

Before the
Federal Communications Commission
Washington, DC 20554

In the Matter of

Intelsat License LLC, as debtor in
possession

Application for Authority to Transfer
Control of JCSAT-RA and Terminate
U.S. License

File No. SAT-T/C-_____

Call Sign S2960

**APPLICATION FOR AUTHORITY TO TRANSFER CONTROL
OF JCSAT-RA AND TERMINATE U.S. LICENSE**

Intelsat License LLC, as debtor in possession (“Intelsat”), herein requests authority to transfer control of the JCSAT-RA satellite (S2960) from Intelsat and the United States licensing authority back to SKY Perfect JSAT Corporation (“JSAT”) and Japanese licensing authority upon departure of the satellite from the nominal 169° E.L. orbital location.¹ Since 2018, Intelsat has controlled the JCSAT-RA satellite pursuant to a commercial agreement with JSAT and has operated the satellite under a U.S. license and with U.S. licensing authority.² Intelsat anticipates

¹ JCSAT-RA is currently operating at 168.9° E.L. pursuant to section 1.62 continuing authority pending action on a timely filed 180-day renewal of Special Temporary Authority. *See Intelsat License LLC, as debtor in possession, Request for an additional 180 days of Special Temporary Authority to operate JCSAT-RA at 168.9 E.L. (S2960)*, File No. SAT-STA-20210617-00081 (filed June 17, 2021). Throughout this application, “169° E.L.” is used to refer to the nominal 169° E.L. orbital location—both the temporary location of JCSAT-RA at 168.9° E.L. and its permanently authorized location at 169° E.L.

² *See Satellite Policy Branch Information; Actions Taken*, Report No. SAT-01330, File No. SAT-LOA-20160411-00035 (July 13, 2018) (granting Intelsat authority to drift the JCSAT-RA satellite from 128° E.L. and operate the satellite at 169° E.L.); *Satellite Policy Branch Information; Actions Taken*, Report No. SAT-01448, File No. SAT-MOD-20191226-00153 (Feb. 28, 2020) (extending JCSAT-RA’s U.S. license term through December 31, 2024).

JCSAT-RA will depart 169° E.L. upon grant of this application, and requests that the termination of the JCSAT-RA U.S. license become effective the day the satellite leaves its U.S.-authorized station-keeping box.³

I. DESCRIPTION OF THE PROPOSED ASSIGNMENT OF CONTROL

JSAT launched JCSAT-RA, a C- and Ku-band satellite, on August 21, 2009, as a Japan-licensed satellite and with Japan serving as the International Telecommunication Union (“ITU”) notifying administration. JSAT subsequently entered into a commercial agreement with Intelsat under which Intelsat would acquire control of JCSAT-RA, then located at 128° E.L., and operate the satellite with a U.S. license and under U.S. licensing authority. Intelsat entered into this agreement with JSAT to provide continuity of service to customers from 169° E.L.

In 2018, the Federal Communications Commission (“FCC” or “Commission”) granted Intelsat’s application for authority to drift to and operate JCSAT-RA at 169° E.L.⁴ to provide Fixed-Satellite Service in the C- and Ku-bands.⁵ As part of the licensing process, the satellite was also reflagged from Japan to the U.S. licensing authority through an exchange of letters of understanding between the FCC and the Ministry of Internal Affairs and Communications of

³ For purposes of validating the FCC Form 312, Schedule A, Intelsat has been listed as both transferor and transferee. As explained in this narrative, the U.S. authority for the JCSAT-RA satellite will be terminated upon consummation of the transfer.

⁴ To facilitate the arrival of Horizon 3e (S2947), JCSAT-RA currently operates at 168.9° E.L. pursuant to special temporary authority to allow for more efficient station-keeping at 169° E.L. *See Satellite Policy Branch Information, Actions Taken*, Report No. SAT-01533, File No. SAT-STA-20201222-00148 (Feb. 26, 2021). *See also* n.1 *supra*.

⁵ *See Satellite Policy Branch Information; Actions Taken*, Report No. SAT-01330, File No. SAT-LOA-20160411-00035 (July 13, 2018).

Japan (“MIC”).⁶ In 2020, the Commission granted Intelsat’s application to extend the license term of JCSAT-RA through December 31, 2024.⁷

As the commercial arrangement between Intelsat and JSAT regarding JCSAT-RA comes to a close, both parties wish to reflag JCSAT-RA back to Japanese authority. Intelsat proposes to transfer control of JCSAT-RA back to JSAT under MIC licensing authority upon departure of the satellite from 169° E.L., and requests termination of the U.S. license at that time. Intelsat understands that JSAT plans to relocate the satellite from 169° E.L. upon grant of this application and is in the process of obtaining authority from MIC for the redeployment. Japan will be the ITU notifying administration, responsible for the satellite upon its departure from 169° E.L., and for ensuring that the satellite’s operations comply with the ITU Radio Regulations and all relevant coordination agreements and notification procedures for the location. JSAT, under Japanese licensing authority, will operate and control JCSAT-RA during relocation and thereafter. Intelsat requests termination of its U.S. license for JCSAT-RA once the satellite leaves its station-keeping box at 168.9° E.L. and proposes to file a Notice of Consummation letter with the Commission upon completion of the transfer.

⁶ See Letter from Keisuke Takachi, Director of Fixed and Satellite Radio Communications Division, Radio Department, Ministry of Internal Affairs and Communications, to Jose P. Albuquerque, Chief, Satellite Division, International Bureau, FCC (July 11, 2018); Letter from Jose P. Albuquerque, Chief, Satellite Division, International Bureau, FCC, to Keisuke Takachi, Director of Fixed and Satellite Radio Communications Division, Radio Department, Telecommunications Bureau, Ministry of Internal Affairs and Communications (June 27, 2018). The Commission agreed as part of the exchange of letters of understanding to “consult with the [Ministry of Internal Affairs and Communications] if practicable, prior to any relocation of the satellite from the 169.0° E.L. orbital location.” *Id.*, at 2.

⁷ See *Satellite Policy Branch Information; Actions Taken*, Report No. SAT-01448, File No. SAT-MOD-20191226-00153 (Feb. 28, 2020).

II. PUBLIC INTEREST STATEMENT

Grant of this application will provide for the return of control of the JCSAT-RA satellite to JSAT and the Japanese licensing administration. JCSAT-RA previously provided continuity of services to customers in the United States and Asia Pacific region from the 169° E.L. orbital location. Since the additional capacity at 169° E.L. provided by JCSAT-RA is no longer required, and the commercial arrangement between the parties for the use of JCSAT-RA is coming to an end, JCSAT-RA is no longer needed at its current location. Customers at 169° E.L. will continue to be served by Intelsat using the Horizons 3e satellite.⁸ Horizons 3e provides service using all C- and Ku-band frequencies utilized by JCSAT-RA (except for the 6425-6485 MHz band) as well as in additional C- and Ku-band frequencies not present on JCSAT-RA. Commission approval of the transfer of control will serve the public interest by facilitating the timely return of JCSAT-RA to JSAT and Japanese licensing authority, as contemplated by Intelsat and JSAT as part of its commercial arrangement for the temporary operation of the satellite by Intelsat at 169° E.L.

⁸ See *Satellite Policy Branch Information; Actions Taken*, Report No. SAT-01313, File No. SAT-MOD-20170622-00093 (Apr. 27, 2021).

III. CONCLUSION

For the reasons above, Intelsat respectfully requests that the Commission grant this application to transfer control of the JCSAT-RA satellite from Intelsat and the United States licensing authority back to JSAT and Japanese licensing authority and terminate Intelsat's U.S. license for JCSAT-RA upon departure of the satellite from the 169° E.L. orbital location.

Respectfully submitted,

Intelsat License LLC

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Exhibit A

FCC Form 312, Response to Question 34: Foreign Ownership

The Commission previously approved foreign ownership in Intelsat License LLC (“Intelsat”), in the *Intelsat-Serafina Order*.¹ In 2012, the International Bureau authorized the transfer of control of Intelsat.² There have been no other material changes to Intelsat’s foreign ownership since the date of the *Intelsat-Serafina Order*.

¹ *Intelsat Holdings, Ltd. and Serafina Holdings Limited, Consolidated Application for Consent to Transfer of Control of Holders of Title II and Title III Authorizations*, Memorandum Opinion and Order, 22 FCC Rcd 22,151 (2007).

² *In the Matter of Intelsat Global Holdings, S.A., Applications to Transfer Control of Intelsat Licenses and Authorizations from BC Partners Holdings Limited to Public Ownership*, Order, 27 FCC Rcd 5,226 (2012). The transfer of control was fully consummated on June 14, 2018. See Letter from Jennifer D. Hindin, Counsel for Intelsat, to Marlene H. Dortch, FCC, IB Docket No. 11-205 (filed June 14, 2018).

Exhibit B

FCC Form 312, Response to Question 40: Officers, Directors, and Ten Percent or Greater Shareholders

The officers and directors/managers of Intelsat License LLC and Intelsat License LLC, as debtor in possession, are as follows:

Officers:

David Tolley, Chairman
José Toscano, Deputy Chairman
Michelle Bryan, Secretary
Mirjana Hervy, Director, Finance

Board of Managers:

David Tolley
José Toscano
Michelle Bryan

The business address of all Intelsat License LLC and Intelsat License LLC, as debtor in possession, officers and members of the Board of Managers is 4, rue Albert Borschette L-1246 Luxembourg.

Intelsat License LLC and Intelsat License LLC, as debtor in possession, are Delaware limited liability companies that are indirectly wholly owned by Intelsat S.A. Specifically, Intelsat License LLC and Intelsat License LLC, as debtor in possession, are wholly owned by Intelsat License Holdings LLC, also a Delaware limited liability company. Intelsat License Holdings LLC is wholly owned by Intelsat Ventures S.à r.l., a Luxembourg company, which is in turn wholly owned by Intelsat Alliance LP, a Delaware limited partnership. Intelsat Alliance LP is managed by one general partner and two limited partners—Intelsat Genesis GP LLC, Intelsat Genesis Inc., and Intelsat Jackson Holdings S.A., respectively. Intelsat Genesis GP LLC is a Delaware limited liability company, which is a wholly owned by Intelsat Genesis Inc., a Delaware corporation.

Intelsat Genesis Inc. is a wholly owned subsidiary of Intelsat Jackson Holdings S.A., a Luxembourg company. Intelsat Jackson Holdings S.A. is wholly owned by Intelsat Connect Finance S.A., a Luxembourg company, which in turn is wholly owned by Intelsat Envision Holdings LLC, a Delaware limited liability company. Intelsat Envision Holdings LLC is wholly owned by Intelsat (Luxembourg) S.A., a Luxembourg company. Intelsat (Luxembourg) S.A. is wholly owned by Intelsat Investments S.A., a Luxemburg company, which in turn is wholly owned by Intelsat Holdings S.A., a Luxembourg company. Intelsat Holdings S.A. is wholly owned by Intelsat Investment Holdings S.à r.l., a Luxembourg company. Intelsat Investment Holdings S.à r.l. is wholly owned by Intelsat S.A., a Luxembourg company. Each of these entities may be contacted at the following address: 4, rue Albert Borschette, L-1246 Luxembourg.

Intelsat S.A. is a publicly traded company. To the best of Intelsat's knowledge, and with the exception of BC Partners Holdings Limited ("BCP"), described below, no person or entity holds a ten percent or greater ownership interest in Intelsat S.A. as of January 26, 2021.

Name:	BCP
Address:	Heritage Hall, Le Marchant Street, St Peter Port, Guernsey, Channel Islands
Citizenship:	Guernsey
Indirect Interest:	Approximately 34% ¹

¹ The exact indirect interest held by BCP is subject to fluctuation as Intelsat S.A.'s stock is publicly traded.