

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

DUPLICATE
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FEB 14 2006

Federal Communications Commission
Office of Secretary

In the matter of)

MVS USA, Inc.)

) File No. SES-STA-20060210-00233 (E050348)

MOTION TO DESIGNATE PROCEEDINGS 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 to operate an earth station 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 an uncoordinated Inmarsat satellite.² The International Bureau has already designated these

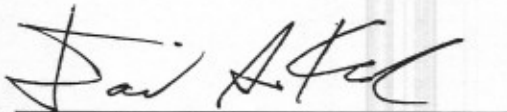
¹ On this day, MSV has filed a Notice of Intent to Participate in the above-referenced proceeding, thereby making this proceeding restricted under the Commission's *ex parte* rules. See MSV, Notice of Intent to Participate, File No. SES-STA-20060210-00233 (E050348) (February 14, 2006).

² See, e.g., 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).

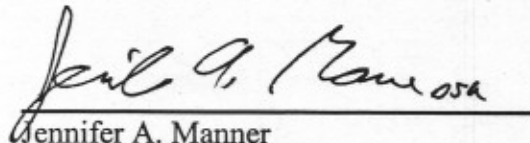
previously filed applications as permit-but-disclose proceedings.³ A free exchange of views, particularly with Commission engineers, will be useful in creating a more complete record.

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: February 14, 2006

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 14th day of February 2006, I served a true copy of the foregoing by first-class United States mail, postage prepaid, upon the following:

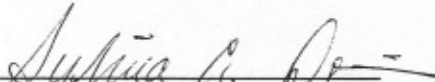
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**By electronic mail and regular mail