

EXPLANATORY STATEMENT

Row 44, Inc., pursuant to Section 25.120(b) of the FCC's Rules, hereby requests Special Temporary Authority ("STA") for a period of thirty (30) days to operate its licensed Ku-band network of Earth Stations Aboard Aircraft ("ESAA") (Call Sign E080100), using space segment capacity on the SES, S.A. ("SES") AMC-6 satellite ("AMC-6") at 67° W.L. The capacity on AMC-6 is to be used as interim replacement capacity for space segment on the AMC-3 satellite, to which Row 44 is currently authorized to transmit under its license and which is in the process of being relocated from 67° W.L. to 72° W.L. Row 44 expects to transition capacity to other satellites during 2017 pursuant to a forthcoming license modification application, which will seek authority for a new antenna and additional points of communication.

Row 44's operations on AMC-6 at 67° W.L. will be subject to the existing coordination certification letter from SES with respect to AMC-3 under Section 25.227(b)(2) of the Commission's Rules and with all other conditions of its existing license. In providing its fleet management notification under Section 25.118(e) of the Commission's Rules, SES expressly stated that "it will operate within the technical parameters currently licensed and coordinated for AMC-3 ... at that location." FCC Public Notice, "Policy Branch Information: Satellite Space Station Applications Accepted for Filing," Report No. SAT-01194 (released October 21, 2016). Accordingly, there will be no change in Row 44's operations at this orbital location and the coordination certification provided for this slot remains valid.

Under Section 25.120(b)(1) of the FCC's Rules, the International Bureau may grant an STA when the public interest supports the relief requested, and/or delay in the institution of temporary operations would be contrary to the public interest. *See* 47 C.F.R. § 25.120(b)(1). Such authority may be granted for a period not to exceed 30 days "if the STA request has not been placed on public notice, and an application for regular authority is not contemplated." *See* 47 C.F.R. § 25.120(b)(4). Because Row 44 will not be filing an application for permanent access to AMC-6 at 67° W.L., its request is thus limited to thirty (30) days duration. Row 44 anticipates that operations using AMC-6 will continue for a period of months, and that additional STA grants of this duration will be required.

Grant of the additional authority requested here will promote the public interest by permitting Row 44 to continue providing service to its customers using capacity on the AMC-6 satellite in lieu of capacity on AMC-3. Use of AMC-6 will help maintain effective coverage of all U.S. domestic routes currently served by Row 44. Grant of the requested STA is consistent with Commission policy and will not adversely affect other authorized operations. Row 44 acknowledges that any action taken pursuant to a grant of the requested STA will be at its own risk, and respectfully requests that the FCC grant it authority no later than December 9, 2016, for an initial period of thirty (30) days, to use the AMC-6 satellite as a point of communication in the conventional Ku-band in the United States using TECOM antennas now operating under its FCC ESAA network license.