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U.S. Department of Justice

Federal Bureau of Investigation

Office of the General Counsel

Washington, D.C. 20535

July 14, 2003

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By Hand Delivery

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, S.W.
Room TW-B204
Washington, D.C. 20554

Federal Communications Commission
Office of Secretary

Petition to Defer of U.S. Department of Justice and Federal Bureau of Investigation, IB Docket No. 03-136: regarding Transferor, New Globalstar Corporation's applications, SAT-ASG-20030527-00095, SES - T/C - 200305327-00699, SES-T/C -20030527-00700, SAT-T/C - 20030527-00701, ITC-T/C - 20030529-00266, and SAT-AMD-20030527-00096, seeking Commission Consent to Assignment and Transfer of Control of Licenses and Authorizations held by Transferee, Globalstar, L.P. Subsidiaries and Affiliate.

Dear Ms. Dortch:

Transmitted herewith, on behalf of the Department of Justice ("DoJ") and the Federal Bureau of Investigation ("FBI"), are an original and four copies of a "Petition to Defer" in the above-referenced matter. Please accept this Petition and be advised that at this time there are outstanding national security, law enforcement, and public safety concerns; and, accordingly, we request that the Commission defer action on the licenses and authorizations subject to the foregoing applications until resolution of these concerns can be attempted.

Sincerely,

Patrick W. Kelley
Office of the General Counsel
935 Pennsylvania Ave., N.W., Room 7427
Washington, D.C. 20535
(202) 324-6829

Enclosures

cc: Qualex International

044

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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JUL 14 2003

Federal Communications Commission
Office of Secretary

In re)
Application of)
GLOBALSTAR, L.P.)
Transferor,)
and)
NEW GLOBALSTAR CORPORATION)
Transferee,)
For Consent to Transfer Control of)
Licenses and Authorizations from)
Globalstar L.P. subsidiaries or its affiliate)
L/Q Licensee, Inc.)
_____)

IB Docket Number 03-136

To: The Commission


**PETITION TO DEFER
OF U.S. DEPARTMENT OF JUSTICE AND
FEDERAL BUREAU OF INVESTIGATION**

The Department of Justice (“DOJ”) and the Federal Bureau of Investigation (“FBI”), by their undersigned attorneys, respectfully request that the Federal Communications Commission (“Commission”) defer action on the above-captioned applications pending resolution of potential national security, law enforcement, and public safety issues.

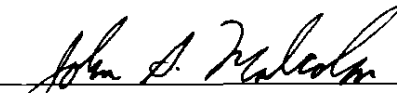
The Applicants acknowledge that the DOJ and FBI have concerns that the proposed transaction, and authority sought from the Commission if granted, may impair the ability of the DOJ and FBI to preserve the national security, enforce the laws, and protect the public safety. Specifically, the Applicants, in their respective filings with the Commission, have each committed to enter into an agreement with the Executive Branch agencies and have represented to the FCC that, "New Globalstar intends to assume the existing commitments of the Globalstar System regarding national security and law enforcement issues."¹ The DOJ and the FBI have communicated with representatives of the Applicants and are reviewing the proposed transaction.

Wherefore, the DOJ and the FBI request that the Commission defer action on the licenses and authorizations subject to the foregoing applications until the DOJ and FBI notify the Commission.

Respectfully submitted,



Patrick W. Kelley
Deputy General Counsel
FEDERAL BUREAU OF INVESTIGATION
935 Pennsylvania Avenue, N.W.
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(202) 324-6829



John G. Malcolm
Deputy Assistant Attorney General
Criminal Division
UNITED STATES DEPARTMENT OF JUSTICE
10th Street & Constitution Avenue, N.W.
Washington, D.C. 20530
(202) 616-3928

Dated: July 14, 2003

¹ Applicants response to Question A21(ScheduleA), FCC Form 312(Mobile Earth Terminal Application), p.8

CERTIFICATE OF SERVICE

I, Myla R. Saldivar-Trotter, Federal Bureau of Investigation, hereby certify that on this 14th day of July, 2003, I caused a true and correct copy of the foregoing **Petition to Defer of the U.S. Department of Justice and the Federal Bureau of Investigation** to be served via hand delivery (indicated by *) or by mail to the following parties:


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Federal Communications Commission
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Washington, D.C. 20554

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Myla R. Saldivar-Trotter