

S2408 SAT-MOD-20190422-00031
Intelsat License LLC
Intelsat 904

IB2019001161



File # SAT-MOD-2019 0422-00031

Call Sign S2408 Grant Date 08/01/19
(or other identifier)

Term Dates
From 08/01/19 To: 12/31/24

Approved by OMB
3060-0678

Approved:

Stephen J. Duall

Stephen J. Duall
Chief, Satellite Policy Branch

Date & Time Filed: Apr 22 2019 6:33:10:383PM
File Number: SAT-MOD-20190422-00031

*with conditions

FCC APPLICATION FOR SPACE AND EARTH STATION:MOD OR AMD – MAIN FORM

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FCC 312 MAIN FORM FOR OFFICIAL USE ONLY

APPLICANT INFORMATION

Enter a description of this application to identify it on the main menu:
Request to Modify Authorization for Intelsat 904 Satellite (Call Sign S2408)

1-8. Legal Name of Applicant

Name:	Intelsat License LLC	Phone Number:	703-559-7848
DBA		Fax Number:	703-559-8539
Name:			
Street:	c/o Intelsat US LLC 7900 Tysons One Place	E-Mail:	susan.crandall@intelsat.com
City:	McLean	State:	VA
Country:	USA	Zipcode:	22102 -5972
Attention:	Susan H. Crandall		

ATTACHMENT TO GRANT
Intelsat Licensee LLC
IBFS File No. SAT-MOD-20190422-00031

IBFS File No(s):	SAT-MOD-20190422-00031	G R A N T E D – With Conditions  International Bureau Satellite Division
Licensee/Grantee:	Intelsat Licensee LLC	
Call Sign:	S2408	
Satellite Name:	Intelsat 904	
Orbital Location: (required station-keeping tolerance)	29.5° W.L. (± 0.05 degrees east/west) ¹	
Administration:	United States of America	
Nature of Service:	Fixed-Satellite Service (FSS)	
Scope of Grant:	Modification of the authorization for the Intelsat 904 space station to provide FSS in C-and Ku-band frequencies at the 29.5° W.L. orbital location. Extension of license term for Intelsat 904 through December 31, 2024.	
Previous Grant(s):	<p>Modification of the authorization for the Intelsat 904 space station to specify operations at the 45.1° E.L. orbital location, instead of 60.0° E.L., IBFS File No. SAT-MOD-20160805-00079 (granted Nov. 3, 2016).</p> <p>Modification of the authorization for the Intelsat 904 space station to permit the deployment of this satellite at 60° E.L. following launch rather than at 34.5° W.L. IBFS File No. SAT-MOD-20011221-00140 (granted Mar. 22, 2002).</p> <p>Authority to Construct, Launch and Operate a Geostationary Orbit Satellite at 34.55° W.L. <i>Applications of Intelsat LLC For Authority to Operate, and to Further Construct, Launch and Operate C-Band and Ku-Band Global Satellites That Form a Global Communications System in Geostationary Orbit</i>, Memorandum Opinion and Order and Authorization, 15 FCC Rcd 15460, at Appendix C (2000), <i>recon. denied</i>, 15 FCC Rcd 25234.</p>	
Service Area(s):	See Engineering Statement at 2.	
Frequencies:	<p>3625-4200 MHz (space-to-Earth) 5850-6425 MHz (Earth-to-space) 10.95-11.2 GHz (space-to-Earth) 11.45-11.7 GHz (space-to-Earth) 14.0-14.5 GHz (Earth-to-space)</p> <p>TT&C center frequencies: 3947.5 MHz, 3948.0 MHz, 3952.0 MHz, and 3952.5 MHz (space-to-Earth); and 6173.7 MHz and 6176.3 MHz (Earth-to-space)</p>	
<p>Operations under this grant must comport with the legal and technical specifications set forth by the applicant or petitioner and with Federal Communication Commission's rules not waived herein. This grant is also subject to the following conditions:</p> <ol style="list-style-type: none"> 1. Intelsat must prepare the necessary information, as may be required, for submission to the International Telecommunication Union (ITU) to initiate and complete the advance publication, coordination, due diligence, and notification process of this space station, in accordance with the ITU Radio Regulations. Intelsat will be held responsible for all cost-recovery fees associated with ITU filings. No protection from interference caused by radio stations authorized by other administrations is guaranteed unless 		

¹ Intelsat notifies that Intelsat 904 is operating in inclined orbit. See Letter from Cynthia J. Grady, Senior Counsel, Intelsat, to Marlene H. Dortch, Secretary, Federal Communications Commission, dated Oct. 15, 2018.

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coordination and notification procedures are timely completed or, with respect to individual administrations, coordination agreements are successfully completed. Any radio station authorization for which coordination has not been completed may be subject to additional terms and conditions as required to effect coordination of the frequency assignments of other administrations. See 47 CFR § 25.111(b).

2. Intelsat must operate the Intelsat 904 space station at the 29.5° W.L. orbital location in compliance with all existing or future coordination agreements for that location. In the absence of a coordination agreement, such communications must comply with applicable provisions of the ITU Radio Regulations as the Commission cannot guarantee the success of the required coordination.
3. In connection with the provision of any service to any particular country, Intelsat is obligated to comply with the applicable laws, regulations, rules, and licensing procedures of that country.
4. While at the 29.5° W.L. orbital location, Intelsat must maintain the Intelsat 904 spacecraft with an east/west longitudinal station-keeping tolerance of +/- 0.05 degrees.
5. The operations of Intelsat 904 and associated earth stations must comport with the applicable uplink and downlink limits in 47 CFR § 25.140(a)(3) of the Commission's rules, unless Intelsat coordinates any non-conforming operations with the operations of U.S.-licensed geostationary orbit space stations within 6 degrees of the 29.5° W.L. orbital location. Intelsat must also comport with the maximum power limits indicated in existing or future coordination agreements at 29.5° W.L. Non-conforming operation must also be coordinated with respect to those operations of non-U.S.-licensed space stations within 6 degrees of 29.5° W.L. involving approved communications with U.S.-licensed earth stations.
6. Intelsat's use of the 3625-3650 MHz (space-to-Earth) band is subject to GN Docket No. 12-354, which limits FSS communications within the United States in the 3600-3650 MHz band on a primary basis to existing earth stations or to new earth stations within 10 miles of existing earth stations.² All other FSS earth station operations in the band 3600-3650 MHz must be on a secondary basis.
7. Intelsat's use of the 3625-3650 MHz (space-to-Earth) band is subject to footnote US245 of the United States Table of Frequency Allocations, 47 CFR § 2.106, US245, which states that the 3600-3650 MHz use of the non-Federal FSS is limited to international inter-continental systems and is subject to case-by-case electromagnetic compatibility analysis.
8. Intelsat's use of the 3650-3700 MHz (space-to-Earth) band is subject to footnote NG185 of the United States Table of Frequency Allocations, 47 CFR § 2.106, NG185, which states that the 3650-3700 MHz use of the non-Federal FSS is limited to international inter-continental systems.
9. Intelsat's use of the 3650-3700 MHz (space-to-Earth) band is subject to footnote NG169 of the United States Table of Frequency Allocations, which states that after December 1, 2000, operations on a primary basis by the FSS (space-to-Earth) in the band 3650-3700 MHz must be limited to grandfathered earth stations. All other FSS earth station operations in the band 3650-3700 MHz must be on a secondary basis.
10. The power flux-density (PFD) at the Earth's surface produced by the emissions from the Intelsat 904 space station in the 3400-4200 MHz frequency band (space-to-Earth), must not exceed the applicable power flux-density limits contained in Section 25.208(a), 47 CFR § 25.208(a), and in Article 21.16 of the ITU Radio Regulations.
11. Use of the 5850-5925 MHz frequency band shall comply with the terms of footnote US245 to the U.S. Table of Frequency Allocations, 47 CFR § 2.106, US245, and Section 2.108 of the Commission's rules, 47 CFR § 2.108, which states that the 5850-5925 MHz use of the non-Federal fixed-satellite service is

² *Amendment of the Commission's Rules with Regard to Commercial Operations in the 3550-3650 MHz Band*, GN Docket No. 12-354, Notice of Proposed Rulemaking and Order, 27 FCC Rcd 15594, 15646, ¶ 168 (2012).

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limited to international, intercontinental satellite systems and is subject to case-by-case electromagnetic compatibility analysis. Intelsat shall not claim protection from radiolocation transmitting stations operating in accordance with footnote G2.³

12. Intelsat is directed to bear in mind the needs of the passive services when operating the Intelsat 904 space station in the 6425-6650 MHz frequency band pursuant to Footnote 5.458 to the United States Table of Frequency Allocations, 47 CFR §2.106, Footnote 5.458.
13. Intelsat's use of the 11.45-11.7 GHz frequency band is limited to international operations in accordance with footnote NG52 to the United States Table of Frequency Allocations, 47 CFR § 2.106, NG52.
14. Intelsat's use of the 10.95-11.2 GHz and 11.45-11.7 GHz (space-to-Earth) frequency bands is subject to footnote US211 to the United States Table of Frequency Allocations, 47 CFR § 2.106, US211, which urges applicants for airborne or space station assignments to take all practicable steps to protect radio astronomy observations in the adjacent bands from harmful interference, consistent with footnote US74.
15. Intelsat's request for waiver of footnote NG52 of the U.S. Table of Frequency Allocations, 47 CFR § 2.106, NG52, to use the 10.95-11.2 GHz band to offer domestic services on an unprotected, non-harmful interference basis in the United States IS GRANTED, as conditioned. We find that waiver does not undermine the purpose of the rule because the waiver involves only earth stations that are receive-only in the 10.95-11.2 GHz frequency band and thus are not capable of causing interference into fixed stations operating in this band. Furthermore, because Intelsat has agreed to accept any level of interference from fixed stations into receive earth stations in this band, fixed station operators will not be required to coordinate their station operations with Intelsat's earth stations' operations. Under these circumstances, we determine that an additional coordination burden is not placed upon fixed station operators and their ability to expand service in the future would not be restricted in any manner.
16. Intelsat's space-to-Earth transmissions in the 10.95-11.2 GHz band are to be conducted without interference protection from fixed stations to earth stations receiving these transmissions. This applies to fixed stations to which frequencies in the 10.95-11.2 GHz band have either been already assigned, or to which frequencies in the 10.95-11.2 GHz band may be assigned at a later date.
17. Intelsat must inform its customers, in writing, including end-users receiving service from resellers accessing capacity on the Intelsat 904 space station, that domestic service in the 10.95-11.2 GHz band is being provided on an unprotected basis, and that the potential exists that future licensed fixed stations may cause harmful interference to unprotected receive earth stations in the 10.95-11.2 GHz band.
18. Pursuant to footnote US342 of the United States Table of Frequency Allocations, 47 C.F.R. § 2.106, services operating in the 14.47-14.5 GHz band shall take all practicable steps to protect the radio astronomy service from harmful interference.
19. Intelsat's request that the prior waiver granted to Intelsat 904 for Section 25.202(g) of the Commission's rules be extended to the operation of Intelsat 904 at 29.5° E.L. is GRANTED, subject to the conditions in the prior grants.⁴

³ For technical information of these radiolocation systems, *see* NTIA Report 83-115, Spectrum Resource Assessment in the 5650-5925 MHz Band, and NTIA Report 00-373, Measured Occupancy of 5850-5925 MHz and Adjacent 5-GHz Spectrum in the United States at <http://www.its.blrdoc.gov/pub/pubs.php>.

⁴ *See* IBFS File No. SAT-MOD-20160805-00079, grant stamp Nov. 3, 2016; IBFS File No. SAT-MOD-20011221-00140, grant stamp Mar. 22, 2002; *Applications of Intelsat LLC For Authority to Operate, and to Further Construct, Launch and Operate C-Band and Ku-Band Global Satellites That Form a Global Communications System in Geostationary Orbit*, Memorandum Opinion and Order and Authorization, 15 FCC Rcd 15460, at Appendix C (2000), *recon. denied*, 15 FCC Rcd 25234.

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<p>20. Intelsat's operations of the Intelsat 904 space station at the 29.5° E.L. orbital location are subject to the following additional conditions:</p> <p>a. Intelsat shall remain a signatory to the Public Services Agreement between Intelsat and the International Telecommunications Satellite Organization (ITSO) that was approved by the ITSO Twenty-fifth and Thirty-seventh Assembly of Parties, as amended.</p> <p>b. No entity shall be considered a successor-in-interest to Intelsat under the ITSO Agreement for licensing purposes unless it has undertaken to perform the obligations of the Public Services Agreement approved by the Twenty-fifth and Thirty-seventh Assembly of Parties, as amended.</p> <p>21. The license term for the Intelsat 904 space station is extended from December 31, 2019 through December 31, 2024.⁵</p>
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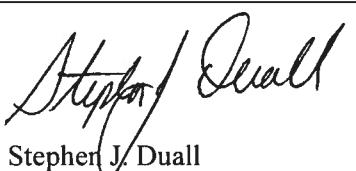
Licensee/grantee is afforded thirty (30) days from the date of release of this action to decline the grant as conditioned. Failure to respond within this period will constitute formal acceptance of the grant as conditioned.

This action is taken pursuant to Section 0.261 of the Commission's rules on delegated authority, 47 CFR § 0.261, and is effective upon release.

Station licenses are subject to the conditions specified in Section 309(h) of the Communications Act of 1934, as amended, 47 U.S.C. § 309(h).

Action Date:	August 1, 2019	
Term Dates	From: August 1, 2019	To: December 31, 2024

Approved:


Stephen J. Duall
Chief, Satellite Policy Branch

⁵ See IBFS File No. SAT-MOD-20160805-00079 (granted Feb. 24, 2016).

9-16. Name of Contact Representative

Name:	Jennifer D Hindin		
Company:	Wiley Rein LLP		
Street:	1776 K Street, NW		
City:	Washington		
Country:	USA		
Attention:	Jennifer D Hindin		
	Phone Number:	202-719-4975	
	Fax Number:	202-719-7049	
	E-Mail:	jhindin@wileyrein.com	
	State:	DC	
	Zipcode:	20006-	
	Relationship:	Legal Counsel	

CLASSIFICATION OF FILING

17. Choose the button next to the classification that applies to this filing for both questions a. and b. Choose only one for 17a and only one for 17b.

- a1. Earth Station
- a2. Space Station

- (N/A) b1. Application for License of New Station
- (N/A) b2. Application for Registration of New Domestic Receive-Only Station
- b3. Amendment to a Pending Application
- b4. Modification of License or Registration
- b5. Assignment of License or Registration
- b6. Transfer of Control of License or Registration
- b7. Notification of Minor Modification
- (N/A) b8. Application for License of New Receive-Only Station Using Non-U.S. Licensed Satellite
- (N/A) b9. Letter of Intent to Use Non-U.S. Licensed Satellite to Provide Service in the United States
- (N/A) b10. Other (Please specify)
- (N/A) b11. Application for Earth Station to Access a Non-U.S. satellite Not Currently Authorized to Provide the Proposed Service in the Proposed Frequencies in the United States
- (N/A) b12. Application for Database Entry
- b13. Amendment to a Pending Database Entry Application
- b14. Modification of Database Entry

17c. Is a fee submitted with this application?

If Yes, complete and attach FCC Form 159. If No, indicate reason for fee exemption (see 47 C.F.R.Section 1.1114).

Governmental Entity Noncommercial educational licensee

Other (please explain):

17d.

Fee Classification BFY – Space Station Modification(Geostationary)

18. If this filing is in reference to an existing station, enter:

(a) Call sign of station:
S2408

19. If this filing is an amendment to a pending application enter both fields, if this filing is a modification please enter only the file number:

(a) Date pending application was filed: (b) File number:
SATMOD2016080500079

TYPE OF SERVICE

20. NATURE OF SERVICE: This filing is for an authorization to provide or use the following type(s) of service(s): Select all that apply:

- a. Fixed Satellite
- b. Mobile Satellite
- c. Radiodetermination Satellite
- d. Earth Exploration Satellite
- e. Direct to Home Fixed Satellite
- f. Digital Audio Radio Service
- g. Other (please specify)

21. STATUS: Choose the button next to the applicable status. Choose only one.

Common Carrier Non-Common Carrier

22. If earth station applicant, check all that apply.

- Using U.S. licensed satellites
- Using Non-U.S. licensed satellites

23. If applicant is providing INTERNATIONAL COMMON CARRIER service, see instructions regarding Sec. 214 filings. Choose one. Are these facilities:

Connected to a Public Switched Network Not connected to a Public Switched Network N/A

24. FREQUENCY BAND(S): Place an 'X' in the box(es) next to all applicable frequency band(s).

- a. C-Band (4/6 GHz)
- b. Ku-Band (12/14 GHz)
- c. Other (Please specify upper and lower frequencies in MHz.)

Frequency Lower: Frequency Upper: (Please specify additional frequencies in an attachment)

TYPE OF STATION

25. CLASS OF STATION: Choose the button next to the class of station that applies. Choose only one.

- a. Fixed Earth Station
- b. Temporary-Fixed Earth Station
- c. 12/14 GHz VSAT Network
- d. Mobile Earth Station
- e. Geostationary Space Station
- f. Non-Geostationary Space Station
- g. Other (please specify)

26. TYPE OF EARTH STATION FACILITY:

- Transmit/Receive
- Transmit-Only
- Receive-Only
- N/A

"For Space Station applications, select N/A."

PURPOSE OF MODIFICATION

27. The purpose of this proposed modification is to: (Place an 'X' in the box(es) next to all that apply.)

- a -- authorization to add new emission designator and related service
- b -- authorization to change emission designator and related service
- c -- authorization to increase EIRP and EIRP density
- d -- authorization to replace antenna
- e -- authorization to add antenna
- f -- authorization to relocate fixed station
- g -- authorization to change frequency(ies)
- h -- authorization to add frequency
- i -- authorization to add Points of Communication (satellites & countries)
- j -- authorization to change Points of Communication (satellites & countries)
- k -- authorization for facilities for which environmental assessment and radiation hazard reporting is required
- l -- authorization to change orbit location
- m -- authorization to perform fleet management
- n -- authorization to extend milestones
- o -- Other (Please specify)

ENVIRONMENTAL POLICY

28. Would a Commission grant of any proposal in this application or amendment have a significant environmental impact as defined by 47 CFR 1.1307? If YES, submit the statement as required by Sections 1.1308 and 1.1311 of the Commission's rules, 47 C.F.R. 1.1308 and 1.1311, as an exhibit to this application. A Radiation Hazard Study must accompany all applications for new transmitting facilities, major modifications, or major amendments.

Yes No

ALIEN OWNERSHIP Earth station applicants not proposing to provide broadcast, common carrier, aeronautical en route or aeronautical fixed radio station services are not required to respond to Items 30-34.

29. Is the applicant a foreign government or the representative of any foreign government?

Yes No

30. Is the applicant an alien or the representative of an alien?

Yes No N/A

31. Is the applicant a corporation organized under the laws of any foreign government?

Yes No N/A

32. Is the applicant a corporation of which more than one-fifth of the capital stock is owned of record or voted by aliens or their representatives or by a foreign government or representative thereof or by any corporation organized under the laws of a foreign country?

Yes No N/A

33. Is the applicant a corporation directly or indirectly controlled by any other corporation of which more than one-fourth of the capital stock is owned of record or voted by aliens, their representatives, or by a foreign government or representative thereof or by any corporation organized under the laws of a foreign country? Yes No N/A

34. If any answer to questions 29, 30, 31, 32 and/or 33 is Yes, attach as an exhibit an identification of the aliens or foreign entities, their nationality, their relationship to the applicant, and the percentage of stock they own or vote.

BASIC QUALIFICATIONS

35. Does the Applicant request any waivers or exemptions from any of the Commission's Rules? Yes No
If Yes, attach as an exhibit, copies of the requests for waivers or exceptions with supporting documents.

36. Has the applicant or any party to this application or amendment had any FCC station authorization or license revoked or had any application for an initial, modification or renewal of FCC station authorization, license, or construction permit denied by the Commission? If Yes, attach as an exhibit, an explanation of circumstances. Yes No

37. Has the applicant, or any party to this application or amendment, or any party directly or indirectly controlling the applicant ever been convicted of a felony by any state or federal court? If Yes, attach as an exhibit, an explanation of circumstances.

Yes No

38. Has any court finally adjudged the applicant, or any person directly or indirectly controlling the applicant, guilty of unlawfully monopolizing or attempting unlawfully to monopolize radio communication, directly or indirectly, through control of manufacture or sale of radio apparatus, exclusive traffic arrangement or any other means or unfair methods of competition? If Yes, attach as an exhibit, an explanation of circumstances

Yes No

39. Is the applicant, or any person directly or indirectly controlling the applicant, currently a party in any pending matter referred to in the preceding two items? If yes, attach as an exhibit, an explanation of the circumstances.

Yes No

40. If the applicant is a corporation and is applying for a space station license, attach as an exhibit the names, address, and citizenship of those stockholders owning a record and/or voting 10 percent or more of the Filer's voting stock and the percentages so held. In the case of fiduciary control, indicate the beneficiary(ies) or class of beneficiaries. Also list the names and addresses of the officers and directors of the Filer.

41. By checking Yes, the undersigned certifies, that neither applicant nor any other party to the application is subject to a denial of Federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Act of 1988, 21 U.S.C. Section 862, because of a conviction for possession or distribution of a controlled substance. See 47 CFR 1.2002(b) for the meaning of "party to the application" for these purposes.

Yes No

42a. Does the applicant intend to use a non-U.S. licensed satellite to provide service in the United States? If Yes, answer 42b and attach an exhibit providing the information specified in 47 C.F.R. 25.137, as appropriate. If No, proceed to question 43.

Yes No

42b. What administration has licensed or is in the process of licensing the space station? If no license will be issued, what administration has coordinated or is in the process of coordinating the space station?

43. Description. (Summarize the nature of the application and the services to be provided). (If the complete description does not appear in this box, please go to the end of the form to view it in its entirety.)

Intelsat License LLC, pursuant to Section 25.117 of the rules of the Federal Communications Commission, hereby seeks to modify the authorization for the Intelsat 904 satellite (Call Sign S2408). Specifically, this modification application seeks authority to relocate Intelsat 904 to, and operate the satellite at, 29.5 W.L. and to extend the

Narrative&Exhibits

43a. Geographic Service Rule Certification

By selecting A, the undersigned certifies that the applicant is not subject to the geographic service or geographic coverage requirements specified in 47 C.F.R. Part 25.

A

By selecting B, the undersigned certifies that the applicant is subject to the geographic service or geographic coverage requirements specified in 47 C.F.R. Part 25 and will comply with such requirements.

B

By selecting C, the undersigned certifies that the applicant is subject to the geographic service or geographic coverage requirements specified in 47 C.F.R. Part 25 and will not comply with such requirements because it is not feasible as a technical matter to do so, or that, while technically feasible, such services would require so many compromises in satellite design and operation as to make it economically unreasonable. A narrative description and technical analysis demonstrating this claim are attached.

C

Engineering Statement

CERTIFICATION

The Applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. The applicant certifies that grant of this application would not cause the applicant to be in violation of the spectrum aggregation limit in 47 CFR Part 20. All statements made in exhibits are a material part hereof and are incorporated herein as if set out in full in this application. The undersigned, individually and for the applicant, hereby certifies that all statements made in this application and in all attached exhibits are true, complete and correct to the best of his or her knowledge and belief, and are made in good faith.

44. Applicant is a (an): (Choose the button next to applicable response.)

- Individual
- Unincorporated Association
- Partnership
- Corporation
- Governmental Entity
- Other (please specify)

45. Name of Person Signing
Susan H. Crandall

46. Title of Person Signing
Assoc. Gen. Counsel, Intelsat US LLC

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WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND / OR IMPRISONMENT
(U.S. Code, Title 18, Section 1001), AND/OR REVOCATION OF ANY STATION AUTHORIZATION
(U.S. Code, Title 47, Section 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, Section 503).

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THE FOREGOING NOTICE IS REQUIRED BY THE PAPERWORK REDUCTION ACT OF 1995, PUBLIC LAW 104-13, OCTOBER 1, 1995, 44 U.S.C. SECTION 3507.

43. Description. (Summarize the nature of the application and the services to be provided).

Intelsat License LLC, pursuant to Section 25.117 of the rules of the Federal Communications Commission, hereby seeks to modify the authorization for the Intelsat 904 satellite (Call Sign S2408). Specifically, this modification application seeks authority to relocate Intelsat 904 to, and operate the satellite at, 29.5 W.L. and to extend the license term of the satellite through December 2024.