



PUBLIC NOTICE

Federal Communications Commission
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MEDIA BUREAU ACTION

MEDIA BUREAU SEEKS COMMENT ON ECHOSTAR'S PETITION FOR WAIVER OF OVER-THE-AIR ANALOG TUNER REQUIREMENTS

MB Docket No. 16-329

Comment Date: October 26, 2016
Reply Comment Date: November 2, 2016

EchoStar Technologies L.L.C. (“EchoStar”) has filed a petition¹ requesting that the Commission waive Section 15.117(b) of the Commission’s rules. Section 15.117(b) states that “[u]ntil August 31, 2017, TV broadcast receivers shall be capable of adequately receiving all channels allocated by the Commission to the television broadcast service.”² EchoStar seeks a waiver of Section 15.117(b) in order to import, market, distribute and sell “an Internet-enabled, set-top box (the ‘AirTV’)” that does not include analog tuners.³ We seek comment on EchoStar’s request.

This proceeding will be treated as “permit but disclose” for purposes of the Commission’s *ex parte* rules. See 47 C.F.R. § § 1.1200, 1.1206. As a result of the permit-but-disclose status of this proceeding, *ex parte* presentations will be governed by the procedures set forth in Section 1.1206 of the Commission’s rules applicable to non-restricted proceedings.⁴

Pursuant to sections 1.415 and 1.419 of the Commission’s rules, 47 CFR §§ 1.415, 1.419, interested parties may file comments and reply comments on or before the dates indicated on the first page of this document. Comments may be filed using the Commission’s Electronic Comment Filing System (ECFS). See *Electronic Filing of Documents in Rulemaking Proceedings*, 63 FR 24121 (1998).

- Electronic Filers: Comments may be filed electronically using the Internet by accessing the ECFS: <http://fjallfoss.fcc.gov/ecfs2/>.

¹ EchoStar Petition (filed October 7, 2016).

² 47 C.F.R. § 15.117(b).

³ EchoStar Petition at 1.

⁴ 47 C.F.R. § 1.1206.

- Paper Filers: Parties who choose to file by paper must file an original and one copy of each filing. If more than one docket or rulemaking number appears in the caption of this proceeding, filers must submit two additional copies for each additional docket or rulemaking number.

Filings can be sent by hand or messenger delivery, by commercial overnight courier, or by first-class or overnight U.S. Postal Service mail. All filings must be addressed to the Commission's Secretary, Office of the Secretary, Federal Communications Commission.

- All hand-delivered or messenger-delivered paper filings for the Commission's Secretary must be delivered to FCC Headquarters at 445 12th St., SW, Room TW-A325, Washington, DC 20554. The filing hours are 8:00 a.m. to 7:00 p.m. All hand deliveries must be held together with rubber bands or fasteners. Any envelopes and boxes must be disposed of before entering the building.
- Commercial overnight mail (other than U.S. Postal Service Express Mail and Priority Mail) must be sent to 9300 East Hampton Drive, Capitol Heights, MD 20743.
- U.S. Postal Service first-class, Express, and Priority mail must be addressed to 445 12th Street, SW, Washington DC 20554.

People with Disabilities: To request materials in accessible formats for people with disabilities (braille, large print, electronic files, audio format), send an e-mail to fcc504@fcc.gov or call the Consumer & Governmental Affairs Bureau at 202-418-0530 (voice), 202-418-0432 (tty).

Documents in **MB Docket No. 16-329** are available for public inspection and copying during regular business hours at the FCC Reference Information Center, Portals II, 445 12th St., S.W., Room CYA257, Washington, DC 20554, telephone (202) 418-0270. They may also be purchased from the Commission's copy contractor, Best Copy and Printing, Inc., telephone (202) 488-5300, facsimile (202) 488-5563, or via email at fcc@bcpweb.com. For further information, contact Brendan Murray, Brendan.Murray@fcc.gov or (202) 418-1573. Press inquiries should be directed to Janice Wise, (202) 418-8165.

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