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June 29, 2009

BY HAND

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, DC 20554

FILED/ACCEPTED  
JUN 29 2009  
Federal Communications Commission  
Office of the Secretary

Re: **Annual Report of Spectrum Five, LLC**  
**Call Signs: S2667 and S2669**

Dear Ms. Dortch:

Spectrum Five LLC, by counsel, submits the attached annual report, as provided in paragraph 46 of the Commission's *Order and Authorization of Spectrum Five, LLC's Petition for Declaratory Ruling to Serve the U.S. Market Using Broadcast Satellite Service (BSS) Spectrum from the 114.5° W.L. Orbital Location*.<sup>1</sup> In that order, the International Bureau authorized Spectrum Five LLC to access the United States market from two satellites at the 114.5° W.L. orbital location.<sup>2</sup>

Please contact me if there are any questions.

Sincerely,



Howard W. Waltzman  
*Counsel for Spectrum Five*

Enclosure

cc: Columbia Operations Center

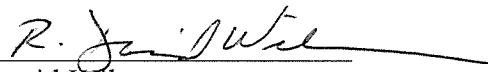
<sup>1</sup> 21 FCC Rcd 14023 (I.B. 2006).

<sup>2</sup> *Order and Authorization of Spectrum Five, LLC's Petition for Declaratory Ruling to Serve the U.S. Market Using Broadcast Satellite Service (BSS) Spectrum from the 114.5° W.L. Orbital Location*, 21 FCC Rcd 14023 (I.B. 2006) at 1.

**Annual Report of Spectrum Five, LLC**

On November 29, 2006, the Commission granted Spectrum Five's Petition for Declaratory Ruling for authority to access the United States from two direct broadcast satellites at the 114.5° W.L. orbital location.<sup>1</sup> That order requires Spectrum Five, every June 30, to submit annual progress reports that "illustrate the steps it has taken toward meeting its milestones,"<sup>2</sup> consistent with the reporting requirements of other satellite operators set forth in Section 25.210 of the Commission's rules.<sup>3</sup> Spectrum Five hereby submits the required annual report with information current as of May 31, 2009.

Spectrum Five's second milestone requirement, completion of critical design review, was accomplished on November 3, 2008.<sup>4</sup> As previously reported to the Commission, Spectrum Five has contracted with Space Systems/Loral, Inc. for construction of Spectrum Five's two satellites.<sup>5</sup> Both parties are working together to ensure that Spectrum Five accomplishes its next milestone, construction of the first satellite in its system.<sup>6</sup>

By:   
R. David Wilson  
President  
Spectrum Five, LLC

Date: June 29, 2009

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<sup>1</sup> *Order and Authorization Granting Spectrum Five's Petition for Declaratory Ruling to Serve the U.S. Market Using Broadcast Satellite Service (BSS) Spectrum from the 114.5° W.L. Orbital Location*, 21 FCC Rcd 14023 (I.B. 2006) ("Spectrum Five Order").

<sup>2</sup> *Id.*

<sup>3</sup> 47 C.F.R. 25.210.

<sup>4</sup> See Letter from Todd M. Stansbury, Counsel for Spectrum Five, LLC to Marlene H. Dortch, FCC, CDR Milestone Compliance Showing, File Nos. SAT LOI-20050312-00062 and SAT-LOI-20050312-00063, Call Signs S2667 and S2667 (filed Nov. 25, 2008).

<sup>5</sup> See *Annual Report of Spectrum Five, LLC* (filed June 27, 2008).

<sup>6</sup> See 47 C.F.R. § 25.148(b)(2).