

555 Eleventh Street, N.W., Suite 1000  
Washington, D.C. 20004-1304  
Tel: +1.202.637.2200 Fax: +1.202.637.2201  
www.lw.com

# LATHAM & WATKINS LLP

## FIRM / AFFILIATE OFFICES

Abu Dhabi	Moscow
Barcelona	Munich
Beijing	New Jersey
Boston	New York
Brussels	Orange County
Chicago	Paris
Doha	Riyadh
Dubai	Rome
Frankfurt	San Diego
Hamburg	San Francisco
Hong Kong	Shanghai
Houston	Silicon Valley
London	Singapore
Los Angeles	Tokyo
Madrid	Washington, D.C.
Milan	

June 4, 2013

## **VIA ELECTRONIC FILING**

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

Re: Response to Request for Additional Information in Connection with Letter of Intent Application of ViaSat, Inc., IBFS File No. SAT-LOI-20130319-00040, Call Sign S2902

Dear Ms. Dortch:

In response to the Commission's request letter dated May 9, 2013, ViaSat, Inc. ("ViaSat") hereby supplements the above-referenced Letter of Intent to provide additional information regarding the authority under which the ViaSat-2 satellite will operate.

As indicated in the Letter of Intent, the ViaSat-2 satellite will operate under the authority of the government of the United Kingdom. As to RF matters, on behalf of ViaSat's wholly-owned subsidiary, ViaSat Satellite Holding, Ltd. ("Satellite Holding"), Ofcom submitted a coordination request with the ITU in connection with this network (UK-KA-1) on May 4, 2011. Attached is a letter from Ofcom confirming the ITU submission. This United Kingdom ITU filing covers the frequency bands for which authority is sought in the Letter of Intent.

As to non-RF matters, the United Kingdom Outer Space Act applies to UK nationals (i) launching or procuring the launch of a space object, (ii) operating a space object, or (iii) carrying out any activity in outer space.<sup>1</sup> In accordance with the Outer Space Act, authority from the UK Space Agency is expected to be sought for launch and space operations for ViaSat-2 closer to the time of launch by ViaSat UK Ltd ("ViaSat UK"), a private limited company formed under the laws of the United Kingdom and which has a base of operations in the UK. ViaSat UK is a wholly owned subsidiary of Satellite Holding. Founded in 1996 and employing approximately 60 people at its headquarters in Wareham Dorset England, ViaSat UK directly

---

<sup>1</sup> Outer Space Act, 1986 c. 38, §§ 1, 2 (U.K.); *see also* Revised Guidance for Applicants Outer Space Act 1986, *available at* <http://www.bis.gov.uk/assets/ukspaceagency/docs/osa/osa-guidance-for-applicants-january-2013-lh.pdf>.

LATHAM & WATKINS<sup>LLP</sup>

supports the delivery and marketing of ViaSat Inc.'s satellite services. ViaSat UK also serves as the point of presence for ViaSat's U.K.-based space-related activities, and designs, develops, manufactures and provides through-life support of information assurance and cyber security products and services.

It is expected that ViaSat UK will procure the launch and will be the party responsible for contracting with a third party for telemetry tracking and control ("TT&C") of the ViaSat-2 satellite. ViaSat believes that sufficient ties with the United Kingdom will exist to provide the UK Space Agency the basis for issuing an authorization because of the procurement of the spacecraft's launch through a ViaSat entity based in the UK, and because this entity will also be responsible for TT&C of the spacecraft. ViaSat has been informed by UK Space Agency representatives that a space activities license should be sought no more than one year prior to launch.

If you have any questions regarding this submission, please feel free to contact the undersigned.

Respectfully submitted,

/s/

John P. Janka  
Elizabeth R. Park

cc: Fern Jarmulnek  
Alyssa Roberts

Attachment

File Number: SSU3625

22 May 2013

Federal Communications Commission  
International Bureau

Fax: + 1 202 418 1208

Stephen Limb  
International Frequency Co-ordination

Direct line: + 44 20 7981 3091

Direct fax: + 44 20 7981 3208

Mobile: + 44 7818 075 102

[ifc.enquiries@ofcom.org.uk](mailto:ifc.enquiries@ofcom.org.uk)

Dear Mrs Jarmulnek

**Subject – VIASAT SATELLITE HOLDINGS LIMITED**

This letter is a response regarding the letter received by ViaSat, Inc IBFS File No. SAT-LOI-20130319-00040 dated May 9, 2013.

The Administration of the United Kingdom would like to confirm to the Federal Communications Commission that satellite filing UK-KA-1 located at the 70°W.L. orbital location was submitted to the ITU on 04.05.2011 for Operating Agency: 196, VIASAT SATELLITE HOLDINGS LIMITED.

It would be appreciated if you would acknowledge receipt of this fax and confirm that you are now satisfied that we have provided the required responses to your queries raised.

Yours faithfully



Stephen Limb BSc(Eng) MPhil CEng MIET

cc. *ViaSat*