

APPLICATION FOR EARTH STATION SPECIAL TEMPORARY AUTHORITY

APPLICANT INFORMATION Enter a description of this application to identify it on the main menu:
Renewal of Special Temporary Authority to Operate E980082 with EchoStar 6 During Operation at 61.65 W.L.

1. Applicant

Name:	EchoStar Corporation	Phone Number:	303-723-1000
DBA Name:		Fax Number:	
Street:	100 Inverness Terrace East	E-Mail:	
City:	Englewood	State:	CO
Country:	USA	Zipcode:	80112 -
Attention:	Linda Kinney - (202)293-0981		



With Conditions
File # SES-STA-20100428-00488
Call Sign E980082 Grant Date 5/11/2010
(or other identifier)
Term Dates
From 5/3/2010 To: 7/3/2010
Approved: Jeanette K. Spriggs

Attachment

SES-STA-20100428-00488
E980082

Conditions:

EchoStar Corporation is authorized to use the 17,305 MHz frequency for telecommand, and the 12,203 MHz and 12,204 MHz frequencies for telemetry, to effect the drift of the EchoStar 6 satellite from the 72.7°W.L. orbital location to the 61.65°W.L. orbital location.

EchoStar will coordinate its TT&C operations with all potentially affected operating satellite networks.

No harmful interference will be caused to any lawfully operating satellite network or radiocommunication system and EchoStar Corporation will cease immediately upon notification of harmful interference. Further, EchoStar shall notify the Commission within three days in writing of such an event.

EchoStar will accept interference from any lawfully operating satellite network or radiocommunication system.

With Conditions

File # SES-STA-20100428-00488

Call Sign E980082 Grant Date 5/11/2010
(or other identifier)

From 5/3/2010 To: 7/3/2010
Term Dates

Approved: Jeanette D. Spivey



2. Contact	
Name: Pantelis Michalopolous	Phone Number: (202)429-6494
Company: Steptoe & Johnson LLP	Fax Number:
Street: 1330 Connecticut Ave. NW	E-Mail: pmichalopoulos@steptoe.com
City: Washington	State: DC
Country: USA	Zipcode: 20036 -
Attention:	Relationship: 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 SESSTA2010020300154 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 Cheyenne	8. Latitude (dd mm ss.s h) 41 7 58.3 N

9. State WY	10. Longitude (dd mm ss.s h) 104 44 9.1 W
11. Please supply any need attachments. Attachment 1: Narrative 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;">EchoStar Corporation seeks renewal of its Special Temporary Authority to operate its transmit/receive earth station with the EchoStar 6 satellite during operation at 61.65 W. L. The earth station will provide TT&C and feeder link communication. See attached narrative.</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 Linda Kinney	15. Title of Person Signing Vice President, Law and Regulation
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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Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

)	File No. SES-STA-20100203-00155
)	File No. SES-STA-_____ - _____
)	Call Sign E980081
)	
)	File No. SES-STA-20100203-00154
)	File No. SES-STA-_____ - _____
)	Call Sign E980082
)	
)	File No. SES-STA-20100203-00153
)	File No. SES-STA-_____ - _____
)	Call Sign E070273
)	

APPLICATION FOR RENEWAL OF SPECIAL TEMPORARY AUTHORITY

By this Application, EchoStar Corporation (“EchoStar”) requests renewal of its special temporary authority (“STA”) for 60 days to operate three transmit/receive earth stations (Call Signs E980081, E980082 and E070273) to provide telemetry, tracking and control (“TT&C”) and feeder link communications in the Broadcasting-Satellite Service (“BSS” or “DBS”) band for the EchoStar 6 satellite at 61.65° W.L., where it is temporarily supplementing the operations of EchoStar 3 and EchoStar 12. Pursuant to the Commission’s authorization,¹ EchoStar moved the satellite from 72.7° W.L. to 61.65° W.L. on February 28, 2010, as a result of the recent loss of additional transponder capacity on EchoStar 3. The current STA is set to expire on May 3, 2010 and therefore, EchoStar is requesting this renewal.²

¹ See Stamp Grant, File No. SAT-STA-20100203-00020 (granted Mar. 3, 2010) (“Satellite STA Application”).

² See Stamp Grant, File Nos. SES-STA-20100203-00155 (granted Mar. 5, 2010); SES-STA-20100203-00154 (granted Mar. 5, 2010); SES-STA-20100203-00153 (granted Mar. 5, 2010) (“Earth Station STAs”).

Prior to EchoStar 6's move to the nominal 61.5° W.L. orbital location, EchoStar was operating two Direct Broadcast Satellite ("DBS") service satellites at the nominal 61.5° W.L. orbital location – EchoStar 3 and EchoStar 12 (formerly Rainbow 1). As the Commission is aware, EchoStar 3 experienced several transponder failures due to Traveling Wave Tube Amplifier ("TWTAs") anomalies, and was operating at reduced capacity.³ On January 7, 2010, EchoStar 3 experienced another TWTAs anomaly further diminishing its operating capacity. As a result of this failure, EchoStar was not able to maintain its level of service provided from 61.5° W.L. without at least the relocation of one additional satellite to the orbital location. EchoStar, therefore, requested and received special temporary authority to relocate EchoStar 6 to 61.65° W.L. as an in-orbit spare, where the satellite will supplement, as needed, the service provided by EchoStar 3 and EchoStar 12 to maintain regular programming.⁴ EchoStar also requested and received authority to operate temporarily the above referenced transmit/receive earth stations to provide TT&C and feeder link service for the satellite once it arrived at 61.65° W.L. EchoStar hereby applies to extend this STA for an additional 60 days.

The concurrent operation of these satellites ensures that EchoStar's customer, DISH Network Corporation, will be able to continue providing DBS service to consumers without any service interruptions until EchoStar's EchoStar 15 satellite begins operating at 61.5° W.L.⁵ EchoStar 15, a 32-transponder-capable DBS satellite, is expected to effectively replace EchoStar

³ See EchoStar 3 Status Report, File No. SAT-STA-20090821-00092 (filed Dec. 30, 2009) ("EchoStar 3 Status Report"); *EchoStar Satellite Operating Corporation, Application for Extension and Modification of Special Temporary Authority to Operate Direct Broadcast Satellite Service over Channels 23 and 24 at the 61.5° W.L. Orbital Location*, Order and Authorization, 22 FCC Rcd. 2223, at ¶¶ 4-6 (2007).

⁴ See Stamp Grant, File No. SAT-STA-20100203-00020 (granted Mar. 3, 2010).

⁵ See File No. SAT-LOA-20100310-00043 (filed Mar. 10, 2010) ("EchoStar 15 Application").

3 and will be ready for launch by the third quarter of 2010.⁶ Upon launch and successful testing of EchoStar 15, EchoStar currently expects to return EchoStar 6 to its current home – 72.7° W.L. EchoStar has been advised by its partner, Telesat Canada, which has the license for that Canadian orbital location, that the move from, and return to, 72.7° W.L. is not likely to cause regulatory concern on the part of Industry Canada. In any event, any redeployment of EchoStar 6 will take place after securing all necessary authority, and EchoStar will advise the Commission of any change in its plans.

I. THIS APPLICATION IS IN THE PUBLIC INTEREST AND WILL NOT CAUSE HARMFUL INTERFERENCE

This application is in the public interest for the reasons set forth in the Satellite STA Application, which are incorporated herein by reference. Furthermore, grant of this application will ensure the safe operation of EchoStar 6 at the 61.65° W.L. orbital location. Grant of this application also will not cause harmful interference because EchoStar will operate the earth stations to conduct TT&C and feederlink capability for the temporary operation of the EchoStar 6 satellite at 61.65° W.L. in accordance with the grant conditions.⁷

II. WAIVER PURSUANT TO SECTION 304 OF THE ACT

In accordance with Section 304 of the Communications Act of 1934, as amended, 47 U.S.C. § 304, EchoStar hereby waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise.

⁶ See EchoStar 15 Application.

⁷ See Earth Station STAs.

III. CONCLUSION

For the foregoing reasons, EchoStar respectfully requests renewal of its special temporary authority for 60 days to operate three transmit/receive earth stations (Call Signs E980081, E980082 and E070273) to provide TT&C and feederlink capability for the EchoStar 6 satellite during its temporary operations at 61.65° W.L.

Respectfully submitted,

/s/

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April 28, 2010