

WILKINSON ) BARKER ) KNAUER ) LLP

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May 15, 2019

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20010

Re: *Submission of Surety Bond*  
*LeoSat MA, Inc.,*  
*IBFS File No. SAT-PDR-20161115-00112 (Call Sign S2979)*

Dear Ms. Dortch:

In accordance with Section 25.165 of the Commission's rules, 47 C.F.R. § 25.165, and paragraph 25.a of the Order and Declaratory Ruling<sup>1</sup> granting access to the U.S. market to LeoSat MA, Inc. ("LeoSat") for the operation of a non-geostationary satellite system operating in Ka-band spectrum, LeoSat hereby submits the attached surety bond rider.

The surety bond rider increases the overall bond amount by \$40,000 to \$1,380,000, which is the amount required to cover the period through and including June 15, 2019 pursuant to the formula set forth in Section 25.165(a)(1) of the Commission's rules.<sup>2</sup> LeoSat and the surety will execute a further rider to the bond on or before June 15, 2019 to increase the amount of the bond in accordance with the Commission's requirements.

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<sup>1</sup> See *LeoSat MA, Inc., Petition for Declaratory Ruling Concerning U.S. Market Access for the LeoSat Ka-band Low-Earth Orbit Satellite System*, Order and Declaratory Ruling, FCC 18-164, ¶ 25.a (rel. Nov. 19, 2018).

<sup>2</sup> 47 C.F.R. § 25.165(a)(1).

WILKINSON ) BARKER ) KNAUER ) LLP

Marlene H. Dortch  
May 15, 2019  
Page 2

Please direct any questions regarding this matter to the undersigned.

Respectfully Submitted,

/s/ Lynne M. Montgomery  
Lynne M. Montgomery  
Phillip R. Marchesiello

*Counsel to LeoSat MA, Inc.*

Attachment

SURETY RIDER

To be attached to and form a part of

Bond No. 800041798

dated 11/19/2018  
effective (MONTH-DAY-YEAR)

executed by LeoSat MA, Inc. , as Principal,  
(PRINCIPAL)

and by Atlantic Specialty Insurance Company , as Surety,

in favor of United States Treasury  
(OBLIGEE)

in consideration of the mutual agreements herein contained the Principal and the Surety hereby consent to changing

**The Bond Amount to:**

One Million Three Hundred Eighty Thousand And No/100 (\$1,380,000.00)

Nothing herein contained shall vary, alter or extend any provision or condition of this bond except as herein expressly stated.

This rider is effective 5/14/2019  
(MONTH-DAY-YEAR)

Signed and Sealed 5/14/2019  
(MONTH-DAY-YEAR)

LeoSat MA, Inc.  
(PRINCIPAL)

By: \_\_\_\_\_  
(PRINCIPAL)

Atlantic Specialty Insurance Company  
(SURETY)

By: Maureen McNeill  
Maureen McNeill, Attorney-in-Fact



## Power of Attorney

KNOW ALL MEN BY THESE PRESENTS, that ATLANTIC SPECIALTY INSURANCE COMPANY, a New York corporation with its principal office in Plymouth, Minnesota, does hereby constitute and appoint: **Francis J. Curran, Marina A. Kenney, Maureen McNeill**, each individually if there be more than one named, its true and lawful Attorney-in-Fact, to make, execute, seal and deliver, for and on its behalf as surety, any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof; provided that no bond or undertaking executed under this authority shall exceed in amount the sum of: **sixty million dollars (\$60,000,000)** and the execution of such bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof in pursuance of these presents, shall be as binding upon said Company as if they had been fully signed by an authorized officer of the Company and sealed with the Company seal. This Power of Attorney is made and executed by authority of the following resolutions adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the President, any Senior Vice President or Vice-President (each an "Authorized Officer") may execute for and in behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and affix the seal of the Company thereto; and that the Authorized Officer may appoint and authorize an Attorney-in-Fact to execute on behalf of the Company any and all such instruments and to affix the Company seal thereto; and that the Authorized Officer may at any time remove any such Attorney-in-Fact and revoke all power and authority given to any such Attorney-in-Fact.

Resolved: That the Attorney-in-Fact may be given full power and authority to execute for and in the name and on behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and any such instrument executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed and sealed by an Authorized Officer and, further, the Attorney-in-Fact is hereby authorized to verify any affidavit required to be attached to bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under the authority of the following Resolution adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the signature of an Authorized Officer, the signature of the Secretary or the Assistant Secretary, and the Company seal may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing an Attorney-in-Fact for purposes only of executing and sealing any bond, undertaking, recognizance or other written obligation in the nature thereof, and any such signature and seal where so used, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

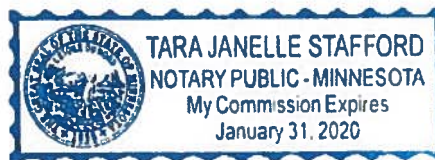
IN WITNESS WHEREOF, ATLANTIC SPECIALTY INSURANCE COMPANY has caused these presents to be signed by an Authorized Officer and the seal of the Company to be affixed this twenty-sixth day of October, 2017.



By   
Paul J. Brehm, Senior Vice President

STATE OF MINNESOTA  
HENNEPIN COUNTY

On this twenty-sixth day of October, 2017, before me personally came Paul J. Brehm, Senior Vice President of ATLANTIC SPECIALTY INSURANCE COMPANY, to me personally known to be the individual and officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, that he is the said officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the seal of said Company and that the said seal and the signature as such officer was duly affixed and subscribed to the said instrument by the authority and at the direction of the Company.



  
Notary Public

I, the undersigned, Secretary of ATLANTIC SPECIALTY INSURANCE COMPANY, a New York Corporation, do hereby certify that the foregoing power of attorney is in full force and has not been revoked, and the resolutions set forth above are now in force.

Signed and sealed. Dated 14th day of MAY, 2019

This Power of Attorney expires  
October 1, 2019



  
Christopher V. Jerry, Secretary

