

FEDERAL COMMUNICATIONS COMMISSION

Washington, D. C. 20554

JAN 11 1999

96-285

OFFICE OF
MANAGING DIRECTOR

Jennifer D. McCarthy, Esq.
Willkie, Farr & Gallagher
Three Lafayette Centre
1155 21st Street, N.W.
Washington, D.C. 20036-3384

Re: Fee Control # 9805148210262001

Dear Ms. McCarthy:

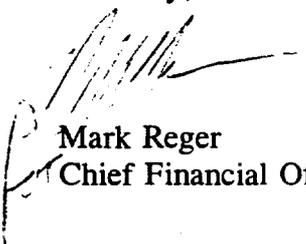
This will respond to your request for refund of the filing fee submitted on behalf of Loral SpaceCom Corp. ("Loral"), in connection with its application for an extension of its special temporary authority ("STA") to operate the Telestar 5 spacecraft.

You have represented that on May 13, 1998, Loral filed its application for extension of its STA, which was due to expire on May 18, 1998. However, in the interim, on May 15, 1998, the International Bureau granted Loral's request for permanent authority, which rendered the pending extension application moot. You thus have requested permission to withdraw the extension application and sought a refund of the filing fee associated with the extension application.

The Commission's rules generally do not provide for the refund of a filing fee upon the withdrawal of an application. Moreover, the Commission has explicitly stated that a refund would not be granted once an application has cleared the fee review process, irrespective of the disposition of the application. See Establishment of a Fee Collection Program, 2 FCC Rcd 947, 949 (1987), recon. denied, 3 FCC Rcd 5987 (1988). However, under the circumstances, since the extension application had been rendered moot by FCC decisions, we believe that refund of the filing fee is warranted. See 47 C.F.R. §1.1113(a).

Accordingly, your request is granted. A check, made payable to the maker of the original check and drawn in the amount of \$610.00, will be sent to you at the earliest practicable time. If you have any questions concerning this refund, please contact the Chief, Fee Section at (202) 418-1995.

Sincerely,



Mark Reger
Chief Financial Officer

9805148210262001

WILLKIE FARR & GALLAGHER

RECEIVED

MAY 21 1998

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Washington, DC
New York
London
Paris

May 21, 1998

Magalie Roman Salas
Secretary
Federal Communications Commission
1919 M Street, N.W.
Washington, D.C. 20554

RECEIVED
MAY 29 1 54 PM '98
FEES SECTION

Re: Request for Extension of Special Temporary Authority to Operate the Telstar 5 Spacecraft

Dear Ms. Salas:

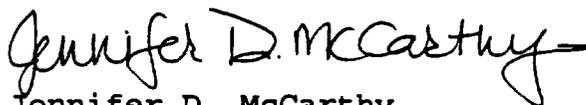
On May 13, 1998, Loral SpaceCom Corp. ("Loral SpaceCom") filed an application for extension of its special temporary authority ("STA") to operate the Telstar 5 spacecraft for 180 days from the current STA's May 18, 1998 expiration date. When this application was filed, Loral SpaceCom's application for permanent authority to operate Telstar 5 was pending.

On May 15, 1998, the International Bureau granted Loral SpaceCom's request for permanent authority. Because an STA is no longer required, the Commission need not act on Loral SpaceCom's STA extension application. Therefore, Loral SpaceCom requests that it be permitted to withdraw its May 13, 1998 application.

Loral also requests return of the \$610 filing fee included with the application.

Any inquiries related to this request should be directed to the undersigned or to John Stern, Loral Space & Communications Ltd., (703) 414-1060.

Respectfully submitted,



Jennifer D. McCarthy
Counsel for Loral SpaceCom Corp.

cc: Fern Jarmulnek
Cassandra Thomas

Three Lafayette Centre
1155 21st Street, NW
Washington, DC 20036-3384
202 328 8000
Telex: RCA 229800
WU 89-2762
Fax: 202 887 8979

Payment Transactions Detail Report

Date: 8/7/98

BY: FEE CONTROL NUMBER

Fee Control Number	Payor Name	Account Number	Received Date
9805148210262001	LORAL SPACE & COMMUNICATIONS L 600 THIRD AVENUE NEW YORK NY 10016	FCC2048169	05/13/98

Payment Amount	Current Balance	Seq Num	Payment Type Code	Quantity	Callsign Other Id	Applicant Name	Applicant Zip	Bad Check	Detail Amount	Trans Code	Payment Type
\$610.00	\$610.00	1	CRY	1	TELSTAR5	LORAL SPACECOM CORP	10016		\$610.00	1	PMT
Total									<u>\$610.00</u>		