

July 30, 2010

FILED ELECTRONICALLY

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

Re: Notice of Ex Parte Presentation

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

**New DBSD Satellite Services G.P., Applications for Transfer of Control
File Nos. SAT-T/C-20091211-00144, et al.**

Dear Ms. Dortch:

On July 29, 2010, R. Gerard Salemme of ICO Global Communications (Holdings) Limited (“ICO Global”) and the undersigned met with Rick Kaplan, chief counsel and senior legal advisor to Chairman Genachowski, and Jennifer Flynn, legal advisor to the Chairman, regarding the above-captioned proceedings.

During the meeting, we reviewed the history of BAS relocation and explained that holding ICO Global liable for reimbursing Sprint’s past BAS relocation costs would be a windfall for Sprint, because Sprint had not cleared the BAS band in accordance with deadlines and the burden of risks explicitly identified by the Commission and accepted by Sprint in the 800 MHz proceeding, and that imposing liability on ICO Global would also constitute impermissible retroactive rulemaking.

We also argued that extending an MSS licensee’s liability for relocation reimbursement costs to a shareholder or investor in the licensee would effectively broaden the reimbursement rules to require joint and several liability for those costs. We noted that two federal courts have held that the current BAS reimbursement rules “compel” the conclusion that only licensees are liable for reimbursement costs, and that the courts did not find the FCC’s orders ambiguous on this point as Sprint has erroneously suggested. We explained that imposing liability on shareholders or investors would also violate the principle that a corporation cannot be held liable for the obligations of separate corporate entities in which it holds an ownership interest. In this regard, we noted that DBSD (fka ICO North America) had other shareholders in addition to ICO Global; that DBSD’s bondholders had the right to take a substantial equity share in DBSD; and

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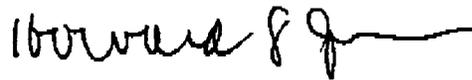
Page 2

that not only were the businesses of ICO Global and DBSD entirely different, but DBSD's investors insisted on corporate and legal separation between ICO Global and DBSD as a condition of investing in the latter. Finally, not only would be legally impermissible to impose liability for relocation costs on ICO Global, it would be grossly unfair. ICO Global (even as the parent company of DBSD) never utilized the BAS spectrum or received any benefit from Sprint's band clearing activities, and it never will now that it has lost all but a minimal interest in DBSD.

Pursuant to section 1.1206(b) of the Commission's rules, an electronic copy of this letter is being filed electronically with the Office of the Secretary and served electronically on the Commission participants in the meetings.

Should there be any questions regarding this matter, please contact the undersigned.

Sincerely,

A handwritten signature in black ink, appearing to read "Howard J. Symons", with a long horizontal flourish extending to the right.

Howard J. Symons

cc: Rick Kaplan
Jennifer Flynn