OPPOSITION OF LIGHTSQUARED SUBSIDIARY LLC

Earlier today, CTIA – The Wireless Association (“CTIA”) requested a seven-day extension of time for filing comments and reply comments in the above-captioned proceeding.¹ LightSquared Subsidiary LLC (“LightSquared”) hereby opposes CTIA’s Request.

CTIA recognizes that “requests to extend filing deadlines are not routinely granted.”² Consistent with this well-established policy, CTIA’s Request should be denied.

It is noteworthy that under the Commission’s rules the agency was under no obligation to put LightSquared’s filing on public notice for comment. To the contrary, applications seeking ancillary terrestrial component (“ATC”) authority are classified as

¹ Request for Extension of Comment and Reply Comment Deadlines (“CTIA Request”).
² CTIA Request at 3.
“minor modifications,” and with the exception of applications for “initial” ATC authority, which LightSquared’s filing is not, ATC applications are therefore exempt from routine public notice. Given that no public notice was required, the Commission acted well within its discretion in providing an opportunity for comment on the timetable it established.

In addition, LightSquared’s integrated services showing merely elaborates on a business plan that the company filed previously in the Harbinger-SkyTerra transfer of control proceeding and the Commission found to be in the public interest. No party objected to this business plan initially or on reconsideration, and the Commission has made LightSquared’s ATC authority subject to a rigorous terrestrial network construction timetable. LightSquared’s showing also is in keeping with longstanding Commission rules and policies permitting integrated service showings to be based either on a safe harbor or on “other evidence” such as “[a]n economic showing …

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3 See 47 C.F.R. § 25.117(f).
4 Id.
5 See 47 C.F.R. § 25.151(a) (making major modifications, but not minor modifications, subject to public notice).
6 See In the Matter of SkyTerra Communications Inc., Transferor, and Harbinger Capital Partners Funds, Transferee, Applications for Consent to Transfer of Control of SkyTerra Subsidiary LLC, Memorandum Opinion and Order and Declaratory Ruling, IB Docket No. 08-184 (March 26, 2010) (“LightSquared MO&O”) at Appendix B.
7 See LightSquared MO&O at ¶¶ 70, 72.
8 See LightSquared MO&O at ¶ 70 and Appendix B.
9 See 47 C.F.R. § 25.149(b)(4)(i).
[including] information on the pricing structure of an integrated service offering.”

The existing pleading cycle is ample for addressing a business plan that has been considered previously, without objection, and a showing that is in keeping with longstanding rules and policies.

For the foregoing reasons, CTIA’s Request should be denied.

Respectfully submitted,

/s/ Jeffrey J. Carlisle
Jeffrey J. Carlisle
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November 24, 2010

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Opposition was sent by first class mail, this 24th day of November, 2010, to each of the following:

Mr. Brian M. Josef*
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By: _____/s/ Deborah D. Wiggins_____

* Copy also sent via e-mail.