

### **Request for Assignment *Nunc Pro Tunc***

The applicant, DG Consents Sub, Inc. (“DG Consents”), requests the pro forma assignment of four Earth Exploration Satellite Service (“EESS”) earth station licenses (Call Signs E970270, E970271, E980375 and E980376) from GeoEye License Corp. (“GeoEye License”) to DG Consents. For the reasons explained below, DG Consents respectfully requests that the assignments be granted *nunc pro tunc* to cover the period from November 23, 2013 to the date of grant.

DG Consents is a wholly-owned subsidiary of DigitalGlobe, Inc. (“DigitalGlobe”). GeoEye License, the licensee of the earth stations to be assigned, became a wholly-owned subsidiary of DigitalGlobe following the merger of DigitalGlobe and GeoEye Inc. in 2013. *See* SAT-T/C-20120817-00139 (granted January 10, 2013). On November 4, 2013, DG Consents submitted a request for the pro forma assignment of two space stations from GeoEye License to DG Consents, which the Commission granted on November 19, 2013. *See* SAT-ASG-20131104-00128. DG Consents notified the Commission by letter dated December 20, 2013 that the assignment of the space stations was effective as of November 23, 2013. GeoEye License was subsequently merged into DG Consents, with DG Consents as the surviving entity.

Unfortunately, due to an oversight, DG Consents did not request the pro forma assignment of the four earth stations licensed to GeoEye License which are the subject of this application at the same time that it requested the assignment of the space station licenses. This inadvertent omission means that GeoEye License remains the licensee of record of the subject earth stations although it merged into, and was survived by, DG Consents. The instant request seeks to correct the record.<sup>1</sup>

DG Consents recognizes that the assignment of FCC authorizations requires the prior approval of the Commission, and its pro forma assignment request for the GeoEye License space stations submitted last November reflects its fundamental compliance with that requirement. The omission of the four GeoEye License earth stations was an unintentional administrative oversight that nevertheless did not deprive the Commission of the opportunity to consider (and ultimately to approve) the underlying and non-substantial corporate reorganization involving GeoEye License and DG Consents last November. *See* SAT-ASG-20131104-00128. Accordingly, DG Consents respectfully

---

<sup>1</sup> The individual signing this application on behalf of GeoEye License, Dan Jablonsky, served as Secretary for GeoEye License prior to its merger into DG Consents. Mr. Jablonsky currently serves as General Counsel to DigitalGlobe and is duly authorized to request the assignment of the GeoEye License earth station authorizations to DG Consents.

requests that the Commission apply its prior approval to the four earth station licenses at issue here by granting the instant pro forma assignment request *nunc pro tunc* to cover the period from the date of the effectiveness of the assignment by GeoEye to DG Consents (November 23, 2013) to the date of grant.<sup>2</sup>

### **Public Interest Statement**

Grant of this earth station assignment request will serve the same public interests that supported grant of the space station assignment application last November. The earth station assignment will complete the planned consolidation of the GeoEye EESS assets acquired as part of the DigitalGlobe/GeoEye merger under a single DigitalGlobe licensee entity. The result will enable DigitalGlobe to operate its EESS constellation in a more administratively efficient manner, thereby offering its array of high-resolution imagery services to the public in a more cost-effective manner.

---

<sup>2</sup> To the extent necessary, DG Consents requests that the Commission waive the operation of Section 25.119(a) of the Commission's Rules, 47 C.F.R. § 25.119(a), to consider this application for assignment.