

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554**

In the Matter of)	
)	
LightSquared Subsidiary LLC)	DA 12-1863, IB Docket No. 12-340
)	
Request to Modify Its ATC Authorization)	IBFS File Nos. SAT-MOD-20120928-
)	00160; SAT-MOD-20120928-00161; and
)	SES-MOD-20121001-00872

RESPONSE OF LIGHTSQUARED

LightSquared Subsidiary LLC (“LightSquared”) responds to the various submissions filed in this proceeding on and around the January 4, 2013 deadline for reply comments.¹

Those recent submissions² overwhelmingly support the above-referenced applications (the “Modification Applications”) in which LightSquared seeks to modify its existing authority to conduct terrestrial downlink operations by: (i) permanently relinquishing its authority to operate such terrestrial downlinks at 1545-1555 MHz (the “Upper 10 MHz”); and (ii) in lieu of any terrestrial use of that band segment, employing alternative (non-L-Band) downlink spectrum at 1670-1680 MHz to provide the needed coverage for LightSquared’s terrestrial network. More specifically, those submissions supplement the voluminous record

¹ This response is consistent with the pleading schedule established by the Commission in its November 16, 2012 public notice in this proceeding. *See* DA 12-1863.

² *See, e.g.*, Letter of Representative Klint Kesto, Michigan House of Representatives, at 1 (Jan. 8, 2013); Letter of Brian Plum, Executive Vice-President and Chief Financial Officer, Blue Ridge Bank, at 1 (Jan. 8, 2013); Letter of Council Member Joe Erb, Hilliard City Council, at 1-2 (Jan. 7, 2013); Letter of Jordan Little, Shift Creative, at 1-2 (Jan. 7, 2013); Letter of Sarah Sakhaee, at 1-2 (Jan. 7, 2013); Letter of Colleen Mann, Neighbors For Responsible Business, at 1 (Jan. 4, 2013).

evidence of the significant public interest benefits that would flow from the grant of the Modification Applications—including the extension of additional mobile broadband capacity to hundreds of millions of Americans, at a time when such capacity is critically needed.³

Only one party in this phase of the pleading cycle—the Alarm Industry Communications Committee (“AICC”)—presents less than unqualified support for LightSquared’s applications. AICC suggests that it would be premature to grant the Modification Applications at this time.⁴ LightSquared’s January 4, 2013 reply comments already address the substance of that argument (as made by other commenters) and reiterate the pressing need for the Commission to grant promptly the Modification Applications, which could be done: (i) through a waiver of the Table of Frequency Allocations; or (ii) subject to the outcome of the “ongoing rulemaking proceeding” regarding 1675-1680 MHz that AICC “strongly supports.”⁵

AICC expressly “does not oppose”⁶ an important element of the Modification Applications—LightSquared’s proposal to permanently relinquish its authority to conduct terrestrial operations in the Upper 10 MHz.⁷ However, AICC does not account for the mutually-

³ See Reply Comments of LightSquared, at 4-7 (Jan. 4, 2013) (“LightSquared Reply Comments”).

⁴ See Comments of the Alarm Industry Communications Committee, at 2 (Jan. 4, 2013) (erratum filed Jan. 7, 2013) (“AICC Comments”).

⁵ See LightSquared Reply Comments at 24-25; AICC Comments at 2.

⁶ AICC Comments at 1-2.

⁷ See AICC Comments at 2 (“[S]uch relinquishment should not prejudice the broader determination as to whether terrestrial mobile service in any other portion of the satellite spectrum may cause interference to GPS operations in the 1529-1559 MHz band[.]”). Notably, the latter part of this statement focuses on the operation of GPS receivers in that MSS portion of the L Band (as opposed to the portion of the 1559-1610 MHz RNSS band designated for the GPS system). GPS receivers operating at 1529-1559 MHz simply are not entitled to protection from any licensed operations in the 1525-1559 MHz MSS band.

contingent elements of that proposal. As LightSquared already has explained,⁸ it does not and would not offer to relinquish its authority in the Upper 10 MHz without access to alternative spectrum rights that would facilitate the implementation of LightSquared’s 4G wireless network, and enable the resulting public interest benefits that have been endorsed by the vast majority of commenters.⁹

Moreover, AICC provides no support for the suggestion that GPS receivers somehow could be adversely affected by LightSquared’s already-licensed operations in the 1626.5-1660.5 MHz “uplink” portion of the L-Band MSS spectrum.¹⁰ In contrast, LightSquared’s reply comments provide compelling evidence that LightSquared’s authorized uplinks present no such concerns: *hundreds of millions* of MSS earth terminals (“METs”) and terrestrial wireless devices long have operated throughout the United States in close proximity to the RNSS band (in which GPS operates) and under far less restrictive out-of-band emissions (“OOBE”) limits than those with which LightSquared has agreed to comply. And those existing MET, PCS and AWS wireless transmitters successfully operate in those nearby bands without impeding the successful reception of GPS signals.

See generally LightSquared Petition for Declaratory Ruling, IB Docket No. 11-109 (filed Dec. 20, 2011).

⁸ *See* LightSquared Reply Comments at 28 (“As an initial matter, the Modification Applications propose to forego terrestrial authority in the Upper 10 MHz in exchange for ‘alternative’ or ‘replacement’ rights at 1675-1680 MHz—provided those modified rights can be combined with LightSquared’s leased spectrum rights at 1670-1675 MHz and paired with LightSquared’s existing uplink spectrum rights. LightSquared does not propose, nor would LightSquared accept, the unilateral termination of its rights in the Upper 10 MHz—a fact made abundantly clear in LightSquared’s response to the February 2012 Public Notice.”).

⁹ *See, e.g., id.* at 4-8.

¹⁰ *See supra* n.7 (quoting AICC Comments at 2).

LightSquared amplifies this rebuttal to AICC's "suggestion" by submitting the following additional evidence:

- The graph contained in Exhibit A, which depicts examples of OOB limits into the GPS portion of the RNSS band for the hundreds of millions of satellite and terrestrial wireless transmitters in nearby spectrum bands (many of those transmitters individually may emit as much as 50,000 times more energy into the RNSS band than a single authorized LightSquared terrestrial handset).
- The photograph contained in Exhibit B, which shows L-Band METs physically located and successfully operating right next to a GPS receiver in a "safety of life" application, which is illustrative of "real-world operations."

These materials reinforce LightSquared's previous demonstration that, contrary to what AICC suggests, LightSquared's authorized uplink operations in 1626.5-1660.5 MHz band present no concerns. In doing so, these materials also reinforce the already compelling public interest case for granting the Modification Applications. Accordingly, LightSquared respectfully requests that the Commission grant those applications on an expedited basis.

Respectfully submitted,

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January 11, 2013

EXHIBIT A
OOBE COMPARISON

Oobe Comparison

From FCC Rules and GPS Industry Agreements

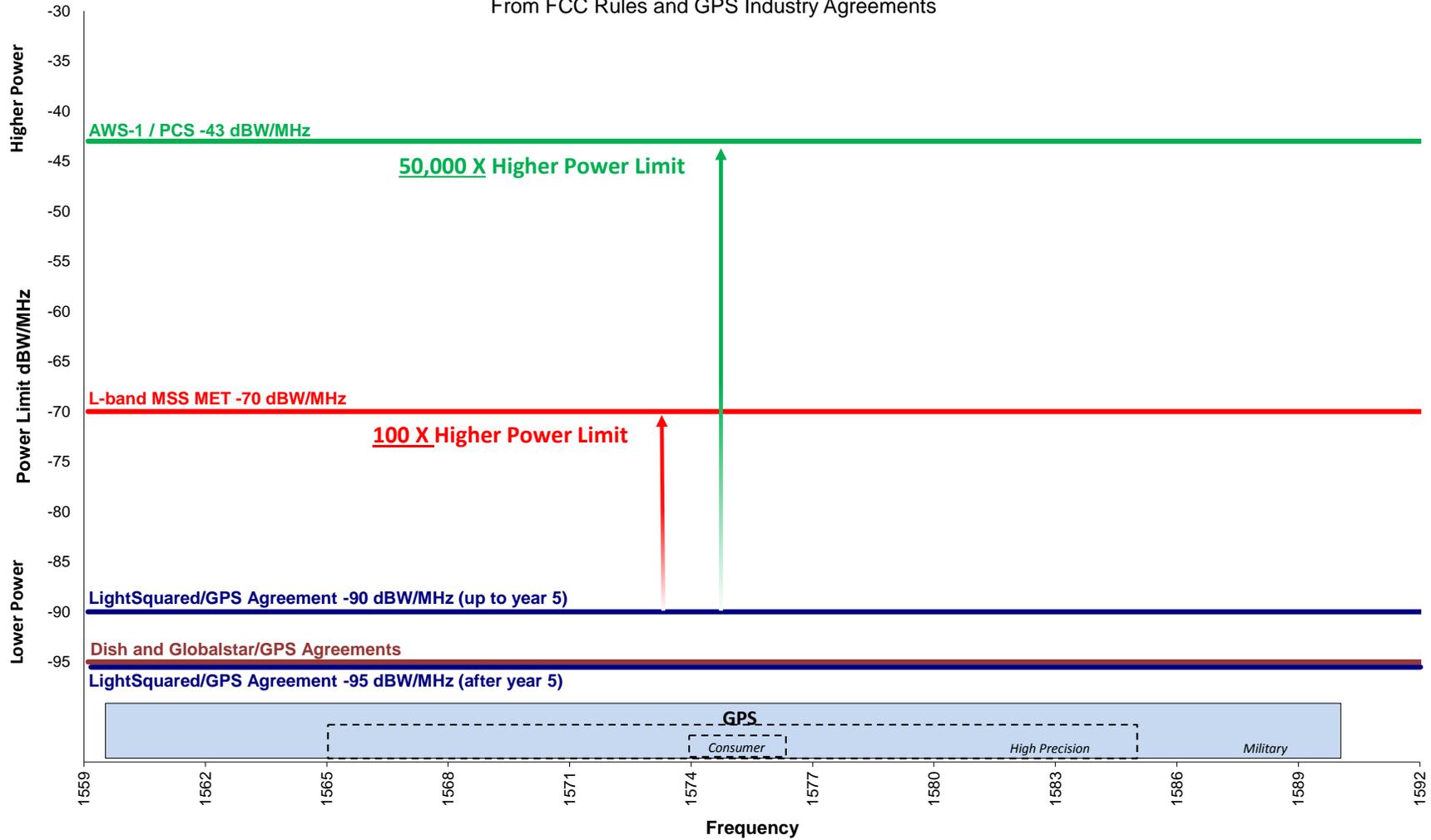


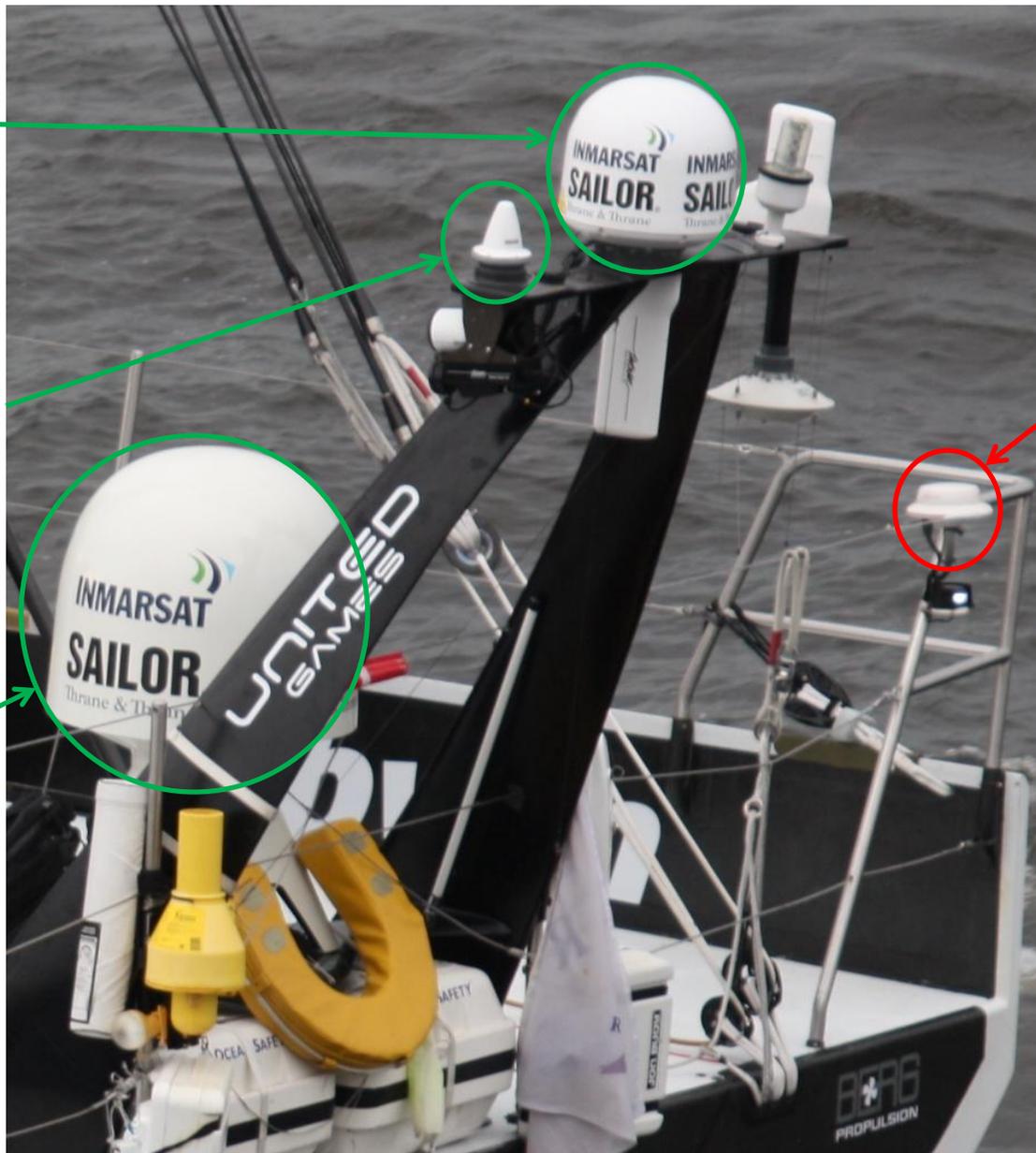
EXHIBIT B

**EXAMPLE OF L-BAND METS OPERATING IN CLOSE
PROXIMITY TO GPS RECEIVER**

Thrane & Thrane
Inmarsat FB150
Sailor – L-Band

Inmarsat
Sailor Mini-C
w/embedded
GPS

Thrane &
Thrane
Inmarsat
FB500 Sailor –
L-Band



GPS
MX
MarineMX
420

CERTIFICATE OF SERVICE

I, Mahrah M. Taufique, hereby certify that on this 11th day of January, 2013, I caused a true and correct copy of the foregoing “Response of LightSquared” to be served upon the following, via first-class mail, postage prepaid:¹

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¹ LightSquared is serving parties who filed through the Commission’s Electronic Comment Filing System (ECFS) in accordance with the International Bureau’s November 16, 2012 public notice, DA 12-1863, and who included a mailing address in their submissions filed in IB Docket No. 12-340. Parties who did not include an address will have access to LightSquared’s Response through ECFS.

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