



Federal Communications Commission
Washington, D.C. 20554

DA 06-1634

August 15, 2006

Mr. William M. Wiltshire
Harris, Wiltshire & Grannis, LLP
1200 Eighteenth Street, NW
12th Floor
Washington, DC 20036

Re: Call Sign: E060158
File No.: SES-LIC-20060505-00764
File No.: SES-AFS-20060811-01354

Call Sign: E060159
File No.: SES-LIC-20060505-00765
File No.: SES-AFS-20060811-01353

Dear Mr. Wiltshire:

On May 5, 2006, WB Holdings 1 LLC (WB) filed the above-captioned applications for two new Ka- Band¹ gateway earth stations.² These applications were amended on August 11, 2006. For the reason detailed below, we dismiss the applications as defective without prejudice to refiling.

Section 25.115(e) of the Commission's rules, 47 C.F.R. § 25.115(e), provides that "[A]pplications to license individual earth station operating in 20/30 GHz band shall be filed on FCC Form 312, Main Form and a Schedule B, and shall also include the information describe in Section 25.138". WB did not submit the antenna radiation patterns required by Section 25.138(d) of the Commission's rules, 47 C.F.R. § 25.138(d). Therefore, the applications, as amended, are incomplete.

Additionally, the applications, as amended, indicate that the stations' "necessary bandwidth" is 22.5 megahertz. The frequency coordination report filed as Exhibit B; however, indicates that WB coordinated a bandwidth only up to 20.3 megahertz. Thus, WB must resolve this discrepancy in any refiling.

While we dismiss the applications on the above basis, we take the opportunity to apprise you of other issues we have should WB choose to re-file the applications.

¹ 18.3-18.8, 19.7-20.2, 28.35-28.6, 29.25-30.0 GHz bands.

² Station call sign E060158 will be located in Carlton, Minnesota and station call sign E060159 will be located in Gig Harbor, Washington.

We note that there are discrepancies in the coordinates for the earth station sites provided in the applications and the frequency coordination studies. Specifically, for station call sign E060158, WB lists the north latitude coordinate as 46° 39' 47" , and the longitude coordinate as 92° 28' 30" in response to Questions E11 and E12 of the application. However, the frequency coordination study lists the latitude coordinate as 46° 39' 45" and the longitude coordinate as 92° 28' 48". For station call sign E060159, WB lists the north latitude coordinate as 47° 20' 42" and the longitude coordinate as 122° 36' 40" in the application. However, the frequency coordination study lists the latitude coordinate as 47° 20' 18.6" and the longitude coordinate as 122° 36' 34.2". These discrepancies should be resolved should WB choose to refile its application.

In light of the above, pursuant to Section 25.112(a)(1)³ 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 the applications, as amended, as defective without prejudice to refile.⁴

Sincerely,

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

³ 47 C.F.R. § 25.112(a)(1). *See also* Echostar Satellite LLC, *Order on Reconsideration*, DA 04-4056 (released December 27, 2004).

⁴ If WB files applications identical to the ones dismissed, with the exception of supplying the corrected information, it need not pay an application fee. *See* 47 C.F.R. § 1.1109(d).