

August 9, 2010

Via Electronic Submission

Ms. Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW, Room TW-A325
Washington, DC 20554

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Re: Notice of Ex Parte Communication

**WT Docket No. 02-55; ET Docket Nos. 00-258, 95-18;
New DBSD Satellite Services G.P., Debtor-in-Possession, Applications for
Transfer of Control of Earth Station Licenses and Authorizations, File
Nos. SES-T/C-20091211-01575, SES-T/C-20091211-1576, SAT-T/C-
0091211-00144.**

Dear Ms. Dortch:

On Friday, August 6, 2010, Trey Hanbury of Sprint Nextel Corporation (“Sprint Nextel”), had telephone conversations with Charles Mathias, Legal Advisor to Commissioner Baker; Jennifer Flynn, Legal Advisor to Chairman Genachowski; and Roderick Porter, Deputy Chief of the International Bureau regarding the above-captioned proceedings. Mr. Hanbury also left voice-mail messages with John Giusti, Chief of Staff and Legal Advisor to Commissioner Copps; Louis Peraertz, Legal Advisor to Commissioner Clyburn; and Angela Giancarlo, Chief of Staff and Senior Legal Advisor to Commissioner McDowell regarding the above-captioned proceedings.

In those conversations and messages, Sprint Nextel reiterated that its positions as previously set forth in its filings and discussions regarding the above proceedings have not changed. In particular, Sprint Nextel emphasized that the Commission should issue its decision and clarifications in the long-pending BAS Relocation Further Notice of Proposed Rulemaking prior to attempting to apply any such rules to the pending DBSD transfer-of-control applications.¹ Sprint Nextel reiterated that when the Commission does take action on

¹ *Improving Public Safety Communications in the 800 MHz Band, et al*, Report and Order and Order and Further Notice of Proposed Rulemaking, WT 02-55 *et al.*, 24 FCC Rcd 7904 (June 12, 2009).

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the DBSD transfer-of-control applications, it should deny them. If for some reason the Commission eventually decides to grant DBSD's applications, it should expressly condition any approval on ICO Global immediately fulfilling its separate obligation to pay its fair share of the BAS relocation expenses.

Pursuant to Section 1.1206 of the Commission's Rules, a copy of this letter is being filed electronically in the above-referenced dockets and electronic copies are being submitted to Commission staff listed below. If you have any questions, please feel free to contact me at (202) 778-9859.

Sincerely,

/s/ Marc S. Martin

Marc S. Martin

Counsel for Sprint Nextel Corporation

cc:	Austin Schlick	Jennifer Flynn
	Stewart Block	Robert Nelson
	David Horowitz	Julius Knapp
	Andrea Kearney	Bruce Romano
	Sally Stone	Paul Murray
	Julie Veach	John Leibovitz
	Gardner Foster	Mindel DeLaTorre
	Karl Kensinger	Roderick Porter
	Geraldine Matise	Charles Mathias
	Jamison Prime	John Giusti
	Nick Oros	Louis Peraertz
	Rick Kaplan	Angela Giancarlo