

**Response to Question 36**

On July 26, 2011, the International Bureau declared null and void the authorization of EchoStar Corporation, Hughes' parent company, to construct, launch, and operate a new Direct Broadcast Satellite at 86.5° W.L. for failure to meet the Critical Design Review milestone, and also rejected EchoStar's request to modify its 86.5° W.L. authorization to allow the in-orbit EchoStar 8 satellite to provide service from that orbital location.<sup>1</sup> EchoStar has filed a petition for reconsideration of the IB's decision.<sup>2</sup>

In addition, on August 11, 2006 the International Bureau's Systems Analysis Branch denied two earth station license modification applications filed by HNS License Sub, LLC, which had sought to extend the milestone dates for completing construction of the licensed facilities.<sup>3</sup> As a result of this denial, the two underlying authorizations (Call Signs E030007 and E030008) were declared null and void.

The FCC has dismissed, but not denied on the merits, a few of EchoStar's license applications without prejudice to refileing.<sup>4</sup>

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<sup>1</sup> See *EchoStar Corporation*, Certifications of Milestone Compliance, Memorandum Opinion and Order, 26 FCC Rcd 10442 (IB 2011).

<sup>2</sup> See *EchoStar Satellite Operating Corporation*, Petition for Reconsideration, File Nos. SAT-LOA-2003-0609-00113, SAT-MOD-2081229-00239, SAT-MOD-20101124-00244, SAT-AMD-20110330-00065 (filed Aug. 25, 2011).

<sup>3</sup> See Letter from Scott A. Kotler, Chief, Systems Analysis Branch, to Raymond G. Bender, Counsel for HNS License Sub, LLC, 21 FCC Rcd 9145 (Sat. Div. 2006).

<sup>4</sup> See, e.g., Letter from Robert G. Nelson, Chief, Satellite Division, to Pantelis Michalopoulos, Counsel for EchoStar Corporation, 24 FCC Rcd 7132 (IB 2009); *EchoStar Corporation*, 25 FCC Rcd 10193 (IB 2010); Letter from Paul E. Blais, Chief, Systems Analysis Branch, Satellite Division, to Alison Minea, Corporate Counsel, EchoStar Broadcasting Corporation, 28 FCC Rcd 10214 (IB 2013).