

ATTACHMENT

Description of Application for Modification of License

1.0 OVERVIEW

Anuvu Licensing Holdings LLC (“Anuvu”) seeks modification of its Ku-band Earth Stations Aboard Aircraft (“ESAA”) license (Call Sign E080100) for the purpose of adding a new satellite point of communication to its existing license. The additional satellite to be added is the Eutelsat 50 WA satellite, now in inclined orbit at 50.3° West Longitude, which is currently the subject of an application by Intelsat to operate at that location under a new FCC license (ICFS File No. SAT-LOA-20260130-00070; Call Sign S00796). Because this application remains pending, and the satellite in question was originally authorized to a non-U.S. operator to provide service outside the United States, Anuvu is seeking a waiver of the market access requirements of Section 25.137 of the Commission’s Rules to the extent required to allow commercial operations in the United States.

Anuvu seeks this modification subject to all terms and conditions set forth in its current license¹ and the operations proposed are otherwise consistent with the technical specifications set forth in its authorization and in the Commission’s Rules. Operations using the additional satellites would use both the TECOM Ku-Stream (SAA/Remote 2) and QEST Q050000 (GSAA/Remote 3) antennas. The Form 312, Schedule B associated with this filing adds only the additional points of communication and does not otherwise alter the existing technical data contained in its current license.

2.0 ADDITIONAL POINT OF COMMUNICATION REQUESTED

Anuvu requests the addition of E50WA to supplement its existing use of the Intelsat 902 satellite that is co-located at the nominal 50° W.L. orbital location to provide coverage and capacity for the geographic locations described below. Complete technical information regarding the satellite is already a matter of record before the FCC in the above-referenced application. Anuvu therefore simply requests that its existing ESAA license be updated to reflect use of these space facilities on a primary basis for ESAA transmit operations in the 14.05-14.47 GHz band.

The addition to the Anuvu license of authority to communicate using E50WA will provide additional near-term space segment capacity for Anuvu’s ESAA network, thereby allowing it to provide continued and expanded throughput and coverage for the provision of its in-flight Wi-Fi connectivity services to airline passengers on flights operating throughout the contiguous United States, on transoceanic routes and in the Caribbean. This capacity is immediately available for use, and Anuvu therefore seeks modification of its authority as quickly as possible and intends to seek special temporary to expedite use of the capacity, which will serve the public interest by allowing improved service to airline passengers in the near term.

3.0 ELIGIBILITY FOR ROUTINE PROCESSING BASED ON OFF-AXIS EIRP DENSITY PERFORMANCE [47 C.F.R. §§ 25.118(b) & (f)]

Anuvu’s intended operations are compliant with the off-axis EIRP density envelopes set forth Section 25.218(f) of the Commission’s rules and therefore this application is subject to routine

¹ See Call Sign E080100, FCC File No. SES-MFS-20250417-00492 (granted Feb. 26, 2026).

processing under Section 25.118(b) of the Commission's Rules but for the waiver requested in Section 4.0 below.

4.0 REQUEST FOR WAIVER OF § 25.137 OF THE COMMISSION'S RULES TO ALLOW IMMEDIATE OPERATION.

To the extent required to permit grant of this application, Anuvu requests a waiver of Sections 25.137(a) and (d) of the Commission's Rules to allow temporary market access for the Eutelsat 50 WA satellite during the pendency of Intelsat's application for and FCC license to provide service to the United States. The Commission may grant a waiver for good cause shown. *See* 47 CFR § 1.3. Waiver is appropriate in cases where (1) special circumstances warrant a deviation from the general rule, and (2) such deviation would better serve the public interest than would strict adherence to the general rule.² Circumstances that would justify a waiver include "considerations of hardship, equity, or more effective implementation of overall policy."³ Each of these factors supporting a waiver of the rules applies here.

The E50WA satellite was originally authorized by the administration of France at a different orbital location and has operated under various designations at different orbital locations, most recently being called E12WG and occupying the 12.5° W.L. orbital location. As indicated above, however, it is currently subject to an FCC application to license it as a U.S. satellite under Intelsat's operational control. Pursuant to a commercial agreement between Intelsat and Eutelsat, Intelsat will acquire control of E50WA once the Commission acts favorably upon its pending license application. Eutelsat has informed the French regulator of the intent to reflag the satellite as U.S.

Inasmuch as the intent is to operate under a U.S. license, there would be little point to conducting a market access analysis based on the original licensing of the E50WA satellite. This is particularly the case given the fact that the satellite has long been in orbit and operational and has already been relocated to the 50.3° W.L. orbital location. Thus, issues such as implementation milestones and bonds addressed under Section 25.137(d) are not applicable. The pending application itself has already addressed the issues of technical and legal qualifications, including the fact that Intelsat already holds multiple Commission satellite licenses, and its qualifications are a long-term matter of record before the Commission. The license application is unopposed. Thus, this is a special circumstance that justifies declining to apply the requirement to make a market access showing, as E50WA is poised to become a U.S.-licensed and regulated satellite.

Moreover, waiver of the requirement in order to allow near-term use of the capacity on the satellite will allow Anuvu, a U.S. operator, to enhance its service to the public on air routes serving North America, the western Atlantic Ocean, and the Caribbean. As the satellite is in inclined orbit, it has a relatively limited future life and expediting the availability of this space segment is both efficient and beneficial to the air traveling public. Conversely, rejection of a waiver would pose an undue hardship by potentially squandering a significant benefit to be obtained by allowing near term use of the available capacity.

Waiver of the market access rules under these unique circumstances will clearly serve the public interest, will not implicate any countervailing considerations requiring review, and will not frustrate

² *See, e.g., Northeast Cellular Telephone Co. v. FCC*, 897 F.2d 1164, 1166 (D.C. Cir. 1990).

³ *WAIT Radio v. FCC*, 418 F.2d 1153, 1159 (D.C. Cir. 1969).

the underlying purpose of the market access demonstration requirement. Indeed, favorable action will result in more effective implementation of the Commission's overall policy by streamlining the process of reflagging a non-U.S. satellite as an FCC-licensed space station. Accordingly, a waiver will better serve the public interest than would strict adherence to the general rule. For these reasons, the FCC should act quickly on this modification request (and on the associated request for Special Temporary Authority that is being filed contemporaneously with this application).

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5.0 REVISED SPACECRAFT, FREQUENCY & BEAM COVERAGE

**Table 1a: Spacecraft, Frequency & Beam Coverage Table
(U.S. Licensed Satellites)**

Satellite	Location	Beam Coverage Area	Tx (GHz)	Rx (GHz)	Satellite Operator
Echostar 9	121° W	North America and Caribbean	14.05-14.47	11.7-12.2	Echostar
AMC-1	130.9 W	North America, Central America, and Pacific	14.05-14.47	11.7-12.2	SES
AMC-2	84.85 W	North America, Caribbean and North Atlantic	14.05-14.47	11.7-12.2	
AMC-3	72.0 W	North America, Central America, Atlantic and Caribbean	14.05-14.47	11.7-12.2	
AMC-6	139.0 W	North America, Central America, Caribbean and Pacific	14.05-14.47	11.5-12.2	
AMC-9	83.0 W	North America, Caribbean, Central America and North Atlantic	14.05-14.47	11.7-12.2	
SES-1	101.0 W	North America, Central America, Pacific and Caribbean	14.05-14.47	11.7-12.2	
SES-3	103.0 W	North America	14.05-14.47	11.7-12.2	
SES-10	67.0W	North America, Central America, South Atlantic and Caribbean	14.05-14.47	11.7-12.2	
SES-15	129.0 W	North America, Central America, Caribbean, and Pacific	14.05-14.47	10.7-10.95, 10.95-11.2, 11.2-11.45, 11.45-11.7, 11.7-12.2	
Galaxy 3C	95.05 W	North America, Central America, Pacific and Caribbean	14.05-14.47	11.7-12.2	Intelsat

Satellite	Location	Beam Coverage Area	Tx (GHz)	Rx (GHz)	Satellite Operator
Galaxy 17	85.0 W	North America, Central America, Pacific and Caribbean	14.05-14.47	11.7-12.2	
Intelsat 23	53.0 W	North America, Central America and Caribbean	14.05-14.47	11.45-12.2	
Intelsat 902	50.1 W	North America	14.05-14.47	10.95-11.2 11.45-11.7	
Eutelsat 50 WA†	50.3 W	North America, Atlantic Ocean and Caribbean	14.05-14.47	11.45-11.7, 11.7-12.2	

= Point of Communication Added in this Application

† = FCC License Application Pending

**Table 1b: Spacecraft, Frequency & Beam Coverage Table
(Non-U.S., Permitted List Satellite)**

Satellite	Location	Beam Coverage Area	Tx (GHz)	Rx (GHz)	Satellite Operator
Anik-F1R	107.3 W	North America, Gulf of Mexico, and Caribbean	14.05-14.47	11.7-12.2	Telesat
Anik-F1	109.2 W	North America, Gulf of Mexico, and Caribbean	14.05-14.47	11.7-12.2	
Anik-F2	111.1 W	North America	14.05-14.47	11.7-12.2	
Anik-F3	118.7 W	North America	14.05-14.47	11.7-12.2	
Eutelsat 115 WB	114.9 W	North America, North Atlantic and Pacific Ocean	14.05-14.47	11.7-12.2	Eutelsat
Eutelsat 139 WA	139 W	North America and Pacific Ocean	14.05-14.47	10.95-11.2, 11.45-11.7, 12.5-12.75	
Horizons 2	73.8 W	North America, Atlantic Ocean, and Caribbean	14.05-14.47	11.7-12.2	Intelsat
NuView Alpha NuView Bravo	83.1 W	North America, Caribbean, Central America	14.05-14.47	10.95-11.2 11.7-12.2	Astranis

6.0 TELEPORT UPLINK LOCATIONS

Table 2: Teleport Locations for Provision of Service within the United States

Satellite	Orbital Location	Teleport Location(s)	Site Operator	Call Sign(s)
AMC-1	130.9 W	Holmdel, NJ	Anuvu	E160163
AMC-2	80.85W	N. Las Vegas, NV	Hughes	E940460
AMC-3	72.0 W	Holmdel, NJ	Anuvu	E160163
AMC-6	139.0 W	Haleiwa, HI	SES	E190489
AMC-9	83.0W	North Las Vegas, NV	Hughes	E940460
SES-1	101.0W	North Las Vegas, NV	Hughes	E940460
SES-10	67.0W	South Mountain, CA	SES	E170139
SES-15	129.0 W	South Mountain, CA	SES	E160022
NuView Alpha* NuView Bravo*	83.1 W	Calgary and Allan Park, Canada	Telesat	Canadian Licensed
Galaxy 3C	95.05 W	Holmdel, NJ	Anuvu	E160163
Galaxy 17	85.0 W	Atlanta, GA	Lumen	E000358
Intelsat 23	53.0 W	Atlanta, GA	Lumen	E850041
Eutelsat 50 WA	50.3 W	Holmdel, NJ	Anuvu	E160163
Intelsat 902	50.1 W	Holmdel, NJ	Anuvu	E070218
SES-3	103.0 W	Brewster, WA	USEI	E120128
ANIK-F3*	118.7 W	Brewster, WA	USEI	E060416

Satellite	Orbital Location	Teleport Location(s)	Site Operator	Call Sign(s)
ANIK-F2*	111.1 W	Mount Jackson, VA	Telesat	KA399
Anik-F1R	107.3 W	Holmdel, NJ	Anuvu	E070218
Anik-F1	109.2W	Atlanta, GA	Lumen	E850041
Echostar 9	121 W	Atlanta, GA	Lumen	E850041
Eutelsat 115 WB*	114.9W	Southfield (Detroit), MI	Hughes	E990170
Eutelsat 139 WA*	139 W	Brewster, WA	USEI	E960222
Horizons 2	73.8 W	Atlanta, GA	Lumen	E850041

* = Non-U.S.-licensed satellite included on Ku-band Permitted List



= Point of Communication Added in this Application

7.0 LICENSEE CERTIFICATION

I, Timothy Southard, Vice President, Networks, of Anuvu Licensing Holdings LLC hereby certify that Anuvu:

- (1) will continue to comply with the requirements of Section 25.228 of the Commission's Rules and the conditions of its existing license; and
- (2) has confirmed, as shown by the coordination certification letters submitted with this application, that the ESAA operations proposed herein are within coordinated parameters for adjacent satellites up to 6 degrees away on the geostationary arc from each new satellite requested.



Timothy Southard
Vice President, Networks
Anuvu

July 15, 2026