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June 13, 2005

VIA ELECTRONIC FILING

Ms. Marlene Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Washington, D.C. 20554

Re: Notice of Oral *Ex Parte* Presentation – *In the Matter of Exclusivity Agreements Affecting Direct Broadcast Satellite (“DBS”) Providers*, MB Docket No. 03-206

Dear Ms. Dortch:

In accordance with Section 1.1206 of the Commission’s Rules, 47 C.F.R. § 1.1206, EchoStar Satellite L.L.C. (“EchoStar”) submits this letter to advise that on June 10, 2005, EchoStar representatives met with Mr. William Johnson and Ms. Rosalee Chiara of the Media Bureau.

At the meeting, EchoStar reported that it had altered its carriage of certain local stations affiliated with Word of God Fellowship, Inc. dba Daystar Television Network (“Daystar”) pursuant to the must-carry rules. Daystar had previously provided EchoStar with a single feed for retransmission into all Daystar local markets which took the place of several local feeds. As of June 9, 2005, EchoStar began retransmitting the individual feed of each qualified Daystar must-carry station back into each station’s respective local market on a channel contiguous with other local stations in the market. Notwithstanding this change, EchoStar maintained the arguments it has previously made in this proceeding regarding Dominion’s standing and the merits of Dominion’s arguments.¹

EchoStar also corrected the factual record in the proceeding. While EchoStar had previously understood that all Daystar local stations carried identical feeds and related this information

¹ See Letter from Pantelis Michalopoulos, Counsel for EchoStar to Marlene Dortch, Secretary, FCC, *filed* in MB Docket No. 03-206 (Dec. 13, 2004).

Ms. Marlene Dortch
June 13, 2005
Page 2

to the Commission in December 2004,² EchoStar has since been informed that five of the eleven local stations in question do broadcast a small amount of distinct local programming.

One copy of this *ex parte* notice is being filed electronically as permitted by Commission Rule 1.1206(b)(2).

Respectfully submitted,

/s/

Pantelis Michalopoulos
Rhonda M. Bolton
Counsel for EchoStar Satellite L.L.C.

cc: Mr. William Johnson, Media Bureau
Ms. Rosalee Chiara, Media Bureau

² *Id.*