

Approved by OMB
3060-0678

APPLICATION FOR EARTH STATION SPECIAL TEMPORARY AUTHORITY

APPLICANT INFORMATION Enter a description of this application to identify it on the main menu:
Extension of STA for E990402 after Hispasat modification granted

1. Applicant

Name:	Globecom Systems, Inc.	Phone Number:	613-231-1279
DBA Name:		Fax Number:	631-231-1557
Street:	45 Oser Avenue	E-Mail:	GJohnstonSr@globecommsystems .c
City:	Hauppauge	State:	NY
Country:	USA	Zipcode:	11788 -3816
Attention:	Gerry Johnston Sr.		



File # SES-STA-20050831-01199

Call Sign E990402 Grant Date 9/2/05
(or other identifier)

From 8/30/05 Term Dates
To 10/30/05

Approved: Jeanette D. Spriggs

2. Contact	
Name: Michelle A. McClure	Phone Number: 202-728-0400
Company: Irwin, Campbell & Tannenwald, P. C.	Fax Number: 202-728-0354
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City: Washington	State: DC
Country: USA	Zipcode: 20036 -3101
Attention:	Relationship: Legal Counsel
3. Reference File Number SESMOD2000042000658	
4a. Is a fee submitted with this application? <input checked="" type="radio"/> If Yes, complete and attach FCC Form 159. If No, indicate reason for fee exemption (see 47 C.F.R.Section 1.1114). <input type="radio"/> Governmental Entity <input type="radio"/> Noncommercial educational licensee <input type="radio"/> Other(please explain):	
4b. Fee Classification CGX - Fixed Satellite Transmit/Receive Earth Station	
5. Type Request <input checked="" type="radio"/> Use Prior to Grant <input type="radio"/> Change Station Location <input type="radio"/> Other	
6. Requested Use Prior Date 08/30/2005	
7. CityHauppauge	8. Latitude (dd mm ss.s h) 40 48 54.1 N

9. State NY	10. Longitude (dd mm ss.s h) 73 14 17.8 W
11. Please supply any need attachments. Attachment 1: Public Interest Attachment 2: Attachment 3:	
12. Description. (If the complete description does not appear in this box, please go to the end of the form to view it in its entirety.) <div style="border: 1px solid black; padding: 5px; margin: 5px 0;">See Attachment 1</div>	
13. By checking Yes, the undersigned certifies that neither applicant nor any other party to the application is subject to a denial of Federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Act of 1988, 21 U.S.C. Section 862, because of a conviction for possession or distribution of a controlled substance. See 47 CFR 1.2002(b) for the meaning of "party to the application" for these purposes. <input checked="" type="radio"/> Yes <input type="radio"/> No	
14. Name of Person Signing Kenneth Miller	15. Title of Person Signing President
WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND / OR IMPRISONMENT (U.S. Code, Title 18, Section 1001), AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, Section 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, Section 503).	

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THE FOREGOING NOTICE IS REQUIRED BY THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. SECTION 3507.

GLOBECOMM SYSTEMS, INC.

Station E990402

Extension of Special Temporary Authority to Operate at Varied Technical Specifications

NARRATIVE STATEMENT

Globecom Systems, Inc. ("GSI"), licensee of earth station E990402, located in Hauppauge, New York, hereby requests an extension of Special Temporary Authority ("STA") initially granted to GSI on June 12, 2001 in connection with the above-referenced earth station. The STA gave GSI authority to operate E990402 with technical specifications at variance with its license and in communication with the Hispasat C-1 satellite ("Hispasat") for the purpose of developing and providing Internet-via-satellite technology to users in various Central and South American destinations, as well as Puerto Rico. Such users would otherwise have no such Internet access. Lifeline voice services for Americans in these countries are also provided.

On April 26, 2000, GSI filed an application with the Commission requesting authority to permanently modify Station E990402 to establish communications to these countries via Hispasat. See FCC File No. SES-MOD-20000420-00658. Because the application specified operation in the 13.75 - 14.00 GHz frequency, the FCC sent the application to the NTIA for its review.

On June 28, 2002, after being pending for over two years, the FCC dismissed the above-referenced modification application (specifying an EIRP of 72 dBW), based on a preliminary finding from the NTIA that the proposed E990402 operations failed to provide an adequate power flux density level to protect radiolocation receivers. The NTIA noted that this requirement was imposed as a result of increased homeland security concerns following the events of September 11. GSI undertook a detailed analysis of the power density flux requirements, and found that, based on its own engineering studies, the above-referenced application did, in fact, comply with the radiolocation protection requirements. As a result, GSI filed a petition for reconsideration of this dismissal on July 24, 2002 and the Commission granted GSI's petition for reconsideration on May 13, 2005 and reinstated GSI's modification application. See In the Matter of Globecom Systems, Inc. Application for Modification of Earth Station License, *Order on Reconsideration*, DA 05-1346, released May 16, 2005.

On August 16, 2005, the modification application was granted and the accompanying STA was dismissed as moot. However, the underlying STA, as granted, varied from the technical specifications set forth in the granted modification application in that it specified a maximum EIRP of 64 dBW, below the Commission's minimum 68 dBW emission measurements. See 47 C.F.R. §§ 25.204(f); 2.106 n., 5.502. The Commission granted a waiver of these rules in granting the previous STA request, and in an e-mail dated May 24, 2002, sent to Sylvia Lam of the FCC, the NTIA indicated its acceptance of the E990402 operations below 68 dBW EIRP, as requested. GSI has been operating according to the STA since the STA was initially granted over 3 years ago and intends to file a modification application specifying permanent operation of E990402 now that the previously filed modification application has been granted.

As stated, GSI has been operating E990402 pursuant to an STA for over two years, and although it has been made clear to the end-users that the authority is by its very nature temporary, the length of time that the STA has been in effect has resulted in reliance by many end-users that service will not be interrupted. The E990402 operation has allowed GSI to use its technology to ensure that Internet services are available to provide lifeline information to American travelers and others in the above-referenced countries, where effective alternatives are currently unavailable. The public interest being served by this E990402 operations cannot be stronger - it is allowing for telecommunications to be used in an area of the world where service would be otherwise unavailable.

In addition to the lifeline capabilities provided by the ongoing service, Internet access is one of the most effective ways to open societies to new ideas, democratic thinking, and provide essential information, making it easier for users to take advantage of the emerging opportunities presented by the Internet via satellite for educational and other purposes. Therefore, public rationale dictates that the STA be continued while GSI prepares and files the new modification application of E990402 and until that modification application is granted. This is especially true as the FCC staff advised GSI to delay filing for authority to modify the E990402 authorization specifying the below 68 dBw EIRP operations until the previously pending modification application was granted.

The filing fee payment authorized in the amount of one-hundred and fifty-five dollars (\$155.00) will be submitted in connection with this extension request in accordance with the Commission's Rules.

By my signature below, I certify that no officer, director or shareholder of Globecomm Systems, Inc. is subject to denial of Federal benefits pursuant to Section 5301 of the Anti-Drug abuse Act of 1988, 21 USC §862a.

Respectfully submitted,
GLOBECOMM SYSTEMS, INC.

/s/ Kenneth Miller, President