



United States Department of State

Washington, D.C. 20520

MAR -7 2006

Dear Mr. Abelson:

Attached is a copy of the Record of Decisions of the 29<sup>th</sup> Meeting of the International Telecommunication Satellite Organization (ITSO) Assembly of Parties which was held January 30 to February 2, 2006. Also attached is a memorandum from the law firm of Kirkpatrick & Lockhart Nicholson Graham LLP, which was contracted by ITSO to provide advice concerning the proposed acquisition of PanAmSat Corporation by Intelsat, Ltd. These materials are being sent to you by the Department of State at the request of the ITSO Assembly of Parties, which decided:

“to request the United States and the United Kingdom, in their capacity as the selected licensing jurisdictions and ‘Notifying Administrations’ for the orbital locations and frequency assignments transferred in accordance with Article XII of the ITSO Agreement (the ‘Common Heritage’), to communicate to the appropriate authorities the Assembly’s desire that:

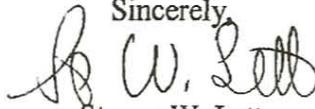
- a) remedies in the nature of those advised by Kirkpatrick & Lockhart Nicholson Graham in Attachment No. 1 to document AP-29-11, are implemented to assure that the Public Services Agreement and its obligations will survive a bankruptcy proceeding post-PanAmSat acquisition, including adherence to Lifeline Connectivity Obligation (LCO) contracts currently in effect with LCO-eligible customers; and
- b) the conditions on the licenses issued by the United States and the United Kingdom to Intelsat (to use the INTELSAT ‘Common Heritage’ orbital positions) clarify that no entity that is not bound by the Public Services Agreement can be considered a ‘successor’ of Intelsat, LLC.”

Mr. Donald Abelson,  
Chief, International Bureau,  
Federal Communications Commission,  
445 12<sup>th</sup> Street, S.W.,  
Washington, D.C. 20554

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In fulfilling the request to transmit these materials, the Department of State is not taking a position on the substance of the matter. Our foreign policy views will be communicated to the Commission separately.

Sincerely,

A handwritten signature in black ink, appearing to read "S. W. Lett". The signature is fluid and cursive, with the first letter of each name being capitalized and prominent.

Steven W. Lett

Deputy United States Coordinator  
International Communications and Information Policy

attachments