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DISH Network Corporation Q4 2008 Earnings Call Transcript

Question-and-Answer Session

Operator

Absolutely sir. And our first question comes from Spencer Wang from Credit Suisse.

Spencer Wang – Credit Suisse

Thanks and good morning. Just two quick questions, I was wondering if you guys could just update us on where you are with the new revision will you swap out timing wise and process wise and any update on the TiVo lawsuit after the hearing in Texarkana in February? Thank you.

Charlie Ergen

Our current swap out where more than halfway through and should be completed by about midyear and then we'll start testing the turn-offs. We may do some of that for specific groups before that to give us some indications. The other thing that we are doing a little bit different this time is we also are in the process of not only doing this swap out but developing the next generation card so that we will follow at some point with another generation card behind this one, probably regardless of how the pirates attack it. So we'll continue to try to not get behind like we did last time. TiVo lawsuit, there was a hearing, gosh about two weeks ago, I think. In front of the judge in Texas, that is now complete and the judge will make his ruling. We anticipate that ruling won't be for several months. And he'll make his ruling as to whether we are in contempt of court or not of his injunction.

Spencer Wang – Credit Suisse

Okay. Thank you.

Operator

Our next question comes from Tuna Amobi from Standard & Poor's.

Tuna Amobi – Standard & Poor's

Thank you very much. So I think this is for Charlie. There's been a lot written and report about Sirius. I think this might be an opportune time for you to shed some light there in terms of what the strategic or financial intention was regarding your investment in Sirius through EchoStar and how that might also fit into your strategy for the 700 Megahertz. Are we closer to any kind of resolution there in terms of potential deployment of those assets? Thank you.

Charlie Ergen

A lot was written about it. Much of it was true. I would take this opportunity to say the one thing that clearly was not true was, there wasn't at least I can speak for my end there wasn't and there's no animosity towards (inaudible) or anything like that, like it was printed in the press. I think that was probably, I don't know where do you get that certainly not from our side.

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