

**STATEMENT OF
COMMISSIONER JONATHAN ADELSTEIN
CONCURRING**

Re: COMSAT CORPORATION; Request for Reduction of Regulatory Fees For Fiscal Years 2001, 2000, and 1998; Fee Control Nos. 0109268835483010 et al.

I am concurring in this Order, because it is not completely clear that it is necessary to overturn the 2003 Office of Managing Director (OMD) decision denying COMSAT's request for reduction in regulatory fees for fiscal years 2001, 2000, and 1998. Given the language of the D.C. Circuit in the COMSAT II ruling, though, I recognize that there is an interest in ensuring that the Commission's ultimate decision fully satisfies the concerns of the Court. I expect that this ultimate decision will be fully consistent with the regulatory fee approach that we have used in our previous regulatory fee orders and would be concerned if a revised fee for COMSAT strayed too far from these earlier Commission determinations.