

APPLICATION FOR EARTH STATION SPECIAL TEMPORARY AUTHORITY

APPLICANT INFORMATION Enter a description of this application to identify it on the main menu:
30-Day STA Request to Use Riverside, California Earth Station E020126 to Test HISPA-SAT 143W-1

1. Applicant

Name:	Intelsat License LLC	Phone Number:	703-559-7848
DBA Name:		Fax Number:	703-559-8539
Street:	c/o Intelsat US LLC	E-Mail:	susan.crandall@intelsat.com
	7900 Tysons One Place		
City:	McLean	State:	VA
Country:	USA	Zipcode:	22102 -5972
Attention:	Susan H Crandall		

*"30 days
with conditions"*

File # SES-STA-20200210-00138
Call Sign E020126 Grant Date 04/28/2020
(or other identifier)
Term Dates
From: 03/01/2020 To: 03/30/2020
Approved: Susan H Crandall

GRANTED
International Bureau



2. Contact			
Name:	Cynthia J. Grady		
Company:	Intelsat US LLC		
Street:	7900 Tysons One Place		
City:	McLean	Phone Number:	703-559-6949
Country:	USA	Fax Number:	703-559-8539
Attention:		E-Mail:	cynthia.grady@intelsat.com
City:	McLean	State:	VA
Country:	USA	Zipcode:	22102 -5972
Attention:		Relationship:	Legal Counsel
(If your application is related to an application filed with the Commission, enter either the file number or the IB Submission ID of the related application. Please enter only one.)			
3. Reference File Number or Submission ID			
4a. Is a fee submitted with this application?			
<input checked="" type="radio"/> If Yes, complete and attach FCC Form 159. If No, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114).			
<input type="radio"/> Governmental Entity <input checked="" type="radio"/> Noncommercial educational licensee <input type="radio"/> Other (please explain):			
4b. Fee Classification CGX - Fixed Satellite Transmit/Receive Earth Station			
5. Type Request			
<input type="radio"/> Use Prior to Grant <input checked="" type="radio"/> Change Station Location <input checked="" type="radio"/> Other			
6. Requested Use Prior Date			
7. City/Riverside			
8. Latitude (dd mm ss.s h)			33 47 48.0 N

9. State CA	10. Longitude (dd mm ss.s h) 117 5 12.0 W
11. Please supply any need attachments.	Attachment 2: Attachment 3:
12. Description. (If the complete description does not appear in this box, please go to the end of the form to view it in its entirety.) Intelsat License LLC requests Special Temporary Authority for 30 days to use its Riverside, California Earth Station (E020126) to communicate with HISPA-SAT 143W-1 for testing.	
13. By checking Yes, the undersigned certifies that neither applicant nor any other party to the application is subject to a denial of Federal benefits that includes FCC benefits pursuant to Section 5301 of the Anti-Drug Act of 1988, 21 U.S.C. Section 862, because of a conviction for possession or distribution of a controlled substance. See 47 CFR 1.2002(b) for the meaning of "party to the application" for these purposes.	<input checked="" type="radio"/> Yes <input type="radio"/> No
14. Name of Person Signing Cynthia J. Grady	15. Title of Person Signing Senior Counsel
WILLFUL FALSE STATEMENTS MADE ON THIS FORM ARE PUNISHABLE BY FINE AND / OR IMPRISONMENT (U.S. Code, Title 18, Section 1001), AND/OR REVOCATION OF ANY STATION AUTHORIZATION (U.S. Code, Title 47, Section 312(a)(1)), AND/OR FORFEITURE (U.S. Code, Title 47, Section 503).	

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Applicant: Intelsat License LLC
Call Sign: E020126
File No.: SES-STA-20200210-00138
Special Temporary Authority (STA)



30 days

File # SES-57A-20200210-00138
"with Conditions"

Call Sign E020126 Grant Date 03/28/2020
(or other identifier)

Term Dates
From: 03/01/2020 To: 03/30/2020

Approved: Paul E. Klar

Intelsat License LLC is granted Special Temporary Authority for a period of 30 days, commencing March 1, 2020, to operate fixed earth station E020126 at 33°47'48"N/117°05'12"W, Riverside, CA to conduct satellite testing with the HISPASAT 143W-1 satellite at the 143° W orbital location in the following frequency bands: 14399-14435 MHz (Earth-to-space) and 11599-11635 MHz (space-to-Earth). Operations are authorized under the following conditions:

1. All operations must comply within the limits currently authorized for operations of Call Sign E020126.
2. "Except as provided for by NG527A, use of the bands 10.7-11.7 GHz (space-to-Earth)... by geostationary orbit satellites in the fixed-satellite service (FSS) shall be limited to international systems, i.e., other than domestic systems." 47 CFR § 2.106, International Footnote NG52.
3. Grant of this Special Temporary Authority does not constitute a grant of U.S. market access for HISPASAT 143W-1 at the 143° W orbital location.
4. All operations under this grant of Special Temporary Authority shall be on an unprotected and non-harmful interference basis. Intelsat License LLC shall not cause harmful interference to, and shall not claim protection from interference from, any other lawfully operating radio communication system.
5. In the event of any harmful interference Intelsat License LLC shall cease operations immediately upon notification of such interference, and shall immediately inform the Commission, in writing, of such an event.
6. Grant of this Special Temporary Authority is without prejudice to any determination that the Commission may make regarding pending or future Intelsat License LLC applications.
7. Any action taken, or expense incurred as a result of operations pursuant to this Special Temporary Authority is solely at Intelsat License LLC's risk.
8. The grant of this Special Temporary Authority was authorized pursuant to Section 1.62 of the Commission's rules, 47 CFR § 1.62.

This grant is issued pursuant to Section 0.261 of the Commission's rules on delegated authority, 47 CFR § 0.261, and is effective upon release.



February 7, 2020

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street, S.W.
Washington, D.C. 20554

Re: Request for Special Temporary Authority
Riverside, California Earth Station, Call Sign E020126

Dear Ms. Dortch:

Intelsat License LLC (“Intelsat”) herein requests 30 days of Special Temporary Authority (“STA”),¹ commencing March 1, 2020, to use its Riverside, California Earth Station, Call Sign E020126, to communicate with HISPASAT 143W-1 at 143.0° W.L. for testing. Intelsat is seeking STA to communicate with Hispasat143W-1 while Intelsat’s petition to add the satellite to the Permitted Space Station List is pending.²

The proposed operations will be performed in the following frequency bands: 14399-14435 MHz in the uplink and 11599-11635 MHz in the downlink. In the extremely unlikely event that harmful interference should occur due to transmissions to or from its earth station, Intelsat will take all reasonable steps to eliminate the interference.

In support of this request, and out of an abundance of caution, Intelsat respectfully requests waiver of Section 25.137 of the Federal Communications Commission’s (“Commission”) rules, which sets forth requirements governing access to non-U.S.-licensed space stations.³ For the reasons set forth below,

¹ Intelsat has filed its STA request, an FCC Form 159, a \$210.00 filing fee, and this supporting letter electronically via the International Bureau’s Filing System (“IBFS”).

² See Intelsat License LLC Petition for Declaratory Ruling to Add HISPASAT 143W-1 to the Permitted Space Station List for Ku- and S-band Operations at 143° W.L., File No. SAT-PDR-20191205-00143 (filed Dec. 5, 2019) (“*Intelsat Petition*”). HISPASAT 143W-1 was previously known as HISPASAT 30W-4 and HISPASAT-1D, and was granted market access at 30° W.L. See *Policy Branch Information; Actions Taken*, Report No. SAT-01044, File No. SAT-PPL-20140717-00086 (Oct. 3, 2014) (Public Notice) (“*HISPASAT-1D Market Access Grant*”).

³ 47 C.F.R. § 25.137.

Intelsat does not believe Section 25.137 applies here, but to the extent the Commission disagrees, waiver is appropriate.

Per Section 25.137, earth station applicants “requesting authority to communicate with a non-U.S. licensed space station” to serve the United States must demonstrate that U.S.-licensed satellite systems have effective competitive opportunities to provide analogues services in certain countries and must provide the same legal and technical information for the non-U.S.-licensed space station as required by Section 25.114 for U.S.-licensed space stations.⁴ Intelsat herein seeks authority to use the requested antenna only to test a satellite, not to provide commercial service to the United States.⁵ Thus, similar to the provision of other noncommercial services such as TT&C,⁶ Intelsat believes that testing does not constitute the provision of service and, as such, Section 25.137 does not apply.

However, to the extent the Commission determines that Intelsat’s request for authority to use an antenna to perform testing on a special temporary basis is a request to serve the United States with a non-U.S.-licensed satellite, good cause exists to waive Section 25.137. Under Section 1.3 of the Commission’s rules, the Commission has authority to waive its rules “for good cause shown.”⁷ Good cause exists if “special circumstances warrant a deviation from the general rule and such deviation will serve the public interest” better than adherence to the general rule.⁸ In determining whether waiver is appropriate, the Commission should “take into account considerations of hardship, equity, or more effective implementation of overall policy.”⁹

Intelsat already has provided the technical information required by Section 25.137 in its pending petition to add HISPASAT 143W-1 to the U.S. Permitted Space Station List, and incorporates the information provided in that petition by reference.¹⁰ Further, HISPASAT 143W-1 is currently on the

⁴ 47 C.F.R. § 25.137.

⁵ As noted above, Intelsat is awaiting Commission approval to provide commercial service from this satellite at 143.0° W.L. *See Intelsat Petition.*

⁶ *See EchoStar Satellite Operating Company Application for Special Temporary Authority Related to Moving the EchoStar 6 Satellite from the 77° W.L. Orbital Location to the 96.2° W.L. Orbital Location, and to Operate at the 96.2° W.L. Orbital Location, Order and Authorization*, 28 FCC Rcd. 4229 (2013) (noting that operating TT&C earth stations in the United States with a foreign-licensed satellite does not constitute “DBS service”).

⁷ 47 C.F.R. § 1.3; *WAIT Radio v. FCC*, 418 F.2d 1153, 1159 (D.C. Cir. 1969).

⁸ *Northeast Cellular Telephone Co. v. FCC*, 897 F.2d 1164, 1166 (D.C. Cir. 1990).

⁹ *WAIT Radio*, 418 F.2d at 1159.

¹⁰ *See Intelsat Petition.*

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Permitted Space Station List for the location that the satellite recently vacated, 30° W.L.¹¹ Given these facts, the purpose of Section 25.137—to ensure that U.S. satellite operators enjoy “effective competitive opportunities” to serve certain foreign markets—will not be undermined by grant of this waiver request.

Grant of this STA request will allow Intelsat to test the HISPASAT 143W-1 satellite prior to providing service, and thereby promotes the public interest.

Please direct any questions regarding this STA request to the undersigned at (703) 559-6949.

Respectfully submitted,

/s/ Cynthia J. Grady

Cynthia J. Grady
Senior Counsel
Intelsat US LLC

cc: Paul Blais

¹¹ See HISPASAT-1D Market Access Grant.