opposes the requested change.

Accordingly, ICO urges the Commission to grant this request expeditiously. Please direct any questions regarding this submission to the undersigned.

Respectfully submitted,

By:   
Suzanne Hutchings Malloy  
Senior V.P., Regulatory Affairs

cc: See attached Certificate of Service

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<sup>5</sup> See, e.g., FCC Public Notice, *Int'l Bureau, Satellite Policy Branch Information: Ex Parte Status of Pending Loral Modification Applications*, 16 FCC Rcd 14774 (IB 2001); *Application of SkyBridge L.L.C.*, 13 FCC Rcd 11076 (IB 1998).

**CERTIFICATE OF SERVICE**

I hereby certify on this 13<sup>th</sup> day of May 2008, a copy of the foregoing LETTER has been served via electronic mail (as indicated) or U.S. First Class mail to the following:

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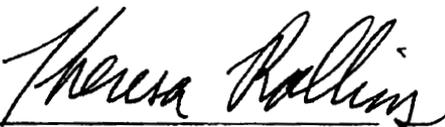
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