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May 19, 2010

* NOT ADMITTED IN VIRGINIA

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street SW
Washington DC 20554

**Re: IB Docket No. 10-70, International Bureau Report to Congress Regarding the ORBIT Act
Ex Parte Communication**

Dear Ms. Dortch:

On behalf of Globecomm Systems Inc., pursuant to Section 1.1206(b)(2) of the Commission's Rules, I am electronically filing this notice of an oral *ex parte* communication in the above-referenced docket.

Yesterday, William Raney and Julia Hanft of Globecomm Systems Inc., as well as Michelle McClure, Frank Jazzo, and Christine Goepf of Fletcher Heald & Hildreth, PLC, met in separate meetings with Charles Mathias, Louis Peraertz, and John Giusti of the Commission's staff.

A copy of our presentation outline, as distributed at the meetings, is attached.

Please do not hesitate to contact me with any questions.

Respectfully submitted,

/s/

Michelle A. McClure
Globecomm Systems Inc.

cc: Meeting participants

ORBIT Act Proceeding
Presented by Globecom Systems Inc.
May 18, 2010

Summary: Current FCC policy and practice in dealing with Intelsat and IGC under ORBIT Act provisions results in discrimination against other legitimate service providers and competitors such as Globecom Systems Inc., contrary to the intent of Congress and open market practice which would most benefit satellite customers and the public at large.

I. Relevance to ORBIT Act

- Purpose of ORBIT Act is to promote a competitive market for satellite communications
- FCC's Report to Congress should document the anti-competitive activities of Intelsat and IGC
- FCC should ensure that Intelsat is required to provide non-discriminatory access

II. Intelsat's anticompetitive conduct violates FCC policy and congressional mandate

- Does not provide "direct access" to satellite service companies
- IGC provides discriminatory pricing to its competitors
- IGC's tactics of intimidation and retaliation
- Forced bundles
- Teaming agreements

III. Intelsat actions run contrary to open-market goals and considerations

- Resulting market consolidation has led to market power
- Limited availability of service providers due to technical requirements
- Limited availability for new competitors due to orbital slot considerations

IV. Steps FCC can take to restore competition

- Review and re-evaluate Intelsat's position as a provider with market power
- Develop procedures for identifying and addressing noncompliant behavior
- Require full and complete transparency of rates, terms, and conditions of service
- Require arm's length transactions with affiliate entities
- Make affiliate transactions available for public inspection
- Prohibit promoting subsidiaries' competitive services
- Prohibit cross-subsidization of subsidiaries

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