

## **EXPLANATORY STATEMENT**

Global Eagle Telecom Licensing Subsidiary LLC (“Global Eagle”), pursuant to Section 25.120(b) of the FCC’s Rules, hereby requests Special Temporary Authority (“STA”) for an additional period of sixty (60) days to continue operating its licensed Ku-band network of Earth Stations Aboard Aircraft (“ESAA”) (Call Sign E080100) using space segment capacity on the Eutelsat, S.A. (“Eutelsat”) 133 WA satellite (“E133 WA”) at 132.85° W.L. Row 44, Inc. (“Row 44”), a Global Eagle affiliate and predecessor-in-interest, filed an application on March 12, 2019 to modify its license on a permanent basis to specify long-term operation on E133 WA at 132.85° W.L. *See* FCC File No. SES-MFS-20190312-00328. This application appeared on FCC Public Notice as accepted for filing on July 31, 2019, along with an amendment to add an additional point of communication (SES-14 at 47.5° W.L.). *See* FCC Public Notice, Satellite Radio Applications Accepted for Filing, Report No. SES-02186 (rel. July 31, 2019); FCC File No. SES-AFS-20190719-00929.

The operating authority sought in the modification application is consistent with the terms of Eutelsat’s U.S. Permitted List operations at this orbital location under Call Sign S3031. *See* FCC File Nos. SAT-PPL-20180302-00018 and SAT-MPL-20180908-00068 (granted Aug. 16, 2018 and Feb. 14, 2019, respectively). Full documentation supporting these operations is included in the underlying modification application. An initial STA was granted on March 15, 2019 for a period ending May 26, 2019. *See* FCC File No. SES-STA-20190312-00331. A second STA was granted on June 7, 2019 for a period ending August 6, 2019. *See* FCC File No. SES-STA-20190520-00635. The application for STA for an additional 60 days filed July 30, 2019 remains pending. *See* FCC File No. SES-STA-20190730-01019.

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 60 days where the applicant has filed a request for permanent authority for the parameters and facilities requested. *See* 47 C.F.R. § 25.120(b)(3). This is the case here, where Global Eagle has filed an application to modify its license permanently to permit access to E133 WA at the 132.85° W.L. orbital location for the duration of Eutelsat’s operation of the satellite at that location.

Grant of the authority requested here will continue to promote the public interest by permitting Global Eagle to maintain its provision of enhanced service to its customers using capacity on the E133 WA satellite. Use of E133 WA helps facilitate effective coverage of U.S. domestic routes served by Global Eagle, particularly Southwest Airlines flights from the mainland to Hawaii. Global Eagle’s operations employing capacity on the E133 WA satellite do not cause harmful interference to any adjacent satellites operating in accordance with FCC’s two-degree spacing policy. Extended STA is therefore consistent with Commission policy and will not adversely affect other authorized operations. Global Eagle acknowledges that any action taken pursuant to a grant of the requested STA will be at its own risk.