

EXPLANATORY STATEMENT

GEE Licensing Holdings LLC (“Global Eagle”), pursuant to Section 25.120(b) of the FCC’s Rules, hereby requests extension of Special Temporary Authority (“STA”) for an additional 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-1R satellite (“Anik F-1R”) at 107.3° W.L. and the Hispasat 143 W-1 satellite (“H143W”), operated by Intelsat, at 143° W.L.¹ Global Eagle was granted an STA on February 5, 2021 in FCC File No. SES-STA-20210203-00209 for an initial period of 60-days based on information submitted in its pending application to modify its license on a permanent basis to specify long-term operation using additional points of communication, including both Anik F-1R and H143W. *See* FCC File No. SES-MFS-20210127-00153. This authority was extended for an additional sixty (60) days on April 6, 2021 through June 6, 2021. Due to the fact that there are multiple STA authorizations associated with the pending modification application, the need to renew the current authority last week was overlooked, and the applicant respectfully requests a *nunc pro tunc* effective date for its requested STA extension to cover the intervening period following the expiration of the predecessor STA. As detailed below, continuation of this authority is in the public interest, and no one will be disadvantaged by waiver of the FCC’s Rules to the extent required to extend the STA. Both of the satellites in use are currently included on the FCC’s Permitted List of non-U.S. satellites authorized to operate in the U.S. market. *See* FCC File Nos. SAT-PPL-20050504-00094 (Anik F-1R) and SAT-PDR-20191205-00143 (H143W).

Global Eagle’s operations employing capacity on the Anik F-1R and H143W satellites have caused no harmful interference to any adjacent satellites operating in accordance with FCC’s two-degree spacing policy. Global Eagle has included as annexes to its modification application coordination certification letters from both Telesat and Intelsat, pursuant to Sections 25.228(a) and 25.220(d) of the Commission’s Rules, covering the ongoing operations at the two orbital locations. These operations are also fully compliant with Global Eagle’s 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.

¹ The initial STA for these operations was granted to Global Eagle Telecom Licensing Subsidiary, LLC, Debtor-in-Possession, Global Eagle’s predecessor in interest. The underlying ESAA license was assigned to Global Eagle in a transaction approved by the FCC on January 19, 2021 and consummated by the parties on March 23, 2021. *See* FCC File No. SES-ASG-20201022-01156. For convenience, these entities are referred to collectively as “Global Eagle” in this exhibit. Global Eagle is in the process of rebranding its service as “Anuvu,” and will update the name of the licensee entity in the near future.

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 a pending application to modify its license permanently to permit access to Anik F-1R and H143W satellites as detailed above.

Grant of the authority requested here will promote the public interest by permitting Global Eagle to provide continuing service to its customers using capacity on the Anik F-1R and H143W satellites. Capacity on Anik F-1R is required to continue providing sufficient coverage for service on Southwest Airlines domestic flight routes throughout the continental United States. Additionally, capacity on the H143W satellite is required to continue service on routes in the Western United States, as well as the Pacific Ocean region on domestic U.S. flights serving Hawaii, in particular. Grant of the requested STA is consistent with Commission policy and will not adversely affect other authorized operations.

Global Eagle acknowledges that action taken pursuant to a grant of the requested STA will be at its own risk, and respectfully requests that the FCC grant it *nunc pro tunc* authority commencing as of June 7, 2021, for an additional period of sixty (60) days, to continue its use of both the Anik F-1R satellite and the H143W as points of communication in the Ku-band using the two types of TECOM antennas operating under its FCC ESAA network license