

May 21, 2009

New DBSD Satellite Services G.P.
11700 Plaza America Drive, Suite 1010
Reston, Virginia 20190

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W., Room TW-A325
Washington, D.C. 20554

Re: **EX PARTE**
WT Docket No. 02-55; ET Docket Nos. 00-258 and 95-18

Dear Ms. Dortch:

On May 20, 2009, Suzanne Hutchings Malloy and Peter Corea, for New DBSD Satellite Services G.P. (“DBSD”, formerly New ICO Satellite Services, G.P. “ICO”), met with Paul Murray, acting legal advisor to Acting Chairman Michael Copps. DBSD discussed procedural background on MSS licensing, including the impact of mobile satellite service (“MSS”) spectrum reallocation proceedings and petitions for reconsideration on the development of rules for relocation of broadcast auxiliary service (“BAS”) licensees from the 2 GHz band. DBSD also reiterated comments ICO filed in connection with the March 2008 *Further Notice of Proposed Rulemaking* in the above-referenced proceedings.¹

In particular, DBSD emphasized the importance of certainty and predictability regarding the date by which MSS systems may initiate commercial service.

Respectfully submitted,

/s/Suzanne Hutchings Malloy
Suzanne Hutchings Malloy

cc: Paul Murray

¹ See *Improving Public Safety Communications in the 800 MHz Band*, Memorandum Opinion and Order and Further Notice of Proposed Rulemaking, 23 FCC Rcd 4393 (2008).