

EHOSTAR COMMUNICATIONS CORP  
 Form 4  
 December 14, 2004

**FORM 4** UNITED STATES SECURITIES AND EXCHANGE COMMISSION  
 Washington, D.C. 20549

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

**STATEMENT OF CHANGES IN BENEFICIAL OWNERSHIP OF SECURITIES**

Filed pursuant to Section 16(a) of the Securities Exchange Act of 1934, Section 17(a) of the Public Utility Holding Company Act of 1935 or Section 30(h) of the Investment Company Act of 1940

(Print or Type Responses)

1. Name and Address of Reporting Person \*  
 MOSKOWITZ DAVID K

2. Issuer Name and Ticker or Trading Symbol  
 EHOSTAR COMMUNICATIONS CORP [DISH]

5. Relationship of Reporting Person(s) to Issuer  
 (Check all applicable)  
 Director  10% Owner  
 Officer (give title below)  Other (specify below)  
 EVP, Gen Counsel and Sec.

(Last) (First) (Middle)  
 9601 SOUTH MERIDIAN BOULEVARD  
 (Street)

3. Date of Earliest Transaction (Month/Day/Year)  
 12/07/2004

ENGLEWOOD, CO 80112  
 (City) (State) (Zip)

4. If Amendment, Date Original Filed(Month/Day/Year)

6. Individual or Joint/Group Filing(Check Applicable Line)  
 Form filed by One Reporting Person  
 Form filed by More than One Reporting Person

**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. Transaction Code (Instr. 8) | 4. Securities Acquired (A) or Disposed of (D) (Instr. 3, 4 and 5) | 5. Amount of Securities Beneficially Owned Following Reported Transaction(s) (Instr. 3 and 4) | 6. Ownership Form: Direct (D) or Indirect (I) (Instr. 4) | 7. Nature of Indirect Beneficial Ownership (Instr. 4) |
|---------------------------------|--------------------------------------|--|--------------------------------|---|---|--|---|
|                                 |                                      |  |                                | (A) or (D)  | Price   |  |   |
| Class A Common Stock            | 12/07/2004                           |  | M                              | 118,000   | A \$ 2.125  | 461,970  | D   |
| Class A Common Stock            |                                      |  |                                |   |   | 32,984   | I I (1)   |
| Class A Common Stock            |                                      |  |                                |   |   | 17,333   | I I (2)   |
| Class A Common Stock            |                                      |  |                                |   |   | 8,184  | I I (3)   |

Common  
Stock

Class A  
Common  
Stock

1,328 I I (4)

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

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**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. Transaction Code (Instr. 8) | 5. Number of Derivative Securities Acquired (A) or Disposed of (D) (Instr. 3, 4, and 5) | 6. Date Exercisable and Expiration Date (Month/Day/Year) | 7. Title and Amount of Underlying Securities (Instr. 3 and 4) | 8. Amount or Number of Shares |
|--|--|--------------------------------------|--|--------------------------------|---|--|---|-------------------------------|
|  |  |                                      |  | Code                           | V (A) (D)   | Date Exercisable Expiration Date                         | Title   |                               |
| Employee Stock Option (Right to Buy)       | \$ 2.125   | 12/07/2004                           |  | M                              | 14,117  | <u>(5)</u> <u>(6)</u>                                    | Class A Common Stock  | 14,117                        |
| Employee Stock Option (Right to Buy)       | \$ 2.125   | 12/07/2004                           |  | M                              | 7,058   | <u>(5)</u> <u>(6)</u>                                    | Class A Common Stock  | 7,058                         |
| Employee Stock Option (Right to Buy)       | \$ 2.125   | 12/07/2004                           |  | M                              | 23,704  | <u>(7)</u> <u>(6)</u>                                    | Class A Common Stock  | 23,704                        |
| Employee Stock Option (Right to Buy)       | \$ 2.125   | 12/07/2004                           |  | M                              | 7,305   | <u>(8)</u> <u>(6)</u>                                    | Class A Common Stock  | 7,305                         |
| Employee Stock                             | \$ 2.125   | 12/07/2004                           |  | M                              | 65,816  | <u>(9)</u> <u>(6)</u>                                    | Class A Common  | 65,816                        |

Option  
(Right to  
Buy)

Stock

## Reporting Owners

| Reporting Owner Name / Address  | Relationships |           |                           |       |
|---|---------------|-----------|---------------------------|-------|
|   | Director      | 10% Owner | Officer                   | Other |
| MOSKOWITZ DAVID K<br>9601 SOUTH MERIDIAN BOULEVARD<br>ENGLEWOOD, CO 80112 | X             |           | EVP, Gen Counsel and Sec. |       |

## Signatures

David K.  
Moskowitz                                 12/14/2004

\_\_Signature of                                 Date  
Reporting Person

## Explanation of Responses:

- \* 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).
- The shares were contributed by the reporting person to a charitable foundation. The reporting person is a member of the Board of
- (1) 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.
  - (2) By 401(k).
  - (3) 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.
  - (4) The shares are being held by the reporting person as custodian for his minor children.
  - (5) The shares underlying the option vested at the rate of 20% per year, commencing on June 20, 1996.
  - (6) Each portion of the option expires five years from the date on which that portion of the option first becomes exercisable.
  - (7) The shares underlying the option vested at the rate of 20% per year, commencing on December 22, 1996.
  - (8) The shares underlying the option vested at the rate of 20% per year, commencing on August 1, 1997.
  - (9) The shares underlying the option vested at the rate of 20% per year, commencing on February 12, 1998.

Note: File three copies of this Form, one of which must be manually signed. If space is insufficient, *see* Instruction 6 for procedure. Potential persons who are to respond to the collection of information contained in this form are not required to respond unless the form displays a currently valid OMB number.