

### **EXPLANATORY STATEMENT**

Global Eagle Telecom Licensing Subsidiary, LLC, Debtor-in-Possession (“Global Eagle”), pursuant to Section 25.120(b) of the FCC’s Rules, hereby requests Special Temporary Authority (“STA”) for a period of sixty (60) days to operate its licensed Ku-band network of Earth Stations Aboard Aircraft (“ESAA”) (Call Sign E080100) using space segment capacity on the Telesat Anik F-1 satellite (“Anik F-1”) at 109.2° W.L. Global Eagle is filing contemporaneously with this STA request an application to modify its license on a permanent basis to specify long-term operation using additional points of communication, including Anik F-1 at 109.2° W.L. This proposed use is consistent with the petition for declaratory ruling filed on January 8, 2021 by Telesat seeking to add Anik F-1 to the U.S. Permitted List at this orbital location. *See* FCC File No. SAT-PPL-20210108-00005. Telesat’s Petition includes a full showing with respect to the legal and technical basis for grant of the authority requested and support for its request to operate the satellite in an inclined orbit. The satellite was previously granted U.S. market access at the 107.3° W.L. orbital location under Call Sign S2745 (FCC File No. SAT-PDR-20000420-00083).

Global Eagle’s operations employing capacity on the Anik F-1 satellite will not cause harmful interference to any adjacent satellites operating in accordance with FCC’s two-degree spacing policy. It has included as an annex to its modification application a coordination certification letter from Telesat, pursuant to Sections 25.228(a) and 25.220(d) of the Commission’s Rules, covering the proposed operation. The proposed operations will also comply with Global Eagle’s existing, long-term coordination agreements (signed by its affiliate and predecessor licensee, Row 44, Inc.) with the National Science Foundation and the National Aeronautics and Space Administration.

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 is also filing an application to modify its license permanently to permit access to Anik F-1 at the 109.2° W.L. orbital location for the duration of Telesat’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 provide continuing and enhanced service to its customers using capacity on the Anik F-1 satellite. This capacity is urgently required to provide sufficient coverage for service along new Southwest Airlines domestic flight routes connecting cities in the Southeastern United States, as well as routes serving the Caribbean. Permission to use capacity on Anik F-1 at this location will also restore Global Eagle’s ability to use space segment at this orbital location, where it was previously authorized to operate with the recently decommissioned Telesat Telstar 12 satellite (S2462). Grant of the requested STA is 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, and respectfully requests that the FCC grant it authority commencing on or about February 3, 2021, for a period of sixty (60) days, to use the Anik F-1 satellite as a point of communication in the Ku-band in the United States using the two types of TECOM antennas now operating under its FCC ESAA network license.