



File # SAT-MOD-20191024-00119

Call Sign S3023 Grant Date 01/16/20
(or other identifier)

From 01/16/20 Term Dates To: 10/14/34

Approved by OMB
3060-0678

Approved: Stephen J. Duall

Stephen J. Duall
Chief, Satellite Policy Branch

Date & Time Filed: Oct 24 2019 11:35:59:980AM
File Number: SAT-MOD-20191024-00119

*with conditions

FCC APPLICATION FOR SPACE AND EARTH STATION:MOD OR AMD – MAIN FORM	FCC Use Only
FCC 312 MAIN FORM FOR OFFICIAL USE ONLY	


APPLICANT INFORMATION

Enter a description of this application to identify it on the main menu:
Modification of Authorization to Operate Intelsat 39 (S3023) at 61.95 E.L.

1-8. Legal Name of Applicant

Name:	Intelsat License LLC	Phone Number:	703-559-7848
DBA Name:		Fax Number:	703-559-8539
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		

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IBFS File No(s):	SAT-MOD-20191024-00119	<p>GRANTED – With Conditions</p>  <p>International Bureau Satellite Division</p>
Licensee/Grantee:	Intelsat License LLC	
Call Sign:	S3023	
Satellite Name:	Intelsat 39	
Orbital Location: (required station- keeping tolerance)	61.95° E.L. (+/- 0.05 degrees east/west)	
Administration:	United States of America Papua New Guinea (ITU) ¹	
Nature of Service:	Fixed-Satellite Service (FSS)	
Scope of Grant:	Authority to modify the authorization for the Intelsat 39 space station to specify operations at the 61.95° E.L. orbital location, instead of Intelsat 39's currently authorized location of 62.0° E.L., to provide Fixed-Satellite Service. ²	
Previous Grant(s):	Authority to operate a C- and Ku-band replacement geostationary orbit (GSO) space station at the 62.0 E.L. orbital location to provide FSS to service areas covered under Intelsat 39's beams in Regions 1 and 3, IBFS File No. SAT-LOA-20171205-00164 (granted June 26, 2017).	
Service Area(s):	C-band: Asia and parts of Australia, Africa and Europe, Europe, Mozambique, Myanmar, Southeast Asia, and Global (Regions 1 and 3 only). Ku-band: Democratic Republic of Congo, Europe, Middle East, East Indian Ocean Region, West Indian Ocean Region, and Steerable - Visible Land Area (Regions 1 and 3 only). <i>See</i> Schedule S Tech Report, pages 3 and 4 of Legal Narrative, and page 2 of Engineering Statement in IBFS File No. SAT-LOA-20171205-00164.	
Frequencies:	3625-4200 MHz (space-to-Earth) 5850-6425 MHz (Earth-to-space) 10.7-11.7 GHz (space-to-Earth) 12.25-12.75 GHz (space-to-Earth) 13.0-13.25 GHz (Earth-to-space) 13.75 14.5 GHz (Earth to space) Tracking, telemetry and tunable command center frequencies: 3948.5 MHz, 3949 MHz, 3953 MHz, and 3953.5 MHz (space-to-Earth); 6174.7 MHz, and 6177.3 MHz (Earth-to-space), 6154.5 MHz -6195.5 MHz ³	

¹ Intelsat states that Intelsat 39 will operate in the 12.25-12.75 GHz and 13.75-14.0 GHz frequency bands under ITU network filing NEW DAWN 22 held by the Administration of Papua New Guinea. Also, Intelsat 39 will operate in the 10.7-10.95 GHz, 11.2-11.45 GHz, and 13.0-13.25 GHz frequency bands under ITU network filing NEW DAWN FSS-3 held by the Administration of Papua New Guinea. *See* Engineering Statement in IBFS File No. SAT-MOD-20191024-00119.

² Intelsat also requested a determination that (or waiver of) the milestone and bond requirements in Condition 20 of the grant in IBFS File No. SAT-LOA-20171205-00164 have been satisfied and that Intelsat may release the bond. The Satellite Division recently addressed this request and allowed Intelsat to release the bond for Intelsat 39. *See* Satellite Policy Branch Information, Actions Taken, Report No. SAT-01435.

³ Intelsat 39 can be commanded through the use of two fixed command channels centered at the frequencies of 6174.7 MHz and 6177.3 MHz. Intelsat 39 is also equipped with a tunable command receiver with center frequency in the range 6154.5 MHz -6195.5 MHz, selectable via ground command in 100 kHz steps: Selectable center frequencies for tunable command receiver may be calculated as: Frequency (MHz) = 6155 + 0.1*n, where n is an integer from 0 to 400, inclusive. *See* Engineering Statement at 4 in IBFS File No. SAT-LOA-20171205-00164.

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Unless otherwise specified herein, 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:

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 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. In connection with the provision of service in any particular country, Intelsat is obliged to comply with the applicable laws, regulations, rules, and licensing procedures of that country.
3. Intelsat must operate Intelsat 39 at the 61.95° E.L. orbital location in compliance with all existing or future coordination agreements for this location. In the absence of a coordination agreement, such operations must comply with applicable provisions of the ITU Radio Regulations as the Commission cannot guarantee the success of the required coordination.
4. Intelsat must maintain the Intelsat 39 space station within an east/west longitudinal station-keeping tolerance of ± 0.05 degrees of the 61.95° E.L. orbital location.
5. The operations of Intelsat 39 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 61.95° E.L. orbital location. Intelsat must also comport with the maximum power limits indicated in existing or future coordination agreements at 61.95° E.L. Non-conforming operation must also be coordinated with respect to those operations of non-U.S.-licensed space stations within 6 degrees of 61.95° E.L. involving approved communications with U.S.-licensed earth stations.
6. The power flux-density (PFD) at the Earth's surface produced by the emissions from the Intelsat 39 space station, in the 3625-4200 MHz, 10.7-11.7 GHz, and 12.25-12.75 GHz frequency bands (space- to-Earth), must not exceed the applicable power flux-density limits contained in No. 21.16 in Article 21 of the ITU Radio Regulations.
7. Intelsat 39's operations in the 5850-5875 MHz (Earth-to-space) are subject to footnote 5.150 to the United States Table of Frequency Allocations, 47 CFR § 2.106, 5.150, which states that services operating within this band must accept harmful interference which may be caused by industrial, scientific and medical (ISM) applications.
8. Intelsat 39's operations in the 5925-6425 MHz and 14-14.5 GHz (Earth-to-space) are subject to No. 5.457A of the ITU Radio Regulations; which states that earth stations located on board vessels may communicate with space stations of the fixed-satellite service. Such use shall be in accordance with Resolution 902 (WRC-03).
9. The U.S. Administration will not object to use of the Intelsat 39 space station by the Administration of Papua New Guinea for bringing into use or continuing use of orbital assignments in the 10.7-10.95 GHz, 11.2-11.45 GHz, and 13.0-13.25 GHz frequency bands at the 61.95° E.L. orbital location contained in the filing NEW DAWN FSS-3.
10. The U.S. Administration will not object to use of the Intelsat 39 space station by the Administration of Papua New Guinea for bringing into use or continuing use of orbital assignments in the 12.25-12.75 GHz

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and 13.75-14.0 GHz frequency bands at the 61.95° E.L. orbital location contained in the filing NEW DAWN 22.

11. Intelsat 39's operations in the 10.7-10.95 GHz (space-to-Earth), 11.2-11.45 GHz (space-to-Earth) and 13.0-13.25 GHz (Earth-to-space) must be in compliance with section 25.140(a)(3)(iv) of the Commission's rules, 47 CFR § 25.140(a)(3)(iv) and No. 5.441 of the ITU Radio Regulations, and shall be in accordance with the provisions of Appendix 30B.⁴
12. Operations in the 10.95-11.2 GHz and 11.45-11.7 GHz frequency bands are 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. See also footnote US74.
13. Operations of any earth station located outside the United States and its possessions communicating with the Intelsat 39 space station in the 13.75-14.0 GHz (Earth-to-space) frequency band must be consistent with No. 5.502 of the ITU Radio Regulations, which specifies a mandatory minimum antenna diameter of 1.2 meters for earth stations of a geostationary satellite orbit network and specifies mandatory power limits.
14. Operations of any earth station located outside the United States and its possessions communicating with the Intelsat 39 space station in the 13.77-13.78 GHz (Earth-to-space) frequency band must comply with No. 5.503 of the ITU Radio Regulations, which specifies, *inter alia*, a required maximum e.i.r.p. density of emissions (limit is dependent on antenna diameter) for communications with a space station in geostationary-satellite orbit.
15. Operations of Intelsat 39 in the 14.47-14.5 GHz (Earth-to-space) frequency band is subject to the terms of footnotes US342 to the United States Table of Frequency Allocations, 47 CFR §2.106, US342 and No. 5.149 of the ITU Radio Regulations, which urge applicants to take all practicable steps to protect the radio astronomy service from harmful interference.
16. Out-of-band signals into allocated radio astronomy bands can cause interference to radio astronomy observations. We also note that radio astronomy as a service frequently makes use of observations (passive) in bands not allocated to the radio astronomy service, including 3625-4200 MHz and 12.25-12.75 GHz. This practice is a result of scientifically valuable signals being subject to the Doppler Effect and shifted in frequency outside radio astronomy-allocated bands. Uplink earth stations in close geographic proximity to radio astronomy sites may also be of concern. Although not a condition to this authorization, Intelsat should be aware of these facts and contact the National Science Foundation Spectrum Management Unit (esm@nsf.gov) to assist with coordination and information on radio astronomy sites.
17. Intelsat must continue to comply with the ongoing requirements in section 25.172 of the Commission's rules, 47 CFR § 25.172.
18. Intelsat's operation of Intelsat 39 in the 3625-4200 MHz, 5850-6425 MHz, 10.7-11.7 GHz, 12.5-12.75 GHz, and 13.75-14.5 GHz frequency bands at the 61.95° E.L. orbital location is subject to the following conditions:
 - 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.

⁴ Intelsat submitted an Interference analysis and a complete satellite coordination agreement; *see* Letter from Jennifer D. Hindin, Counsel to Intelsat, to Marlene H. Dortch, Secretary, FCC, IBFS File No. SAT-LOA-20171205-00164 (filed February 15, 2018). This letter included a supplement to the application and a revised engineering statement.

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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 the Parties, as amended.

19. This modification does not change the expiration date of Intelsat 39's license, which is October 14, 2034.⁵

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 C.F.R. § 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:	January 16, 2020	
Term Dates	From: January 16, 2020	To: October 14, 2034

Approved:



Stephen J. Duall
Chief, Satellite Policy Branch

⁵ See 47 CFR 25.212(a) (license terms are 15 years); *see also* Letter from Cynthia J. Grady, Senior Counsel, Intelsat US LLC, to Marlene H. Dortch, Secretary, FCC (dated Oct. 24, 2019) (stating that Intelsat 39 commenced operations on October 14, 2019)).

9-16. Name of Contact Representative

Name:	Cynthia J. Grady	Phone Number:	703-559-6949
Company:	Intelsat US LLC	Fax Number:	703-559-8539
Street:	7900 Tysons One Place	E-Mail:	cynthia.grady@intelsat.com
City:	McLean	State:	VA
Country:	USA	Zipcode:	22102-5972
Attention:		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

<p>17c. Is a fee submitted with this application?</p> <p><input checked="" type="radio"/> If Yes, complete and attach FCC Form 159. If No, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114).</p> <p><input type="radio"/> Governmental Entity <input type="radio"/> Noncommercial educational licensee</p> <p><input type="radio"/> Other (please explain):</p>	
<p>17d.</p> <p>Fee Classification BFY – Space Station Modification (Geostationary)</p>	
<p>18. If this filing is in reference to an existing station, enter:</p> <p>(a) Call sign of station: S3023</p>	<p>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:</p> <p>(a) Date pending application was filed: (b) File number: SATLOA2017120500164</p>

TYPE OF SERVICE

<p>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:</p> <ul style="list-style-type: none"><input checked="" type="checkbox"/> a. Fixed Satellite<input type="checkbox"/> b. Mobile Satellite<input type="checkbox"/> c. Radiodetermination Satellite<input type="checkbox"/> d. Earth Exploration Satellite<input type="checkbox"/> e. Direct to Home Fixed Satellite<input type="checkbox"/> f. Digital Audio Radio Service<input type="checkbox"/> g. Other (please specify)	
<p>21. STATUS: Choose the button next to the applicable status. Choose only one.</p> <p><input type="radio"/> Common Carrier <input checked="" type="radio"/> Non-Common Carrier</p>	<p>22. If earth station applicant, check all that apply.</p> <ul style="list-style-type: none"><input type="checkbox"/> Using U.S. licensed satellites<input type="checkbox"/> Using Non-U.S. licensed satellites
<p>23. If applicant is providing INTERNATIONAL COMMON CARRIER service, see instructions regarding Sec. 214 filings. Choose one. Are these facilities:</p> <p><input type="radio"/> Connected to a Public Switched Network <input type="radio"/> Not connected to a Public Switched Network <input checked="" type="radio"/> N/A</p>	
<p>24. FREQUENCY BAND(S): Place an 'X' in the box(es) next to all applicable frequency band(s).</p> <ul style="list-style-type: none"><input checked="" type="checkbox"/> a. C-Band (4/6 GHz) <input checked="" type="checkbox"/> b. Ku-Band (12/14 GHz)<input type="checkbox"/> c. Other (Please specify upper and lower frequencies in MHz.) <p>Frequency Lower: Frequency Upper: (Please specify additional frequencies in an attachment)</p>	

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?	<input type="radio"/> Yes <input checked="" type="radio"/> No
30. Is the applicant an alien or the representative of an alien?	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> N/A
31. Is the applicant a corporation organized under the laws of any foreign government?	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> 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?	<input type="radio"/> Yes <input type="radio"/> No <input checked="" type="radio"/> 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?
If Yes, attach as an exhibit, copies of the requests for waivers or exceptions with supporting documents.

Yes No

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 herein requests authorization to operate Intelsat 39 (S3023) at 61.95 E.L.

Legal Narrative

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 Stmt

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
Cynthia J. Grady

—>

46. Title of Person Signing
Senior Counsel, Intelsat US LLC

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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