

Eleanor Lott

From: Ron Whitworth [whitworth@fhhlaw.com]
Sent: Friday, April 11, 2008 12:09 PM
To: Eleanor Lott
Cc: John Van Zandt; Todd Roberts; Frank Jazzo
Subject: E060122 License Modification
Attachments: License Modification.pdf

RECEIVED
APR 11 2008
Satellite Division
International Bureau

Ms. Lott:

Attached is the letter we discussed regarding the E060122 License Modification for RCN License Subsidiary, Inc. Please let me know if you have any questions, and thank you again for all of your help!

Best regards, Ron Whitworth

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April 11, 2008

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VIA ELECTRONIC MAIL
Ms. Eleanor Lott
Federal Communications Commission
International Bureau

Satellite Division
International Bureau

**Re: License Modification
Call Sign E060122**

Dear Ms. Lott:

As requested in our telephone conversation, I am sending this letter to officially request a change on the license for E060122, licensed to our client RCN License Subsidiary, Inc. In a recent modification application granted on February 27, 2008 (SES-MOD-20080111-00038), it was inadvertently submitted that the site location is in Tennessee. The proper site location is Arkansas. As a result of this error, the license was issued specifying an incorrect address.

We greatly appreciate your assistance in issuing a corrected license, specifying the following address:

1550 N. Ingram Boulevard
West Memphis, AR 72301

Please contact the undersigned counsel with any questions, and thank you very much for your assistance in resolving this matter.

Very truly yours,

FLETCHER, HEALD & HILDRETH, P.L.C.



Ronald P. Whitworth

* NOT ADMITTED IN VIRGINIA



UNITED STATES OF AMERICA
FEDERAL COMMUNICATIONS COMMISSION

RADIO STATION AUTHORIZATION

Name: RCN LICENSE SUBSIDIARY, INC. Call Sign: E060122
 Authorization Type: Modification of License File Number: SES-MOD-20080111-00038
 Non Common Carrier Grant date: 02/27/2008 Expiration Date: 05/22/2021

Nature of Service: Fixed Satellite Service
 Class of Station: Fixed Earth Stations

A) Site Location(s)

#	Site ID	Address	Latitude	Longitude	Elevation (Meters)	Special Provisions NAD (Refer to Section H)
1)	1	1550 N. INGRAM BOULEVARD WEST MEMPHIS, CRITTENDEN, TN 72301	35°9'48.0"N	90°9'38.0"W	64.01	83

Licensee certifies antenna(s) do not comply with Section 25.209. Please refer to Section E for special conditions placed upon antennas at this site.

Subject to the provisions of the Communications Act of 1934, The Communications Satellite Act of 1962, subsequent acts and treaties, and all present and future regulations made by this Commission, and further subject to the conditions and requirements set forth in this license, the grantee is authorized to construct, use and operate the radio facilities described below for radio communications for the term beginning May 22, 2006 (3 AM Eastern Standard Time) and ending May 22, 2021 (3 AM Eastern Standard Time) . The required date of completion of construction and commencement of operation is February 27, 2009 (3 AM Eastern Standard Time) . Grantee must file with the Commission a certification upon completion of construction and commencement of operation.

B) Particulars of Operations

The General Provision 1010 applies to all receiving frequency bands.
 The General Provision 1900 applies to all transmitting frequency bands.
 For the text of these provisions, refer to Section H.

#	Frequency (MHz)	Polarization Code	Emission	Tx/Rx Mode	Max EIRP (dBW)	Max EIRP Density (dBW/4kHz)	Associated Antenna	Special Provisions (Refer to Section H)	Modulation/ Services
1)	6361.0000-6425.0000	H, V	3M00G7M	Tx	65.20	36.40	1		DIGITAL, QPSK, VARIOUS FEC, VARIOUS DATA RATES, VARIOUS INFO
2)	6361.0000-6425.0000	H, V	9M00G7M	Tx	69.90	36.40	1		DIGITAL, QPSK, VARIOUS FEC, VARIOUS DATA RATES, VARIOUS INFO
3)	6203.0000-6330.0000	H, V	3M00G7M	Tx	65.20	36.40	1		DIGITAL, QPSK, VARIOUS FEC, VARIOUS DATA RATES, VARIOUS INFO
4)	6203.0000-6330.0000	H, V	9M00G7M	Tx	69.90	36.40	1		DIGITAL, QPSK, VARIOUS FEC, VARIOUS DATA RATES, VARIOUS INFO
5)	5925.0000-6192.0000	H, V	3M00G7M	Tx	65.20	36.40	1		DIGITAL, QPSK, VARIOUS FEC, VARIOUS DATA RATES, VARIOUS INFO



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B) Particulars of Operations

The General Provision 1010 applies to all receiving frequency bands.
 The General Provision 1900 applies to all transmitting frequency bands.
 For the text of these provisions, refer to Section H.

#	Frequency (MHz)	Polarization Code	Emission	Tx/Rx Mode	/Carrier (dBW)	Density /Carrier (dBW/4kHz)	Associated Antenna	Special Provisions (Refer to Section H)	Modulation/ Services
6)	5925.0000-6192.0000	H, V	9M00G7W	Tx	69.90	36.40	1		DIGITAL, QPSK, VARIOUS FEC, VARIOUS DATA RATES, VARIOUS INFO
7)	3700.0000-4200.0000	H, V	3M00G7W	Rx			1		DIGITAL, QPSK, VARIOUS FEC, VARIOUS DATA RATES, VARIOUS INFO
8)	3700.0000-4200.0000	H, V	9M00G7W	Rx			1		DIGITAL, QPSK, VARIOUS FEC, VARIOUS DATA RATES, VARIOUS INFO

C) Frequency Coordination Limits

#	Frequency Limits (MHz)	Satellite Arc (Deg. Long.)		Elevation (Degrees)		Azimuth (Degrees)		Max EIRP Density toward Horizon (dBW/4kHz)	Associated Antenna(s)
		East Limit	West Limit	East Limit	West Limit	East Limit	West Limit		
1)	5925.0000-6192.0000	60.0W-139.0W		38.1-24.7		134.7-243.3		-12.32	1
2)	6203.0000-6330.0000	60.0W-139.0W		38.1-24.7		134.7-243.3		-12.32	1
3)	6361.0000-6425.0000	60.0W-139.0W		38.1-24.7		134.7-243.3		-12.32	1
4)	3700.0000-4200.0000	60.0W-139.0W		38.1-24.7		134.7-243.3			1

D) Points of Communications

The following stations located in the Satellite orbits consistent with Sections B and C of this Entry:

- 1) 1 to All authorized U.S. Domestic (ALSAT) Satellites.



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E) Antenna Facilities

Site/Elevation: 64.01 (Meters) AMSL

Site ID	Antenna ID	Units	Diameter (meters)	Manufacturer	Model number	Max Antenna Height (Meters)	Special Provisions (Refer to Section H)
1	1	1	3.8	PRODELIN	1383	4 AGL/ 68 AMSL	
		Max Gains(s):		42.0 dBi @	4.0000 GHz	45.9 dBi @	6.0000 GHz
		Maximum total input power at antenna flange (Watts) =				252.00	
		Maximum aggregate output EIRP for all carriers (dBW) =				69.90	

F) Remote Control Point:

1 4175 CAMERON STREET, SUITE B-10 Call Sign: E060122
 LAS VEGAS, CLARK, NV 89103
 702-227-7590

G) Antenna Structure marking and lighting requirements:

None unless otherwise specified under Special and General Provisions

H) Special and General Provisions

A) This RADIO STATION AUTHORIZATION is granted subject to the following special provisions and general conditions:

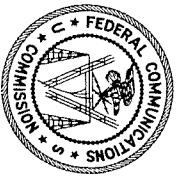
146 --- This is granted without prejudice to any future FCC enforcement action against Scientific Games Racing, L.L.C in connection with any unauthorized operation of radio facilities.

234 --- If a good faith agreement cannot be reached between the satellite operator and the operator of a future 2° compliant satellite, the earth station operator shall accept the power density levels that would accommodate the 2° compliant satellite.

1010 --- Applicable to all receiving frequency bands. Emission designator indicates the maximum bandwidth of received signal at associated station(s). Maximum EIRP and maximum EIRP density are not applicable to receive operations.

1900 --- Applicable to all transmitting frequency bands. Authority is granted to transmit any number of RF carriers with the specified parameters on any discrete frequencies within associated band in accordance with the other terms and conditions of this authorization, subject to any additional limitations that may be required to avoid unacceptable levels of inter-satellite interference.

2010 --- This authorization is issued pursuant to the Commission's Second Report and Order adopted June 16, 1972 (35 FCC 2d 844) and Memorandum, Opinion and Order adopted December 21, 1972 (38 FCC 2d 665) in Docket No. 16495 and is subject to the policies adopted in that proceeding.



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RADIO STATION AUTHORIZATION

Name: RCN LICENSE SUBSIDIARY, INC.

Call Sign: E060122

Authorization Type: Modification of License

File Number: SES-MOD-20080111-00038

Non Common Carrier

Grant date: 02/27/2008

Expiration Date: 05/22/2021

H) Special and General Provisions

A) This RADIO STATION AUTHORIZATION is granted subject to the following special provisions and general conditions:

2300 --- Authority is granted to operate this station by remote control provided that: (1) The parameters of the transmissions of this station monitored at the remote control point, and the operational functions sufficient to insure that the operations of this station are in full compliance with the station authorization at all times; (2) upon detection by the grantee, or upon notification from the Commission, of a deviation of the operation of this station shall be immediately suspended until the deviation is corrected, except the transmissions concerning the immediate safety of life or property may be conducted for the duration of such emergency; and (3) the grantee shall have available, at all times, the technical personnel necessary to perform the technical servicing and maintenance of this station expeditiously. See also Public Notice "The International Bureau Provides Guidance Concerning the Relocation of Earth Station Remote Control Points", DA 06-978 (rel. May 4, 2006).

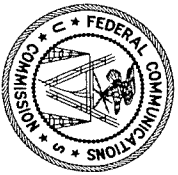
2916 --- Transmitter(s) must be turned off during antenna maintenance to ensure compliance with the FCC-specified safety guidelines for human exposure to radiofrequency radiation in the region between the antenna feed and the reflector. Appropriate measures must also be taken to restrict access to other regions in which the earth station's power flux density levels exceed the specified guidelines.

2938 --- Upon completion of construction, each licensee must file with the Commission a certification including the following information: name of the licensee, file number of the application, call sign of the antenna, date of the license and certification that the facility as authorized has been completed, that each antenna facility has been tested and is within 2 dB of the pattern specified in Section 25.209 and that the station is operational including the date of commencement of service and will remain operational during the license period unless the license is submitted for cancellation.

3219 --- All existing transmitting facilities, operations and devices regulated by the Commission must be in compliance with the Commission's radiofrequency (RF) exposure guidelines, pursuant to Section 1.1307(b)(1) through (b)(3) of the Commission's rules, or if not in compliance, file an Environmental Assessment (EA) as specified in Section 1.1311. See 47 CFR 1.1307 (b) (5).

5208 --- The licensee shall take all necessary measures to ensure that the antenna does not create potential exposure of humans to radiofrequency radiation in excess of the FCC exposure limits defined in 47 CFR 1.1307(b) and 1.1310 wherever such exposures might occur. Measures must be taken to ensure compliance with limits for both occupational/controlled exposure and for general population/uncontrolled exposure, as defined in these rule sections. Compliance can be accomplished in most cases by appropriate restrictions such as fencing. Requirements for restrictions can be determined by predictions based on calculations, modeling or by field measurements. The FCC's OET Bulletin 65 (available on-line at www.fcc.gov/oet/safety) provides information on predicting exposure levels and on methods for ensuring compliance, including the use of warning and alerting signs and protective equipment for workers.

5216 --- All operations shall be on a non-common carrier basis.



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Non Common Carrier

Grant date: 02/27/2008

Expiration Date: 05/22/2021

B) This RADIO STATION AUTHORIZATION is granted subject to the additional conditions specified below:

This authorization is issued on the grantee's representation that the statements contained in the application are true and that the undertakings described will be carried out in good faith.

This authorization shall not be construed in any manner as a finding by the Commission on the question of marking or lighting of the antenna system should future conditions require. The grantee expressly agrees to install such marking or lighting as the Commission may require under the provisions of Section 303(q) of the Communications Act. 47 U.S.C. § 303(q).

Neither this authorization nor the right granted by this authorization shall be assigned or otherwise transferred to any person, firm, company or corporation without the written consent of the Commission. This authorization is subject to the right of use or control by the government of the United States conferred by Section 706 of the Communications Act. 47 U.S.C. § 706. Operation of this station is governed by Part 25 of the Commission's Rules. 47 C.F.R. Part 25.

This authorization shall not vest in the licensee any right to operate this station nor any right in the use of the designated frequencies beyond the term of this license, nor in any other manner than authorized herein.

This authorization is issued on the grantee's representation that the station is in compliance with environmental requirements set forth in Section 1.1307 of the Commission's Rules. 47 C.F.R. § 1.1307.

This authorization is issued on the grantee's representation that the station is in compliance with the Federal Aviation Administration (FAA) requirements as set forth in Section 17.4 of the Commission's Rules. 47 C.F.R. § 17.4.

The following condition applies when this authorization permits construction of or modifies the construction permit of a radio station.

This authorization shall be automatically forfeited if the station is not ready for operation by the required date of completion of construction unless an application for modification of authorization to request additional time to complete construction is filed by that date, together with a showing that failure to complete construction by the required date was due to factors not under control of the grantee.

Licensees are required to pay annual regulatory fees related to this authorization. The requirement to collect annual regulatory fees from regulatees is contained in Public Law 103-66, "The Omnibus Budget Reconciliation Act of 1993." These regulatory fees, which are likely to change each fiscal year, are used to offset costs associated with the Commission's enforcement, public service, international and policy and rulemaking activities. The Commission issues a Report and Order each year, setting the new regulatory fee rates. Receive only earth stations are exempt from payment of regulatory fees.