

### Response to Question 36

On July 26, 2011, the FCC declared null and void an authorization of EchoStar Corporation, the parent company of EchoStar Satellite Operating Corporation (together with their affiliates, “EchoStar”), 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 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>

The FCC also has denied a few of EchoStar’s applications for initial license or modification.<sup>2</sup>

The FCC has dismissed, but not denied on the merits, a few of EchoStar’s license applications without prejudice to refile.<sup>3</sup>

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<sup>1</sup> See *EchoStar Corporation*, Memorandum Opinion and Order, 26 FCC Rcd 10,442 (IB 2011).

<sup>2</sup> See *Satellite Communications Services Information Re: Actions Taken*, Public Notice, Rpt. No. SES-00847 (IB rel. Aug. 16, 2006) (denying HNS License Sub, LLC’s, request for extension of construction milestones regarding File Nos. SES-MOD-20060404-00560 and SES-MOD-20060404-00561); *EchoStar Satellite LLC*, Memorandum Opinion and Order, 19 FCC Rcd 7846 (IB 2004) (denying applications to launch and operate four geostationary satellites because of interference concerns); *EchoStar Satellite LLC*, Order, 20 FCC Rcd 12,027 (IB 2005); *EchoStar Satellite Corporation*, Memorandum Opinion and Order, 17 FCC Rcd 8831 (IB 2002) (denying request to extend construction milestone dates); *EchoStar Satellite Corporation*, Memorandum Opinion and Order, 16 FCC Rcd 14,300 (IB 2001).

<sup>3</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, Application to Operate a C-Band Geostationary Satellite Orbit Satellite in the Fixed-Satellite Service at the 84.9° W.L. Orbital Location*, Memorandum Opinion and Order, 25 FCC Rcd 10,193 (IB 2010); Letter from Paul E. Blais, Chief, Systems Analysis Branch, Satellite Division, to Alison Minea, Corporate Counsel, EchoStar Broadcasting Corporation, 28 FCC Rcd 10,214 (IB 2013); Letter from Paul E. Blais, Chief, Systems Analysis Branch, Satellite Division, to Alison Minea, Corporate Counsel, EchoStar Broadcasting Corporation, 28 FCC Rcd 10,216 (IB 2013).