

APPLICATION FOR EARTH STATION SPECIAL TEMPORARY AUTHORITY

APPLICANT INFORMATION Enter a description of this application to identify it on the main menu:  
STA to communicate with Afghanistan over E980250 (April 2009)

1. Applicant

<b>Name:</b>	Telesat Network Services, Inc.	<b>Phone Number:</b>	908-698-4883
<b>DBA Name:</b>		<b>Fax Number:</b>	908-719-0226
<b>Street:</b>	135 Routes 202/206	<b>E-Mail:</b>	gwazeter@telesat.com
<b>City:</b>	Bedminster	<b>State:</b>	NJ
<b>Country:</b>	USA	<b>Zipcode:</b>	07921 -1538
<b>Attention:</b>	Mr George F Wazeter		

*"Condition Attached"*



File # SES-STA-20090429-00534

Call Sign E980250 Grant Date 5/8/09  
(or other identifier)

From 5/8/09 Term Dates To: 7/6/09

Approved: Jeanette D. Spriggs

Attachment

SES-STA-20090429-00534  
E980250

Condition:

Telesat Network Services, Inc., did not seek authority to operate Direct-to-Home service, Direct Broadcast Satellite service, and/or Digital Audio Radio service and these services are not included within the scope of this authorization.

<b>2. Contact</b>	
<b>Name:</b> Joseph A Godles, Esq.	<b>Phone Number:</b> 202-429-4900
<b>Company:</b> Goldberg Godles Wiener & Wright	<b>Fax Number:</b> 202-429-4912
<b>Street:</b> 1229 19th Street, NW	<b>E-Mail:</b> jgodles@g2w2.com
<b>City:</b> Washington	<b>State:</b> DC
<b>Country:</b> USA	<b>Zipcode:</b> 20036 -2413
<b>Attention:</b>	<b>Relationship:</b> Legal Counsel
(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 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 05/08/2009	
7. City Kapolei	8. Latitude (dd mm ss.s h) 21 20 12.6 N

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Exhibit 1

REQUEST FOR SPECIAL TEMPORARY AUTHORITY

Pursuant to Section 25.120 of the Commission's rules, Telesat Network Services, Inc. ("Telesat") hereby requests Special Temporary Authority ("STA") for up to 60 days, commencing on May 8, 2009, to use its licensed earth station, E980250, to provide communications between the United States and Afghanistan via the Telstar 18 satellite. The requested STA will enable Telesat to provide important Internet-based services to the people of Afghanistan pending approval of a contemporaneously filed modification application that would permit such services and obviate the need for an STA.

In July 2005, the Satellite Division of the International Bureau, acting on delegated authority, granted authority to Telesat<sup>1</sup> to provide communications services using the above-captioned earth station in Kapolei, Hawaii, via the Telstar 18 satellite, located at the 138° E.L. orbital location and licensed by the Kingdom of Tonga.<sup>2</sup> A few months later, the Satellite Division of the International Bureau, acting on delegated authority, authorized the same earth

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<sup>1</sup> The authorization was granted to Telesat's predecessor, Loral Skynet Network Services, Inc. ("Loral Skynet"). The Commission previously consented to an assignment of the authorization from Loral Skynet to Telesat. *BCE Inc. and Loral Skynet Corp., Transferors/Assignors, and 4363205 Canada Inc., 4363213 Canada Inc., and Skynet Satellite Corp., Transferees/Assignees, For Consent to Transfer of Control of Licenses and Authorizations held by Telesat Canada, Able Infosat Communications, Inc., Loral Skynet Corp., and Loral Skynet Network Services, Inc., Memorandum Opinion and Order and Declaratory Ruling*, IB Docket No. 07-44, FCC 07-178 (rel. Oct. 4, 2007).

<sup>2</sup> *Loral Skynet Network Services, Inc., File No. SES-MOD-20040825-01242, Call Sign No. E980250, DA 05-1910, 20 FCC Rcd 11856* (rel. July 1, 2005).

station to provide service to Kazakhstan via the same Telstar 18 satellite.<sup>3</sup> In keeping with the policy under *DISCO II*, under which communications services via a satellite licensed by a country that is not a World Trade Organization (“WTO”) member may be provided only to points in WTO member countries and points in countries for which an acceptable ECO-Sat showing has been made, a condition in the license for E980250 at present limits communications services to points in Tonga, Kazakhstan, and WTO member countries.

Concurrent with the filing of this STA request, Telesat has filed an application for modification of earth station license E980250, seeking to revise the license condition that provides that communications services may be provided via E980250 only to points in certain countries. Consistent with the framework set forth in the Commission’s *DISCO II* Order, that condition was imposed because the Kingdom of Tonga, which licensed the Telstar 18 satellite with which E980250 communicates, at the time was not a member of the WTO. Now that Tonga has joined the WTO, and consistent with the policies that the Commission adopted in *DISCO II*, the license for E980250 should be modified to permit the provision of communications services to all points.

While this modification application is pending, Telesat requests an STA to provide communications services via E980250 and Telstar 18 to Afghanistan. The service connection to Afghanistan will make it possible for Internet Service

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<sup>3</sup> *Loral Skynet Network Services, Inc.*, File No. SES-MFS-20050831-01198, SES-AMD-20051118-01593, Call Sign No. E980250, DA 06-325 (rel. Feb. 9, 2006).

Providers to provide to the Afghani population with access to the Internet and the information, services, and applications that come with it. As the Commission is no doubt aware, Afghanistan has been the site of much violence over the past few decades, and years of wars, terrorist acts, and dysfunctional government have left a country where IT infrastructure finds itself in a sorry state. As the current Afghani government attempts to re-establish the rule of law and basic infrastructure, the requested STA will help provide the Afghani population with access to basic services as well as to rejoin the global community. The services that Telesat proposes to offer pursuant to the STA will provide the Afghani people with Internet and voice communications to improve access to educational services, allowing school and universities to include long distance e-learning programs. The proposed services will also enable a better health care system in Afghanistan by allowing medical institutions and related training services to use the Internet for distance medicine services and to access medical information more generally.

The requested STA will serve the public interest by enabling Telesat to provide important communications services to the people of Afghanistan, while not having any adverse impact on competition or raising any interference or other concerns, while Telesat's modification application is pending. Accordingly, and for good cause shown, Telesat respectfully requests grant of the requested STA by May 8, 2009.