

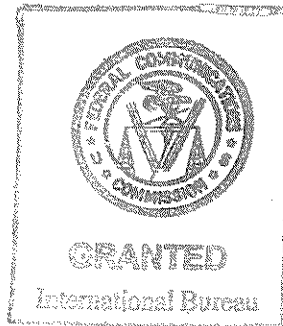
APPLICATION FOR EARTH STATION SPECIAL TEMPORARY AUTHORITY

APPLICANT INFORMATION Enter a description of this application to identify it on the main menu:
Earth Stations – STA requested to consummate initial public offering before post-IPO Ownership submitted to FCC

I. Applicant

Name:	SkyPort Global Communications, Inc.	Phone Number:	703-622-6401
DBA Name:		Fax Number:	281-999-4455
Street:	12600 North Featherwood Suite 350	E-Mail:	pat.brant@skyportglobal.com
City:	Houston	State:	TX
Country:	USA	Zipcode:	77034 -
Attention:	Patrick Brant		

"Condition Attached"



File # SES-STA-20070919-01296

Call Sign E000361 Grant Date 11/8/07
(or other identifier)

From 11/8/07 Temp Expires 1/6/08

Appn. of Jeanette M. Spriggs

Attachment

SES-STA-20070919-01296

Condition:

Grant of this application is effective as of November 8, 2007, and is without prejudice to any enforcement action in connection with any prior unauthorized transfer of control of the station.

2. Contact	
Name: Robert D. Primosch	Phone Number: 202-783-4141
Company: Wilkinson Barker Knauer, LLP	Fax Number: 202-783-5851
Street: 2300 N Street, NW Suite 700	E-Mail: rprimosch@wbklaw.com
City: Washington	State: DC
Country: USA	Zipcode: 20037 -
Attention:	Relationship:
(If your application is related to an application filed with the Commission, enter either the file number or the IB Submission ID of the related application. Please enter only one.)	
3. Reference File Number SEST/C2007082701131 or Submission ID	
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 type="radio"/> Use Prior to Grant <input type="radio"/> Change Station Location <input checked="" type="radio"/> Other	
6. Requested Use Prior Date	
7. City	8. Latitude (dd mm ss.s h) 0 0 0.0

9. State	10. Longitude (dd mm ss.s h) 0 0 0.0
11. Please supply any need attachments. Attachment 1: Attachment 1 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;">STA is requested to consummate initial public offering before post-IPO ownership information is submitted to FCC.</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 Patrick Brant	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.

STA Request and Public Interest Statement

By an application filed August 27, 2007 (SES-T/C-20070827-01131, hereinafter the “August 27 Transfer Application”), prior approval of the Commission was requested for the transfer of control of SkyPort Global Communications, Inc. (“SkyPort”), which holds FCC fixed earth station licenses E000361 and E010295. As shown below, that transfer of control will result from a series of transactions culminating with an initial public offering (“IPO”) of the stock of SkyPort’s eventual “third tier” parent corporation, Lavell Systems Inc., a Canadian corporation (“Lavell-Canada”). Special temporary authority (“STA”) from the FCC is necessary to permit SkyPort to conduct the IPO and to continue operating its licensed facilities under its post-IPO ownership until the August 27 Transfer Application is approved.

SkyPort is the wholly-owned subsidiary of SkyComm Technologies Corporation (“SkyComm”). SkyComm, in turn, is currently a majority-owned subsidiary of Balaton Group Inc., a Canadian corporation (“Balaton”). Balaton also is currently the majority stockholder of Lavell-Canada and, therefore, Lavell-Canada’s wholly-owned subsidiary Lavell Systems, Inc. (“Lavell-USA”), a U.S. corporation.

Pursuant to the multi-phased transaction described in the August 27 Transfer Application, SkyComm (and therefore SkyPort) will become a wholly-owned subsidiary of Lavell-USA. Because Lavell-Canada will retain majority ownership of Lavell-USA and Balaton will retain majority ownership of both Lavell-Canada and Lavell-USA, the transfer of control of SkyComm/SkyPort to Lavell-USA will be *pro forma* (i.e., Balaton will remain the ultimate majority owner of SkyComm/SkyPort before and after the transfer).¹ The parties have filed simultaneously herewith under separate cover an application with the Commission requesting authority for this *pro forma* transfer of control of SkyPort.

Subject to Commission approval of the *pro forma* transfer of control discussed above, Balaton will conduct an IPO of Lavell-Canada on the Toronto Stock Exchange, under which more than 50% of Lavell-Canada’s Common Shares will be sold to the public. Upon closure of the IPO (currently scheduled for October), Balaton’s majority ownership of Lavell-Canada and, therefore, of Lavell-USA, SkyComm and SkyPort, will likely be reduced to less than 10%, thereby resulting in the substantive transfer of control which the parties have applied for in the August 27 Transfer Application. In that filing, the parties pledged that within 30 days after the IPO is closed, SkyPort will submit to the Commission a list of those post-IPO shareholders who hold 10% or more of the shares of SkyPort’s new ultimate parent corporation Lavell-Canada or of SkyPort’s new intermediate parent corporation Lavell-USA. This information also will be provided to the Executive Branch Agencies with whom Balaton, SkyComm, and SkyPort have a letter commitment.² Per the recommendation of the Commission’s staff, the parties have

¹ Additional details, including pre- and post-transaction organizational charts, are provided in the August 27 Transfer Application.

² Simultaneous with the filing of the August 27 Transfer Application, the parties commenced the process of contacting and submitting the necessary filings to the Department of Justice, the Department of Homeland

filed the instant request for STA to permit SkyPort to operate its licensed facilities under its post-IPO ownership until SkyPort submits its post-IPO ownership information to the Commission and the August 27 Transfer Application is approved.

The parties hereby acknowledge that grant of the requested STA will not prejudice any action the Commission may take on the August 27 Transfer Application. The parties further acknowledge that Commission may revoke the STA on its own motion without a hearing.

Pursuant to 47 C.F.R. §1.1307, SkyPort reports that no new service authorization is requested; therefore, this STA request is categorically excluded from environmental processing pursuant to 47 C.F.R. § 1.1306.

Security and the Federal Bureau of Investigation (collectively, the “Executive Agencies”) to obtain any required clearance for the transactions described herein.