

ORIGINAL

Before the
Federal Communications Commission
Washington, D.C. 20554

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DEC - 8 2005

In the matter of)
)
SkyWave Mobile Communications, Corp.)

Federal Communications Commission
Office of Secretary

File No. SES-MFS-20051207-01709
(Call Sign E030055)

MOTION TO DESIGNATE PROCEEDING AS "PERMIT-BUT-DISCLOSE"

Mobile Satellite Ventures Subsidiary LLC ("MSV") hereby requests that the Commission designate the *ex parte* status of the above-captioned proceeding as "permit-but-disclose."¹

Pursuant to the Commission's rules, "[w]here the public interest so requires in a particular proceeding, the Commission and its staff retain the discretion to modify the applicable *ex parte* rules by order, letter, or public notice." 47 C.F.R. § 1.1200(a). This proceeding involves an application for Title III authority to operate in the United States using an uncoordinated Inmarsat satellite in the L band. The application raises policy issues concerning the management of L band spectrum, including complex technical issues, which are the same issues raised by similar previously filed applications currently pending before the International Bureau to operate with Inmarsat-4 satellites.² The International Bureau has already designated these previously filed

Permit - But - Disclose

¹ On this day, MSV has filed a Notice of Intent to Participate in the above-referenced proceeding, thereby making this proceeding restricted under the Commission's *ex parte* rules. See MSV, Notice of Intent to Participate, File No. File No. SES-MFS-20051207-01709 (December 8, 2005).

² See Stratos Communications, Inc., Application, File No. SES-LFS-20050826-01175 (August 26, 2005); Stratos Communications, Inc., Amendment, File No. SES-AMD-20050922-01313 (September 22, 2005); Telenor Satellite, Inc., Application, File No. SES-LFS-20050930-01352 (September 30, 2005); FTMSC US, LLC, Application, File No. SES-LFS-20051011-01396 (October 11, 2005).



File # see above
Call Sign _____ Grant Date 12/21/05
(or other identifier)
Term Dates length of proceeding
From 12/21/05 To: _____
Approved: [Signature]
Policy Branch Chief

For File No.

SkyWave Mobile Communications, Corp.
SES-MFS-20051207-01709 (Call Sign E030055)

On December 21, 2005, the Satellite Division granted Mobile Satellite Ventures Subsidiary LLC's requests to designate earth station applications that seek authority to provide Mobile Satellite Services in the L-band with Inmarsat's 4F2 satellite, to be located at 52.75° W.L., as "permit-but-disclose" for purposes of the Commission's rules governing ex parte communications. See Motion to Designate Proceeding as "Permit-But-Disclose," filed by Mobile Satellite Ventures Subsidiary on December 8, 2005 (addressing SES-MFS-20051207-01709). We find that designating the earth station applications as "permit-but-disclose" will facilitate resolution of the complex policy issues raised by the applications. Thus, we designate IBFS File No. SES-MFS-20051207-01709 as "permit-but-disclose," effective December 21, 2005. 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



File # see above

Call Sign _____ Grant Date 12/21/05
(or other identifier)

Term Dates
From 12/21/05 To: length of proceeding

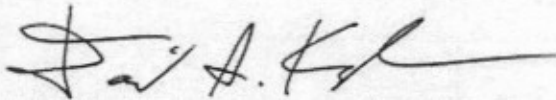
Approved: *Andrew L. Kelly*

Policy Branch Chief

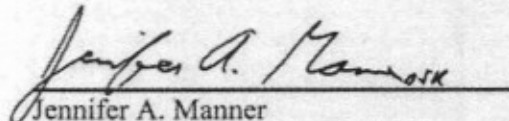
applications as permit-but-disclose proceedings.³ A free exchange of views, particularly with Commission engineers, will be useful in creating a more complete record.

Based on the foregoing, MSV respectfully requests that the Commission designate the *ex parte* status of the above-captioned proceeding as "permit-but-disclose."

Respectfully submitted,



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Dated: December 8, 2005

³ See *Public Notice*, Report No. SES-00767 (November 16, 2005) ("We find that designating the earth station applications as 'permit-but-disclose' will facilitate resolution of the complex policy issues raised by the applications.").

CERTIFICATE OF SERVICE

I, Sylvia A. Davis, a secretary with the law firm of Pillsbury Winthrop Shaw Pittman LLP, hereby certify that on this 8th day of December 2005, served a true copy of the foregoing by first-class United States mail, postage prepaid, upon the following:

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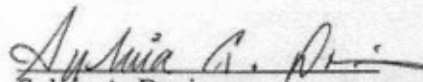
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*By hand delivery

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