

BEFORE THE
Federal Communications Commission
WASHINGTON, DC 20554

In the Matter of)	
)	
LightSquared Subsidiary LLC)	IB Docket No. 11-109
)	
Technical Working Group Report)	
)	
In re the Application of)	
)	
LightSquared Subsidiary LLC)	File No. SAT-MOD-20101118-00239
)	
Request for Modification of its Authority for an Ancillary Terrestrial Component)	
)	
To: The Commission		

OPPOSITION TO MOTION FOR EXTENSION OF TIME

The Coalition to Save Our GPS (the “Coalition”) hereby opposes the Motion for Extension of Time (the “Motion”) filed by LightSquared Subsidiary, LLC (“LightSquared”) yesterday in the above-captioned proceedings. LightSquared seeks an additional month to respond to the International Bureau’s February 15, 2012 *Public Notice*,¹ yet it offers no valid basis for departure from the Commission’s general policy disfavoring extensions.²

LightSquared claims that the additional time is needed so that it may review and comment upon a February 14, 2012 letter from the National Telecommunications and Information Administration (“NTIA”) to the FCC that transmitted three technical reports

¹ *Public Notice*, “International Bureau Invites Comment on NTIA Letter Regarding LightSquared Conditional Waiver,” IB Docket No. 11-109, DA 12-214 (rel. Feb. 15, 2012) (“*Public Notice*”).

² 47 C.F.R. § 1.46(a).

addressing potential interference to aviation, cellular, and general location/navigation GPS devices.³ LightSquared, however, cannot claim surprise at the contents of the reports. LightSquared already had the opportunity to review a large portion of the materials, as evidenced by its 45-page rebuttal of the Federal Aviation Administration report on the potential effects of LightSquared's proposed operations on aviation.⁴ A second report on cellular devices and operations that was also transmitted with the NTIA Letter was drafted by several individuals, including at least one who in the past has served as a LightSquared consultant, indicating that LightSquared probably had some familiarity with the contents of that report. LightSquared was a full and active participant in much of the testing and analysis addressed in the third report prepared by the National Space-Based Positioning, Navigation, and Timing Systems Engineering Forum. Accordingly, LightSquared's contention that it needs additional time to review these reports rings hollow.

Moreover, LightSquared has had over a year to satisfy the conditions placed on its proposed operations by the International Bureau's January 26, 2011 *Order and Authorization*.⁵ Throughout this year, public and private parties have spent millions of dollars in multiple rounds of testing and analysis, many of which are discussed in the reports accompanying the NTIA Letter.⁶ The NTIA Letter and the reports confirm LightSquared's failure to address the issues

³ Letter from Lawrence E. Strickling, Assistant Secretary for Communications and Information, U.S. Dep't of Commerce, to Julius Genachowski, Chairman, FCC (dated Feb. 14, 2012) ("NTIA Letter").

⁴ See *id.* at U.S. Dep't of Transportation, Federal Aviation Administration, *Status Report: Assessment of Compatibility of Planned LightSquared Ancillary Terrestrial Component Transmissions in the 1526-1536 MHz Band with Certified Aviation GPS Receivers*, January 25, 2012, at Appendix C.

⁵ LightSquared Subsidiary LLC, *Order and Authorization*, 26 FCC Rcd 566 (Int'l. Bur. 2011).

⁶ See, e.g., Statement, The Honorable John D. Porcari, Deputy Secretary, U.S. Dep't of Transportation, Subcommittee on Aviation, Committee on Transportation and Infrastructure,

raised by all of the testing, and the *Public Notice* rightly recognizes that continued back-and-forth with LightSquared likely will be fruitless. Nothing in the Motion supports LightSquared's assertion that it needs additional time to answer the International Bureau's proposals for ending this year-long process.

Notwithstanding the burden LightSquared already has imposed on government and private parties, the futility of giving LightSquared yet more time to defend its indefensible proposal, and the need for final and expeditious resolution of the issues raised in the *Public Notice*, the Coalition would not oppose an extension of at most 10 calendar days. To the extent that LightSquared plans to and does file additional technical material in these proceedings, the FCC should grant the Coalition and other parties seven calendar days in which to reply to the new material.

Respectfully submitted,

/s/ Paul G. Scolese
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Dated: February 24, 2012

U.S. House of Representatives, February 8, 2012, Hearing on *A Review of Issues Associated with Protecting and Improving Our Nation's Aviation Satellite-Based Global Positioning System Infrastructure* ("Substantial federal resources, including over \$2 million from the FAA, have been expended and diverted from other programs in testing and analyzing LightSquared's proposals.").

CERTIFICATE OF SERVICE

I, Angela Kung, do hereby certify that, on this 24th day of February, 2012, I caused a copy of the foregoing “Opposition to Motion for Extension of Time” to be served via e-mail upon the following:

Jeffrey J. Carlisle
Executive Vice President, Regulatory Affairs
and Public Policy
LightSquared Inc.
10802 Parkridge Boulevard
Reston, VA 20191

/s/ Angela Kung
Angela Kung