

April 26, 2018

VIA IBFS

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street SW
Washington DC 20554

Re: Notice of Ex Parte Presentation; IBFS File Nos. SAT-LOA-20161115-00118 (Call Sign S2983) and SAT-LOA-20170726-00110 (Call Sign S3018)

Dear Ms. Dortch:

On April 24, 2018, the undersigned, outside counsel to WorldVu Satellites Limited (“OneWeb”) spoke on the phone with Karl Kensinger, Deputy Division Chief of the International Bureau’s Satellite Division. The discussion focused on an apparent discrepancy in the Commission’s recent Memorandum Opinion, Order, and Authorization (the “MOO&A”) granting Space Exploration Holdings, LLC an authorization to construct, deploy, and operate its non-geostationary orbit (“NGSO”), fixed-satellite service system (“FSS”).¹

The undersigned pointed out that although the MOO&A stated “SpaceX will be subject to the same conditions as OneWeb, Telesat Canada, and Space Norway, including the requirement that it coordinate its physical operations with space stations of NGSO systems operating at similar orbital altitudes[,]” the ordering clauses of the MOO&A do not impose any corollary physical coordination requirement.² The undersigned noted that such clauses were contained in the

¹ See *Space Exploration Holdings, LLC, Application For Approval for Orbital Deployment and Operating Authority for the SpaceX NGSO Satellite System*, IBFS File No. SAT-LOA-20161115-00118 (Call Sign S2983); *Application For Approval For Orbital Deployment And Operating Authority for the SpaceX NGSO Satellite System Supplement*, IBFS File No. SAT-LOA-20170726-00110 (Call Sign S3018), Memorandum Opinion, Order and Authorization, FCC 18-38 (rel. Mar. 29, 2018).

² MOO&A at ¶ 11 (citing the prior U.S. market access grants requiring OneWeb, Telesat Canada, and Space Norway to coordinate their respective physical operations with other nearby NGSO FSS systems); *Id.* at ¶¶ 39-56.

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Commission's prior grants of U.S. market access for NGSO FSS systems and inquired as to whether the Commission would issue an errata addressing this issue.³

Please do not hesitate to contact the undersigned with any questions.

Very truly yours,

/s/ Brian D. Weimer

Brian D. Weimer
for SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

cc: Karl Kensinger, International Bureau, Satellite Division

³ See, e.g., *WorldVu Satellites Limited; Petition for a Declaratory Ruling Granting Access to the U.S. Market for the OneWeb NGSO FSS System*, Order and Declaratory Ruling, 32 FCC Rcd 5366, 5378 ¶ 25(d) (2017) (“OneWeb must coordinate physical operations of spacecraft with any operator using similar orbits, for the purpose of eliminating collision risk and minimizing operational impacts. The orbital parameters specified in this grant are subject to change based on such coordination.”).