

**Before the
Federal Communications Commission
Washington, D.C. 20554**

In the matter of)	
)	
Authorization of STARSYS GLOBAL)	
POSITIONING, INC.)	File Nos. SAT-MS-19970217-00017
)	33-DSS-P-90(24)
to construct, launch and operate a Non-Voice,)	42-DSS-AMEND-90
Non-Geostationary Mobile Satellite System)	7-DSS-AMEND-94
)	31-DSS-AMEND-94
)	32-DSS-LA-94

ORDER

Adopted: August 28, 2002

Released: August 29, 2002

By the Chief, Policy Branch, Satellite Division:

1. In this order we dismiss as moot various pleadings pertaining to the "Little LEO" satellite license formerly held by Starsys Global Positioning, Inc.

2. After resolving an eligibility issue arising under Section 310(a) of the Communications Act in a separate decision,¹ the International Bureau granted Starsys' license application for a non-voice, non-geostationary "Little LEO" satellite system in 1995.² Orbital Communications Corporation filed an application for review of the preliminary 310(a) ruling and a petition for reconsideration of the license grant.³ In addition, Leo One USA Corporation filed two petitions requesting post-grant declaratory rulings that the Starsys Little LEO license was null and void for failure to meet license conditions.⁴

3. Starsys subsequently surrendered its Little LEO license for cancellation.⁵ Consequently, the above-described pleadings are moot.

¹ *STARSYS Global Positioning, Inc.* (Declaratory Ruling), DA 95-1205, 10 FCC Rcd 9393 (Int'l Bur. 1995). Section 310(a) prohibits the FCC from granting a radio license to any foreign government or a representative of any foreign government. 47 U.S.C. § 310(a).

² *STARSYS Global Positioning, Inc.* (Order and Authorization), DA 95-2343, 11 FCC Rcd 1237 (Int'l Bur. 1995).

³ Application for Review filed July 3, 1995; Petition for Reconsideration filed January 11, 1996.

⁴ See Emergency Petition for Declaratory Ruling filed on May 22, 1996 and Petition filed on February 17, 1997.

⁵ Letter dated August 4, 1997 to William F. Caton, Acting Secretary, FCC, from Peter A. Rohrbach and Karis A. Hastings, Counsel to Starsys Global Positioning, Inc., with attached letter dated August 4, 1997 to William F. Caton from John DiMarco, President, Starsys Global Positioning, Inc.

4. Accordingly, IT IS ORDERED that the application for review filed by Orbital Communications Corporation on July 3, 1995, the petition for reconsideration filed by Orbital Communications Corporation on January 11, 1996, and the petitions for declaratory ruling filed by Leo One USA Corporation on May 22, 1996 and February 17, 1997 ARE DISMISSED as moot and this proceeding IS TERMINATED.

FEDERAL COMMUNICATIONS COMMISSION

Jennifer M. Gilsenan
Chief, Policy Branch, Satellite Division