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January 23, 2003

**VIA ELECTRONIC FILING**

Marlene Dortch, Secretary  
Federal Communications Commission  
The Portals, 12<sup>th</sup> Street Lobby  
445 12<sup>th</sup> St., SW, Counter TW-A325  
Washington, DC 20554

Re: Ex Parte Presentation  
IB Docket No. 01-185

Dear Ms. Dortch:

On Wednesday, January 22, 2003, David Otten, Chairman & CEO of Celsat America, Inc. ("Celsat"), together with John Quale and the undersigned of this firm met with Commissioner Jonathan Adelstein and his legal advisor Barry Ohlson. During the meeting, Celsat described its unique 2 GHz mobile satellite system (MSS) and, in this regard, distributed the attached handout. Celsat also stressed that two gating factors are necessary to ensure that the ancillary terrestrial component (ATC) of MSS remains truly "ancillary" to the satellite service: (i) continuous satellite coverage to all of the United States as well as Puerto Rico and the U.S. Virgin Islands and (ii) every phone in the MSS licensee's network must be capable of communicating directly through both the MSS licensee's satellites and the ATC ground towers. Celsat further explained that MSS will thrive, especially in rural America, only if the Commission adopts the aforementioned gating factors for ATC.

In accordance with Section 1.49(f)(1) of the Commission's rules, an electronic version of this letter is being submitted for inclusion in the docket listed above. Please direct any questions concerning this matter to the undersigned.

Very truly yours,

/s/ Brian Weimer

Attachment

cc: Commissioner Jonathan Adelstein  
Barry Ohlson

