

Before the
Federal Communications Commission
Washington, DC 20554

In the Matter of

COMSAT General Corporation, Lockheed Martin
Global Telecommunications, LLC, and COMSAT
New Services, Inc.,

Assignors,

and

Intelsat LLC and Intelsat MTC LLC,

Assignees,

Petition for Declaratory Ruling under Section 310 of
the Communications Act of 1934, as Amended,

and

Joint Application for Consent to Assignments of
Title II and Title III Authorizations

IB Docket No. 04-235

File Nos.

ISP-PDR-20040528-00005

SES-ASG-20040528-00744

SES-ASG-20040528-00750

SES-ASG-20040528-00751

SES-ASG-20040528-00109

ITC-ASG-20040528-00235

0001743676

**PETITION TO ADOPT CONDITIONS TO
AUTHORIZATIONS AND LICENSES**

The United States Department of Justice (“DOJ”), including the Federal Bureau of Investigation (“FBI”), and the United States Department of Homeland Security (“DHS”), (collectively, the “Agencies”), respectfully submit this Petition to Adopt Conditions to Authorizations and Licenses (“Petition”), pursuant to Section 1.41 of the Federal Communications Commission’s (“FCC” or “Commission”) rules.¹ Through this Petition, the Agencies advise the Commission that they have no objection to the Commission granting the applications filed in the

¹ 47 C.F.R. § 1.41.

above-referenced proceeding, provided that the Commission conditions the grant of the applications on Intelsat LLC, Intelsat MTC LLC, and Intelsat Government Solutions Corporation (collectively, “Intelsat”) abiding by the commitments and undertakings contained in their October 5, 2004 letter to Laura H. Parsky, Tina W. Gabbrielli, and Patrick W. Kelley (“Letter”) attached hereto as Exhibit 1.

In the above-captioned proceeding, Intelsat LLC and Intelsat MTC LLC, together with COMSAT General Corporation, Lockheed Martin Global Telecommunications, LLC, and COMSAT New Services, Inc. (collectively, “COMSAT”) applied pursuant to Section 310(d) of the Communications Act of 1934, as amended,² and Section 25.119 of the Commission’s rules,³ for Commission consent to COMSAT’s assignment to Intelsat LLC of certain Title III radio licenses and other assets, and COMSAT’s assignment to Intelsat MTC LLC of certain Title III radio licenses, a Title II common carrier license, and other assets. Because Intelsat’s ultimate parent company, Intelsat, Ltd., is organized under the laws of Bermuda, the companies also requested a declaratory ruling that the transaction is consistent with the public interest standard of Section 310(b)(4) of the Act.⁴

As the Commission is aware, the Agencies have taken the position that their ability to satisfy their obligations to protect the national security, enforce the laws, and preserve the safety of the public could be impaired by transactions in which foreign entities will own or operate a part of the U.S. telecommunications system, or in which foreign-located facilities will be used to provide domestic telecommunications services to U.S. customers. In this particular case, after discussions with Intelsat representatives in connection with the proposed acquisition and assignments, the

² 47 U.S.C. § 310(d).

³ 47 C.F.R. § 25.119.

⁴ 47 U.S.C. § 310(b)(4).

Agencies have concluded that the commitments set forth in the Letter are sufficient to ensure that the Agencies and other entities with responsibility for enforcing the law, protecting the national security, and preserving public safety can proceed in a legal, secure, and confidential manner to satisfy these responsibilities. Accordingly, the Agencies hereby advise the Commission that they have no objection to the Commission granting the above-referenced applications for consent to assignments, provided that the Commission conditions its consent on compliance by Intelsat with the commitments set forth in the Letter.

The Agencies are authorized to state that Intelsat and COMSAT do not object to the grant of this Petition.

Respectfully submitted,

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October 07,2004