

CHRISTOPHER S. BOND  
MISSOURI  
COMMITTEES:  
APPROPRIATIONS  
SMALL BUSINESS  
ENVIRONMENT AND  
PUBLIC WORKS  
INTELLIGENCE

DOCKET FILE COPY ORIGINAL

United States Senate

WASHINGTON, DC 20510-2503

June 4, 2008

FILED/ACCEPTED

JUN 12 2008

Federal Communications Commission  
Office of the Secretary

07-57  
MB  
XM/Sirius  
PV  
KM

1032

The Honorable Kevin J. Martin  
Chairman  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW  
Washington, DC 20554

Dear Chairman Martin,

As the FCC continues to review the pending XM and Sirius satellite radio merger, I am concerned with the potential consequences the merger may have on levels of competition in the industry. If the merger goes through, I urge you to consider applying several safeguards to minimize the impact and ensure the continuation of adequate competition over the airwaves.

The concerns that arise from a single merged satellite radio company involve the new company's excessive concentration of radio spectrum, the high barriers to entry for competitors including manufacturers of satellite radio equipment, and the need for the new company to reaffirm itself as only a national service provider.

As you know, the resulting XM-Sirius company would control a significant amount of radio spectrum. The 25 total MHZ that the merged company would possess would create obstacles for competitors to enter the marketplace and would work to inhibit an open and competitive industry. Accordingly, the merged company should be compelled by the FCC to divest part of its radio spectrum.

Additionally, it is essential to secure open access for competition, particularly for future equipment manufacturers. Manufacturers need to have access to build equipment that not only provides satellite radio service but also integrates other audio technology into new receivers. This will work to promote consumers choice and consequently encourage competition among different radio technologies.

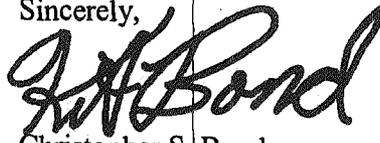
Finally, it is vital that the new satellite radio company reaffirm its position as a national service only. This is a condition which each company agreed to in their separate license contracts and should continue to adhere to as a merged company.

JUN 12 2008 RCWJ

No. of Copies rec'd 0  
List A B C D E

Thank you for your careful review of the merger and your consideration of these safeguards to protect the interests of consumers and preserve a competitive marketplace.

Sincerely,

A handwritten signature in black ink, appearing to read "Chris Bond". The signature is written in a cursive, somewhat stylized font.

Christopher S. Bond