



Federal Communications Commission
Washington, D.C. 20554

DA 06-829

April 10, 2006

Mr. Stanley Edinger
Loral Skynet
500 Hills Drive
P.O. Box 7018
Bedminster, NJ 07921-7018

Re: Call Sign E060085
File No. SES-LIC-20060310-00420

Dear Mr. Edinger:

On March 10, 2006, Loral Skynet Network Services, Inc. filed the above-captioned application for authority to operate a C-band¹ transmit/receive fixed earth station in Scottsdale, AZ. For the following reason, we are denying your application.

Section 25.113(e) and Part 17 of the Commission's rules² require applicants for new earth station licenses to notify the Federal Aviation Administration (FAA) under certain circumstances. Section 17.7(b)(1) requires earth station applicants within 6.1 kilometers from an airport runway to notify the FAA if a line from the top of their planned antennas to the closest point of the closest runway will be steeper than 100 to 1.

According to Loral's application, the earth station antenna structure is to be located within 6.1 kilometers from the nearest point of the nearest runway of an airport. Accordingly, the proposed antenna structure must either meet the slope restrictions contained in Section 17.7(b)(1) of the Commission's rules, or Loral must notify the FAA.

¹ 3700-4200 and 5925-6425 MHz bands.

² 47 C.F.R. § 25.113(e), 47 C.F.R. Part 17.

Our analysis of the proposed antenna structure for the earth station shows that it fails to meet the required 100 to 1 slope. Moreover, in response to Question E20 on FCC Form 312, Schedule B, Loral indicates that no FAA Notification is necessary. Because Loral's application does not comply with the slope and it did not notify the FAA pursuant to the requirements contained in Sections 17.7 and 25.113(e) of the Commission's rules, 47 C.F.R. §§ 25.113(e), 17.7(b)(1), we are denying the application, without prejudice.

Sincerely,

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