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Before the
Federal Communications Commission
Washington, D.C. 20554

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In the Matter of	)	
	)	
EchoStar Communications Corporation,	)	
General Motors Corporation, and	)	CS Docket No. 01-348
Hughes Electronics Corporation	)	
	)	
For a Transfer of Control	)	

ORDER GRANTING MOTION FOR ACCEPTANCE OF PETITION

Adopted: February 7, 2002 **Released: February 8, 2002**

By the Chief, Cable Services Bureau:

1. On February 5, 2002, Brunson Communications, Inc. ("Brunson") filed a motion requesting that the Commission accept its Petition to Deny ("Petition") the applications of EchoStar Communications Corporation, *et al.*, in the above-captioned proceeding.[1] Brunson states that, on February 4, 2002, the due date for such filings, it could not gain entry at the Commission's new filing location shortly before the stated 7 p.m. closing time.[2] Brunson asserts that the filing of its Petition one-day late did not result in any material delay because it electronically served numerous Commission staff and the Commission's contract duplicator, Qualex International, on February 4, 2002. As a result, according to Brunson, acceptance of its Petition will not prejudice other participants in this proceeding.

2. We accept the Petition filed by Brunson as timely-filed in light of its good faith efforts to comply with the Commission's new filing procedures. We confirm that the Petition was e-mailed to Commission staff and Qualex on February 4, 2002. Thus, it was publicly available through Qualex as if it had been received at the filing location on that date. It is important to obtain a full and complete record in this proceeding, and acceptance of Brunson's Petition is consistent with this objective.

3. Accordingly, pursuant to authority contained in section 1.3 of the Commission's rules, 47 C.F.R. § 1.3, IT IS ORDERED that the Motion for Acceptance of Petition filed by Brunson is hereby GRANTED.

FEDERAL COMMUNICATIONS COMMISSION

W. Kenneth Ferree
Chief, Cable Services Bureau

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[1] *See Echostar Communications Corporation, General Motors Corporation, And Hughes Electronics Corporation Seek FCC Consent For A Proposed Transfer Of Control*, CS Docket No. 01-348, Public Notice, DA 01-3005 (rel. Dec. 21, 2001).

[2] *See FCC Announces a New Filing Location for Paper Documents and a New Fax Number for General Correspondence*, Public Notice, DA 01-2919 (rel. Dec. 14, 2001).