



Julie A. Reese
Deputy Director General
& General Counsel

Direct Telephone: 202-243-5093
Email: jreese@itso.int
Ref: 02-17-06/GC-14

17 February 2006

Marlene H. Dortch, Secretary
U.S. Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: Notice of Ex Parte Letter
IB Docket No. 05-290

Dear Ms. Dortch:

On February 17, 2006, Mr. Ahmed Toumi; ITSO's Director General and CEO, sent the attached letter to Chairman Kevin Martin, with copies to the other Commissioners.

The purpose of the letter was to inform the FCC of certain unanimous decisions of the 148 member countries of ITSO, which held its Assembly of Parties meeting on January 30 – February 2, 2006, regarding Intelsat's breaches of its Public Service Obligations, the Assembly's concerns about the high level of debt resulting from Intelsat's proposed acquisition of PanAmSat, and the Assembly's concerns about the lack of guaranteed protection for the Public Service Obligations and the "Common Heritage" orbital locations and associated frequency spectrum used by Intelsat. The Assembly unanimously decided to request that the United States, in its capacity as the selected licensing jurisdiction and "Notifying Administration" for the Common Heritage, take actions to ensure Intelsat's adherence to its Public Service Obligations.

Please contact the undersigned with any questions.

Sincerely,

A handwritten signature in blue ink that reads "Julie A. Reese". The signature is written in a cursive, flowing style.

Attachments: 17 February 2006 letter to FCC Chairman Kevin J. Martin

International Telecommunications Satellite Organization

3400 International Drive NW, Washington DC 20008-3006 USA • Tel.: 1.202.243.5096 • Fax: 1.202.243.5018 • E-mail: itsomail@itso.int

CERTIFICATE OF SERVICE

I, Julie A. Reese, do hereby certify that on this 17th day of February 2006, I sent, via electronic mail, a true and correct copy of the foregoing Ex Parte filing of the International Telecommunications Satellite Organization to the following:

PanAmSat Holding Corporation

James W. Cuminale
Executive Vice President,
General Counsel and Secretary
20 Westport Road
Wilton, CT 069897
jcuminale@panamsat.com

Henry Goldberg
Joseph A. Godles
Goldberg, Godles
Wiener & Wright
1229 19th Street, N.W.
Washington, DC 20036
*Counsel for PanAmSat Holding
Corporation*
hgoldberg@g2w2.com
jgodles@g2w2.com

Constellation, LLC

Alexander Navab
c/o Kohlberg Kravis Roberts & Co.
L.P.
9 West 57th Street
New York, NY 10019
navab@kkr.com

Carlyle PanAmSat I, LLC Carlyle PanAmSat II, LLC

Bruce E. Rosenblum
Managing Director
c/o The Carlyle Group
1001 Pennsylvania Avenue, N.W.
Suite 220 South
Washington, DC 20004-2505
Bruce.rosenblum@carlyle.com

Intelsat Holdings, Ltd.

Phillip Spector
Executive Vice President and
General Counsel
Wellesley House North, 2nd floor
90 Pitts Bay Road
Bermuda
philspector@intelsat.com

Susan H. Crandall
Assistant General Counsel
Intelsat Global Services Coporation
3400 International Drive, N.W.
Washington, D.C. 20008
susan.crandall@intelsat.com

Bert W. Rein
Jennifer D. Hindin
Wiley Rein & Fielding LLP
1776 K Street, N.W.
Washington, DC 20006
Counsel for Intelsat Holdings, Ltd.
brein@wrf.com
jhindin@wrf.com

PEP PAS, LLC PEOP PAS, LLC

Paul J. Salem
Executive Vice President
50 Kennedy Plaza
18th Floor
Providence, RI 02903
p.salem@provequity.com

Federal Communications Commission (FCC)

James Ball, Chief
Policy Division
International Bureau
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554
James.Ball@fcc.gov

JoAnn Lucanik, Associate Division Chief
Satellite Division
International Bureau
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554
JoAnn.Lucanik@fcc.gov

James Bird, Senior Counsel
Office of the General Counsel
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554
Jim.Bird@fcc.gov

Kathleen Collins, Attorney Advisor
Policy Division
International Bureau
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554
Kathleen.Collins@fcc.gov

Marilyn Simon, Chief Economist
Satellite Division
International Bureau
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554
Marilyn.Simon@fcc.gov

Neil Dellar, Attorney Advisor
Office of General Counsel
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554
Neil.Dellar@fcc.gov

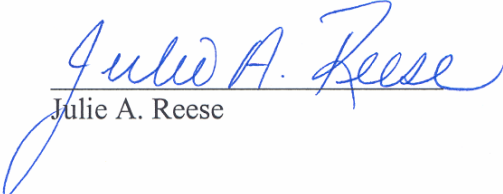
U.S. Department of State

Ambassador David A. Gross
Secretary
U.S. Coordinator, International
Communications & Information Policy
U.S. Department of State
2201 C Street, N.W.
Washington, D.C. 20520
grossda@state.gov

Steven W. Lett
Depute U.S. Coordinator, International
Communications & Information Policy
U.S. Department of State
2201 C Street, N.W.
Washington, D.C. 20520
lettsw@state.gov

U.S. Department of Commerce

Michael Gallagher, Assistant
National Telecommunications &
Information Administration
U.S. Department of Commerce
1401 Constitution Avenue, N.W.
Washington, D.C. 20230
mgallagher@ntia.doc.gov


Julie A. Reese



Ahmed Toumi
Director General and
Chief Executive Officer

Direct telephone: +1-202-243-5092

Email: atoumi@itso.int

Ref: 02-17-06/DG-15

17 February 2006

The Honorable Kevin J. Martin
Chairman
U.S. Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Dear Mr. Martin:

On behalf of the International Telecommunications Satellite Organization (ITSO), I would like to present to you my compliments.

As announced in ITSO's FCC Comments of November 14, 2005 (p. 16) and ITSO's Reply Comments of December 6, 2005 (pp. 7 and 14), the 29th meeting of ITSO's 148 member countries (Assembly of Parties) was held on January 30 – February 2, 2006 to address Intelsat's breaches of its Public Service Obligations, the critical issues set out in ITSO's Comments arising from Intelsat's proposed acquisition of PanAmSat, and to consider methods of protecting the Public Service Obligations in the context of Intelsat's bankruptcy. The Assembly unanimously decided to urge the United States, in its capacity as the selected licensing jurisdiction and "Notifying Administration" for the frequency assignments associated with orbital locations (the "Common Heritage"), to take actions pursuant to its obligations in the ITSO Agreement to ensure Intelsat's adherence to its Public Service Obligations.

With regard to Intelsat's proposed acquisition of PanAmSat, the Assembly unanimously noted the high level of debt that would result from the proposed acquisition of PanAmSat, and the risk this could create for the continuity of the Public Service Obligations should Intelsat declare bankruptcy or liquidation. During the Assembly, ITSO's legal bankruptcy expert reported to the member countries that, in the event of an Intelsat bankruptcy proceeding, there was no guarantee for the continuity of the Public Service Obligations and there was no guarantee to preserve the "Common Heritage" assets used by Intelsat to fulfill its Public Service Obligations. As a result, the Assembly unanimously decided to request the United States to ensure that remedies, in the nature of those advised by ITSO's legal bankruptcy expert, are implemented to assure that the Public Services Agreement and its obligations will survive a bankruptcy proceeding, and that the licenses issued by the United States to Intelsat to *use* the "Common Heritage" orbital positions are protected in the event of Intelsat's insolvency.

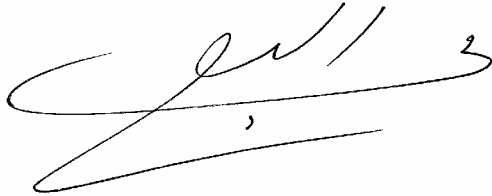
Chairman Kevin Martin
FCC
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Further, the Assembly unanimously decided to schedule an extraordinary meeting of the Assembly of Parties, which has been scheduled for July 2006 -- six months after the last Assembly meeting, to consider recommendations to remedy the situation with Intelsat.

ITSO's Assembly of Parties, thus, has unanimously endorsed the recommendations in ITSO's prior FCC Comments and Reply Comments. Therefore, I respectfully call on you to condition the Commission's Approval of the PanAmSat acquisition to preserve the Public Service Obligations, which were a prerequisite for the privatization process that created Intelsat, in line with the three categories of safeguards ITSO previously proposed.

Please accept, Mr. Martin, my highest consideration and best regards.

Sincerely,

A handwritten signature in black ink, appearing to read 'A. Toumi', with a long horizontal stroke extending to the right.

Ahmed Toumi
Director General &
Chief Executive Officer

Copy: Mr. Michael J. Copps - Commissioner
Mr. Jonathan S. Adelstein - Commissioner
Ms. Deborah Taylor Tate - Commissioner