

APPLICATION FOR SPECIAL TEMPORARY AUTHORIZATION

Hawaii Pacific Teleport, L.P. (“HPT”) pursuant to Section 25.120 of the Commission’s rules, 47 C.F.R. § 25.120, respectfully requests 60-day special temporary authorization (“STA”) to operate a 4.8m fixed earth station (the “4.8m station”) located at Rota Cable Landing Station in Rota, the southernmost island of the United States Commonwealth of the Northern Mariana Islands. The 4.8m station will communicate with JSAT 2B in the C-band.

HPT will file a request for regular authority in the service as soon as the frequency coordination information is available. The current request is being made to restore telecommunications services to the area. During a tropical storm, several large boulders rolled onto the main carrier undersea cable connecting to Rota. This caused an island-wide outage for Rota. While the population of Rota is small, with an estimated population of 3,283 (based on census information from 2000), the people there depend on connectivity for their livelihood and educational needs. An island-wide outage of this magnitude affects mobile phone access, as well as, land line telephones, internet, and cable TV service. Since the outage, the carrier has been able to obtain limited access to an alternate cable, but this is not a total solution. HPT would like to erect the 4.8m station on Rota to restore services until the cable can be fixed. HPT would then maintain the antenna as a backup in the future.

Section 25.120(a) provides that STA requests should be filed at least three working days prior to the date of the proposed operations and a request received within less than 3 working days may be accepted only upon due showing of extraordinary reasons for the delay in submitting the request which could not have been earlier foreseen by the applicant. Here, HPT is proposing to commence operations as soon as possible to help alleviate the emergency situation Rota is experiencing following the undersea cable break. The undersea cable break due to

boulders rolling onto the cable during a tropical storm and the subsequent island-wide communications difficulties was unforeseeable. Additionally, the Commission may grant a 60-day STA without placing it on public notice if the applicant plans to file a request for regular authority for the operations. As discussed above, HPT will file an application when the frequency coordination reports are available. We are including with this STA request a Radiation Hazard Report and a temporary coordination exhibit.

Grant of the STA is in the public interest. Due to the magnitude of the telecommunications difficulties on Rota due to the fiber cut, it is in the public interest to grant the STA to allow for restoration of vital communications services to the people of Rota.

Finally, HPT is aware of the C-band filing freeze and will file a waiver request with its license application for the operations. However, acceptance of and grant of this STA request in these extraordinary circumstances, would not undermine the objectives of the C-band filing freeze and would serve the public interest by promoting the telecommunications and the associated vital interests of Rota. Also, as the STA would be granted on a non-interference and unprotected basis, there would be no adverse impact to the grant of the STA.

In view of the foregoing, the public interest would be served by a grant of a 60-day STA to allow HPT to provide C-band services utilizing JSAT 2B commencing as soon as possible.