



Federal Communications Commission
Washington, D.C. 20554

October 31, 2019

Mr. Joseph C. Anders
LeoSat MA, Inc.
3573 Southwest 10th Street
Pompano Beach, FL 33069

Re: Petition for a Declaratory Ruling to Grant Access to the U.S. Market for LeoSat MA, Inc.'s NGSO Constellation, File No. SAT-PDR-20161115-00112; Call Sign S2979, Market Access Grant Null and Void as of September 28, 2019

Dear Mr. Anders:

Pursuant to Condition 25.a of the Order and Declaratory Ruling (Order) granting LeoSat U.S. market access,¹ and the terms of LeoSat's bond,² LeoSat must maintain a surety bond with the Commission in an amount determined by a specified formula, requiring payment in the event of default. Condition 25.b of the Order states that "[f]ailure to post and maintain a surety bond will render this grant null and void automatically without further Commission action."³

According to our records, on September 16, 2019, LeoSat MA, Inc. (LeoSat) filed the last surety bond rider with the Federal Communications Commission, which covered LeoSat's bond obligation only until September 27, 2019. Because LeoSat has failed to file any additional surety bond riders showing compliance with the formula specified in Section 25.165(a)(1) of the Commission's rules, LeoSat's grant for U.S. market access became null and void effective Saturday, September 28, 2019. Accordingly, a Notice of Default will be issued to LeoSat's Surety, Atlantic Specialty Insurance Company, for tender of payment of the current outstanding maximum penal sum of the bond (\$1,570,000) to the United States Treasury.

¹ *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, 33 FCC Rcd 11486, 11496, para. 25.a (2018) (*Order*). See also Section 25.165 of the Commission's rules, 47 CFR §25.165.


² See Letter from Lynne M. Montgomery and Phillip R. Marchesiello, Counsel to LeoSat MA, Inc., to Marlene H. Dortch, Secretary, FCC Attach., License and/or Permit Continuous Bond, at Condition 3 (dated Dec. 18, 2018).

³ *Order*, 33 FCC Rcd at 11496, para. 25.b.

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Please let me know if you have any questions.

Sincerely,


Jose P. Albuquerque
Chief, Satellite Division
International Bureau

cc: Lynne M. Montgomery
Phillip R. Marchesiello
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