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BY HAND

Marlene H. Dortch
Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20054

Re: **Ex Parte - Consolidated Application of EchoStar Communications Corporation, Hughes Electronics Corporation, and General Motors Corporation for Authority to Transfer of Control (CS Docket No. 01-348)**

Ms. Dortch:

Upon further review of the documents produced by Hughes Electronics Corporation ("Hughes") and General Motors Corporation ("GM") (collectively, the "Applicants"), we have determined that certain privileged documents were inadvertently produced to the Commission. Specifically, the documents bearing the Bates numbers 1B000000001, 1B 000003445-1B 000003451, and 2B 000003734-2B 000003736 were drafted by counsel, in anticipation of litigation, for the Applicants and sent to them, and therefore are subject to both the attorney-client and work product privileges. The document bearing the Bates numbers 1C 000001904-1C 000001932 was produced by an employee of DIRECTV, at the request of counsel, in anticipation of litigation and therefore is subject to the work product privilege.

We request that the Commission return to Applicants' counsel all copies of these documents and destroy any notes or similar recordings of the contents of the documents that may have been made.


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If you have any questions regarding this request or would like to discuss this further, please do not hesitate to call the undersigned.

Respectfully submitted,



Gary M. Epstein
James H. Barker
Alex D. Hoehn-Saric
*Counsel for General Motors Corporation
and Hughes Electronics Corporation*

cc: Marcia Glauberman
Linda Senecal