



February 6, 2008

**By Electronic Filing**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, D.C. 20554

**Re: EX PARTE**

WT Docket No. 02-55, ET Docket No. 00-258, and ET Docket No. 95-18

Dear Ms. Dortch:

On February 5, 2008, the undersigned, Peter Corea, and General Counsel John Flynn of ICO Global Communications (“ICO”), and ICO Counsel Cheryl Tritt and Phuong Pham of Morrison & Foerster LLP, met with FCC General Counsel Matthew Berry, FCC Deputy General Counsel Agit Pai, FCC Deputy Associate General Counsel Christopher Killion, Daniel Harrold and David Horowitz of the FCC’s Office of General Counsel. ICO reiterated its comments filed on December 19, 2007, addressing the “consensus plan” and joint petition for waiver of Sprint Nextel Corporation, the Association For Maximum Service Television, Inc., the National Association of Broadcasters and the Society of Broadcast Engineers (collectively, “Sprint-BAS Parties”), filed in the above-referenced proceedings on December 6 and September 4, 2007, respectively.

ICO discussed the imminent launch of the ICO G1 satellite, as well as its need for access to 2 GHz spectrum to permit testing and market trials by early 2008 and commencement of nationwide, commercial services by January 2009. ICO discussed procedural requirements for Commission action under the Administrative Procedure Act. Specifically, ICO noted the Commission can and should address the various issues raised in ICO’s and the Sprint-BAS Parties’ filings in a unified manner. ICO further noted that the Commission has authority to resolve these issues pursuant to an order addressing the Sprint-BAS Parties’ waiver petition.

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Respectfully submitted,

/s/Suzanne Hutchings Malloy/s/  
Suzanne Hutchings Malloy  
Senior V.P., Regulatory Affairs

cc: Matthew Berry  
Agit Pai  
Christopher Killion  
Daniel Harrold  
David Horowitz