



Federal Communications Commission  
Washington, D.C. 20554

DA 06-1636

August 15, 2006

Frank R. Jazzo, Esq.  
Fletcher, Heald & Hildreth, PLC  
1300 N. 17<sup>th</sup> Street, 11<sup>th</sup> Floor  
Arlington, VA 22209

Re: Call Sign: E010016  
File No.: SES-MFS-20060720-01217

Dear Mr. Jazzo:

On July 20, 2006, Hawaii Pacific Teleport, L.P. (HPT) filed the above-captioned application to modify the license for earth station call sign E010016 to add the JCSAT-5A satellite at 132° E.L. as a point of communication using the C-band<sup>1</sup> and to add a 9.3 meter antenna. For the reasons stated below, we dismiss the application in part as defective without prejudice to refiling.

In the Schedule S regarding the JCSAT-5A filed with the application, HPT lists only an emission designator of 237KG7W. However, in response to Question E47 on Schedule B, HPT lists 36M0G7W, 51K2G7W, 36M0G7D, and 51K2G7D as the emission designators for both the transmitting and receiving antenna beams. Since the bandwidths listed in Schedule B exceed the bandwidth listed in Schedule S, the application is inconsistent. Therefore, we dismiss that portion of the application regarding the 36M0G7W and 36M0G7D emissions. We will continue to process the remaining portions of the application.

Accordingly, pursuant to Sections 25.112(a)(1) and 0.261,<sup>2</sup> we dismiss HPT's application in part to the extent above, as defective, without prejudice to refiling.<sup>3</sup>

Sincerely,

A handwritten signature in black ink that reads "Scott A. Kotler".

Scott A. Kotler  
Chief, Systems Analysis Branch  
Satellite Division  
International Bureau

<sup>1</sup> 3700-4200 MHz and 5925-6425 MHz.

<sup>2</sup> 47 C.F.R. §§ 25.112(a)(1) and 0.261. See also Echostar Satellite LLC, Order on Reconsideration, DA 04-4056 (released December 27, 2004).

<sup>3</sup> If HPT refiles an application identical to the one dismissed, with the exception of supplying the defective information, it need not pay a further application fee. See 47 C.F.R. § 1.1109(d).