SEC Form 4

FORM 4

Check this box if no longer subject to Section 16. Form 4 or Form 5 obligations may continue. *See* Instruction 1(b).

UNITED STATES SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934 or Section 30(h) of the Investment Company Act of 1940

OMB APPROVAL									
OMB Number:	3235-0287								
Estimated average burg	len								
hours per response:	0.5								

I I Name and Address of Reporting Feison		n*	2. Issuer Name and Ticker or Trading Symbol <u>EchoStar CORP</u> [SATS]		tionship of Reporting F all applicable) Director	n(s) to Issuer 10% Owner	
(Last) (First) (Middle) 90 INVERNESS CIRCLE EAST		(Middle)	3. Date of Earliest Transaction (Month/Day/Year) 11/05/2008	Α	Officer (give title below)	Λ	Other (specify below)
(Street) ENGLEWOOD	СО	80112	4. If Amendment, Date of Original Filed (Month/Day/Year)	6. Indiv Line) X	vidual or Joint/Group Filing (Check Applicable Form filed by One Reporting Person Form filed by More than One Reporting Person		
(City)	(State)	(Zip)					

Table I - Non-Derivative Securities Acquired, Disposed of, or Beneficially Owned

1. Title of Security (Instr. 3)	2. Transaction Date (Month/Day/Year)	2A. Deemed Execution Date, if any (Month/Day/Year)	3. Transa Code (8)				l (A) or . 3, 4 and 5)	5. Amount of Securities Beneficially Owned Following Reported	6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	7. Nature of Indirect Beneficial Ownership (Instr. 4)	
			Code	v	Amount	(A) or (D)	Price	Transaction(s) (Instr. 3 and 4)		(1150.4)	
Class A Common Stock	11/05/2008		M ⁽¹⁾		24,000	A	\$5.07	49,448 ⁽²⁾	D		
Class A Common Stock	11/05/2008		S ⁽¹⁾		24,000	D	\$18.42(3)	25,448 ⁽²⁾	D		
Class A Common Stock								3,543	Ι	I ⁽⁴⁾	
Class A Common Stock								6,000	Ι	I ⁽⁵⁾	
Class A Common Stock								1,636	Ι	I ⁽⁶⁾	
Class A Common Stock								265	Ι	I ⁽⁷⁾	

Table II - Derivative Securities Acquired, Disposed of, or Beneficially Owned (e.g., puts, calls, warrants, options, convertible securities)

				•				•							
1. Title of Derivative Security (Instr. 3)	2. Conversion or Exercise Price of Derivative Security	3. Transaction Date (Month/Day/Year)	3A. Deemed Execution Date, if any (Month/Day/Year)	4. Transa Code (8)		of		6. Date Exercisable and Expiration Date (Month/Day/Year)		7. Title and Amount of Securities Underlying Derivative Security (Instr. 3 and 4)		8. Price of Derivative Security (Instr. 5)	9. Number of derivative Securities Beneficially Owned Following Reported Transaction(s) (Instr. 4)	10. Ownership Form: Direct (D) or Indirect (I) (Instr. 4)	11. Nature of Indirect Beneficial Ownership (Instr. 4)
				Code	v	(A)	(D)	Date Exercisable	Expiration Date	Title	Amount or Number of Shares				
Employee Stock Option (Right to Buy)	\$5.07	11/05/2008		M ⁽¹⁾			24,000	(8)	02/17/2009	Class A Common Stock	24,000	\$0	0	D	

Explanation of Responses:

1. The transactions reported on this Form 4 were effected pursuant to a Rule 10b5-1 trading plan.

2. Includes shares acquired under the Company's Employee Stock Purchase Plan.

3. Based upon a weighted average sale price. The shares reported in this transaction were sold at prices ranging between \$18.16 and \$18.71. Information regarding the number of shares sold at each separate price will be made available upon request by the staff of the Securities and Exchange Commission, the Company, or a security holder of the Company.

4. By 401(k).

5. The shares are held by a charitable foundation. The reporting person is a member of the Board of Directors for the charitable foundation and has both investment control and voting power for the foundation. The reporting person disclaims beneficial ownership of the shares.

6. The shares are held by the reporting person in trust for the benefit of the children of Charles W. Ergen, the Chief Executive Officer of the Company. The reporting person disclaims beneficial ownership of the shares.

7. The shares are held by the reporting person as custodian for his minor children.

8. The shares underlying the option were 100% vested on the date of grant. The option was issued in connection with the spin-off of DISH Network Corporation's technology and certain infrastructure assets effective on January 1, 2008.

Remarks:

/s/ David K. Moskowitz

** Signature of Reporting Person

<u>11/06/2008</u> Date

Reminder: Report on a separate line for each class of securities beneficially owned directly or indirectly.

* If the form is filed by more than one reporting person, see Instruction 4 (b)(v).

** Intentional misstatements or omissions of facts constitute Federal Criminal Violations See 18 U.S.C. 1001 and 15 U.S.C. 78ff(a).

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, see Instruction 6 for procedure.

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