



Federal Communications Commission
Washington, D.C. 20554

DA 06-1541

July 28, 2006

Mr. Bruce D. Sockler, Esq
Mintz, Levin, Cohn, Ferris, Glovsky and
Popeo, P.C.
701 Pennsylvania Avenue, N.W.
Suite 900
Washington, D.C. 20004

Re: Call Sign: E060216
File No.: SES-LIC-20060608-00952

Dear Mr. Sockler:

On June 8, 2006, Cable News Network LP, LLLP (CNN) filed the above-captioned application to operate a Fixed-Satellite Service temporary fixed earth station using the Ku-band.¹ Pursuant to Section 25.112(a)(1) of the Commission's rules, 47 C.F.R. §25.112(a)(1), we dismiss the application as defective without prejudice to refile.

CNN indicates it seeks to communicate with ALSAT-designated satellites. ALSAT may be listed as a point of communication only for routinely authorized earth stations.² In response to question E49 of FCC Form 312 Schedule B, CNN lists 46.01 dBW/4 kHz as the Maximum EIRP density per carrier which corresponds to a maximum power density at the input of the antenna flange of -3.29 dBW/4 kHz for the 36M0F9W emission. Pursuant to Section 25.212(c) of the Commission's rules, 47 C.F.R. § 25.212(c), the maximum input power density into the antenna flange exceeds our routinely authorized power level of -14 dBW/4 kHz. Because the proposed power exceeds our limits for routine processing, CNN must identify the specific satellites as its points of communication. Furthermore, in accordance with Section 25.220(f)(2) of the Commission's rules, 47 C.F.R. §25.220(f)(2), applications for non-routine earth stations must include a certification described in Section 25.220(e)(1) of the Commission's rules, 47 C.F.R. §25.220(e)(1), from each target satellite operator that it has reached agreements with adjacent satellite operators regarding the non-routine operations. CNN's application does not include these certifications. Therefore, the application is incomplete.

¹ 11.7-12.2 and 14.0-14.5 GHz bands.

² Amendment of the Commission's Regulatory Policies to Allow Non-U.S.-Licensed Space Stations to Provide Domestic and International Services in the United States, First Order on Reconsideration, IB Docket No. 96-111, 15 FCC Rcd 7207, 7210 n. 19.

Accordingly, pursuant to Section 25.112(a)(1) of the Commission's rules, 47 C.F.R. §25.112(a)(1), and Section 0.261 of the Commission's rules on delegations of authority, 47 C.F.R. §0.261, we dismiss Cable News Network's applications without prejudice to refile.³

Sincerely,

Scott A. Kotler
Chief, Systems Analysis Branch
Satellite Division
International Bureau

³ If CNN refiles a license application identical to the one dismissed, with the exception of supplying the missing information, it need not pay an application fee. *See* 47 C.F.R. §1.1109(d).