

S2462 SAT-MOD-20170824-00123 IB2017002382
Skynet Satellite Corporation



File # SAT-MOD-20170824-00123

Call Sign S2462 Grant Date 11/02/17
(or other identifier)

From 11/02/17 Term Dates see
To: conditions

Approved: Stephen J. Duall

Approved by OMB
3060-0678

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File Number: SAT-MOD-20170824-00123

Stephen J. Duall
Chief, Satellite Policy Branch

FCC APPLICATION FOR SPACE AND EARTH STATION:MOD OR AMD - MAIN FORM

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APPLICANT INFORMATION

Enter a description of this application to identify it on the main menu:

T12 change spot beam CONFIGURATION 2 082417

1-8. Legal Name of Applicant

Name:	Skynet Satellite Corporation	Phone Number:	613-748-8700
DBA Name:		Fax Number:	613-748-8712
Street:	135 Route 202/206	E-Mail:	eneasmith@telesat.com
City:	Bedminster	State:	NJ
Country:	USA	Zipcode:	07921 -
Attention:	Ms Elisabeth Neasmith		

ATTACHMENT TO GRANT
Skynet Satellite Corporation
IBFS File No. SAT-MOD-20170824-00123

IBFS File No(s):	SAT-MOD-20170824-00123	GRANTED – With Conditions  International Bureau Satellite Division
Licensee/Grantee:	Skynet Satellite Corporation	
Call Sign:	S2462	
Satellite Name:	Telstar 12	
Orbital Location: (required station-keeping tolerance)	109.2° W.L. (± 0.05 degrees east/west)	
Administration:	United States of America	
Nature of Service:	Fixed-Satellite Service (FSS)	
Scope of Grant:	Modification of authority for the Telstar 12 space station at the 109.2° W.L. orbital location to authorize operations in accordance with the beam configuration 2.	
Previous Grants:	Modification of authorization for Telstar 12 space station to relocate to, and operate from, the 109.2° W.L. orbital location instead of the 15° W.L. orbital location in accordance with the beam configuration 1. IBFS File No. SAT-MOD-20160513-00050 (granted Aug. 18, 2016) Extension of license term from December 10, 2014, through November 30, 2017, to authorize Skynet to continue to operate Telstar 12 at the 15° W.L. orbital location. IBFS File No. SAT-MOD-20141204-00125 (granted Mar. 26, 2015) Order granting authority to operate Telstar 12 at the 15° W.L. orbital location. IBFS File Nos. SAT-MOD-19991213-00120; SAT-MOD-19990819-00086 (granted Mar. 31, 2000, DA 00-703)	
Service Area(s):	United States, Caribbean, Central America, South America. <i>See</i> S6 in Schedule S and accompanying .gxt files in SAT-MOD-20160513-00050.	
Frequencies:	10.95-11.2 GHz (space-to-Earth) 11.45-12.2 GHz (space-to-Earth) 13.75-14.0 GHz (Earth-to-space) 14.0-14.5 GHz (Earth-to-space)	
Operations under this grant must comport with the legal and technical specifications set forth by the applicant or petitioner and with Federal Communication Commission’s rules not waived herein. This grant is also subject to the following conditions: 1. Skynet must operate in accordance with the beam configuration 2, as specified in IBFS File Nos. SAT-MOD-20170824-00123 and SAT-MOD-20160513-00050. 2. Skynet’s use of the 10.95-11.2 GHz and 11.45-11.7 GHz frequency bands is limited to international operations in accordance with footnote NG52 to the United States Table of Frequency Allocations, 47 CFR § 2.106, NG52. 3. Skynet’s use of the 10.95-11.2 GHz and 11.45-11.7 GHz (space-to-Earth) frequency bands is subject to footnote US211 to the United States Table of Frequency Allocations, 47 CFR § 2.106, US211, which urges applicants for airborne or space station assignments to take all practicable steps to protect radio astronomy observations in the adjacent bands from harmful interference, consistent with footnote US74. 4. Pursuant to footnote US337 of the United States Table of Frequency Allocations, 47 CFR § 2.106, US337, any earth station in the United States and its possessions communicating with the Telstar 12 space station in the 13.75-13.8 GHz (Earth-to-space) frequency band is required to coordinate through the		

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National Telecommunications and Information Administration (NTIA) Interdepartment Radio Advisory Committee (IRAC) Frequency Assignment Subcommittee (FAS) to minimize interference to the National Aeronautics and Space Administration (NASA) Tracking and Data Relay Satellite System, including manned space flight.

5. In the 13.75-14.0 GHz (Earth-to-space) frequency band, receiving space stations in the FSS must not claim protection from radiolocation transmitting stations operating in accordance with footnote US356 to the United States Table of Frequency Allocations, 47 CFR § 2.106, US356.
6. Operations of any earth station in the United States and its possessions communicating with the Telstar 12 space station in the 13.75-14.0 GHz band (Earth-to-space) must comply with footnote US356 to the United States Table of Frequency Allocations, 47 CFR § 2.106, US356, which specifies a mandatory minimum antenna diameter of 4.5 meters and the maximum equivalent isotropically radiated powers (EIRP) of any emission should be at least 68 dBW and should not exceed 85 dBW. Operations of any earth station located outside the United States and its possessions communicating with the Telstar 12 space station in the 13.75-14.0 GHz band (Earth-to-space) must be consistent with footnote 5.502 to the ITU Radio Regulations, which allows a minimum antenna diameter of 1.2 meters for earth stations of a geostationary satellite orbit network and specifies mandatory power limits.
7. Operations of any earth station in the United States and its possessions communicating with the Telstar 12 space station in the 13.77-13.78 GHz band (Earth-to-space) must comply with footnote US357 to United States Table of Frequency Allocations, 47 CFR. § 2.106, US357, which specifies a maximum EIRP density of emissions of 71 dBW in any 6 MHz band for communications with a space station in geostationary-satellite orbit.¹ Operations of any earth station located outside the United States and its possessions communicating with the Telstar 12 space station in the 13.77-13.78 GHz band (Earth-to-space) must comply with footnote 5.503 to the ITU Radio Regulations, which specifies a maximum EIRP density of emissions, based on the antenna diameter, for communications with a space station in geostationary-satellite orbit.
8. Skynet's request for a waiver of Section 25.114(c)(4)(vi)(A) of the Commission's rules is GRANTED. Section 25.114(c)(4)(vi)(A) requires predicted space station antenna gain contour(s) for each transmit and each receive antenna beam and nominal orbital location requested. Skynet states that it is unable to provide antenna gain contours for the Telstar 12 telemetry, tracking, and command beams because neither Skynet nor the satellite's manufacturer, Space Systems/Loral could locate copies of the information due to the age of the satellite, which was launched in 1999. Under the circumstances, we find that other parts of the application (Tables 6 and 7 in IBFS File No. SAT-MOD-20160513-00050) provide sufficient information to evaluate the potential for harmful interference from the operation of Telstar 12.
9. Skynet must operate its telemetry, tracking, and control operations from its facility at Mt. Jackson, Virginia.
10. The Commission has exchanged letters with Innovation, Science and Economic Development Canada to ensure a mutual understanding regarding the operations of Telstar 12. The understandings, and the factual background for these understandings, are attached hereto and are material considerations for this authorization.
11. Nothing in this grant extends the license term for the Telstar 12 space station, which expires November 30, 2017.

Licensee/grantee is afforded thirty (30) days from the date of release of this action to decline the grant as conditioned. Failure to respond within this period will constitute formal acceptance of the grant as conditioned.

¹ Footnote US357 places a restriction on FSS earth station operations in order to protect government operations in the band, including manned space flight. 47 CFR § 2.106, US357.

ATTACHMENT TO GRANT
Skynet Satellite Corporation
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This action is taken pursuant to Section 0.261 of the Commission's rules on delegated authority, 47 CFR § 0.261, and is effective upon release.

Station licenses are subject to the conditions specified in Section 309(h) of the Communications Act of 1934, as amended, 47 U.S.C. § 309(h).

Action	November 2, 2017
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Date:	
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Term Dates	From: November 2, 2017	To: see conditions
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Approved:



Stephen J. Duall
Chief, Satellite Policy Branch

9-16. Name of Contact Representative

Name:	Joseph A. Godles Esq.	Phone Number:	202-429-4900
Company:	Goldberg, Godles, Wiener & Wright LLP	Fax Number:	202-429-4912
Street:	1025 Connecticut Ave, NW Ste 1000	E-Mail:	jgodles@g2w2.com
City:	Washington	State:	DC
Country:	USA	Zipcode:	20036-2413
Attention:		Relationship:	Legal Counsel

CLASSIFICATION OF FILING

17. Choose the button next to the classification that applies to this filing for both questions a. and b. Choose only one for 17a and only one for 17b. ☐ a1. Earth Station ☒ a2. Space Station	(N/A) b1. Application for License of New Station (N/A) b2. Application for Registration of New Domestic Receive-Only Station ☐ b3. Amendment to a Pending Application ☒ b4. Modification of License or Registration b5. Assignment of License or Registration b6. Transfer of Control of License or Registration ☐ b7. Notification of Minor Modification (N/A) b8. Application for License of New Receive-Only Station Using Non-U.S. Licensed Satellite (N/A) b9. Letter of Intent to Use Non-U.S. Licensed Satellite to Provide Service in the United States (N/A) b10. Other (Please specify) (N/A) b11. Application for Earth Station to Access a Non-U.S. satellite Not Currently Authorized to Provide the Proposed Service in the Proposed Frequencies in the United States (N/A) b12. Application for Database Entry ☐ b13. Amendment to a Pending Database Entry Application ☐ b14. Modification of Database Entry
17c. Is a fee submitted with this application? ☒ If Yes, complete and attach FCC Form 159. If No, indicate reason for fee exemption (see 47 C.F.R. Section 1.1114). ☐ Governmental Entity ☐ Noncommercial educational licensee ☐ Other (please explain):	
17d. Fee Classification BFY – Space Station Modification (Geostationary)	

18. If this filing is in reference to an existing station, enter: (a) Call sign of station: S2462	19. If this filing is an amendment to a pending application enter both fields, if this filing is a modification please enter only the file number: (a) Date pending application was filed: (b) File number: SATMOD2016051300050
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TYPE OF SERVICE

20. NATURE OF SERVICE: This filing is for an authorization to provide or use the following type(s) of service(s): Select all that apply: ☒ a. Fixed Satellite ☐ b. Mobile Satellite ☐ c. Radiodetermination Satellite ☐ d. Earth Exploration Satellite ☐ e. Direct to Home Fixed Satellite ☐ f. Digital Audio Radio Service ☐ g. Other (please specify)	
21. STATUS: Choose the button next to the applicable status. Choose only one. ☐ Common Carrier ☒ Non-Common Carrier	22. If earth station applicant, check all that apply. ☐ Using U.S. licensed satellites ☐ Using Non-U.S. licensed satellites
23. If applicant is providing INTERNATIONAL COMMON CARRIER service, see instructions regarding Sec. 214 filings. Choose one. Are these facilities: ☐ Connected to a Public Switched Network ☐ Not connected to a Public Switched Network ☒ N/A	

24. FREQUENCY BAND(S): Place an 'X' in the box(es) next to all applicable frequency band(s).

☐ a. C-Band (4/6 GHz) ☒ b. Ku-Band (12/14 GHz)

☒ c. Other (Please specify upper and lower frequencies in MHz.)

Frequency Lower: Frequency Upper: (Please specify additional frequencies in an attachment)

TYPE OF STATION

25. CLASS OF STATION: Choose the button next to the class of station that applies. Choose only one.

- ☐ a. Fixed Earth Station
- ☐ b. Temporary-Fixed Earth Station
- ☐ c. 12/14 GHz VSAT Network
- ☐ d. Mobile Earth Station
- ☒ e. Geostationary Space Station
- ☐ f. Non-Geostationary Space Station
- ☐ g. Other (please specify)

26. TYPE OF EARTH STATION FACILITY:

- ☐ Transmit/Receive ☐ Transmit-Only ☐ Receive-Only ☒ N/A

"For Space Station applications, select N/A."

PURPOSE OF MODIFICATION

27. The purpose of this proposed modification is to: (Place an 'X' in the box(es) next to all that apply.)

- ☐ a — authorization to add new emission designator and related service
- ☐ b — authorization to change emission designator and related service
- ☐ c — authorization to increase EIRP and EIRP density
- ☐ d — authorization to replace antenna
- ☐ e — authorization to add antenna
- ☐ f — authorization to relocate fixed station
- ☐ g — authorization to change frequency(ies)
- ☐ h — authorization to add frequency
- ☐ i — authorization to add Points of Communication (satellites & countries)
- ☐ j — authorization to change Points of Communication (satellites & countries)
- ☐ k — authorization for facilities for which environmental assessment and radiation hazard reporting is required
- ☐ l — authorization to change orbit location
- ☐ m — authorization to perform fleet management
- ☐ n — authorization to extend milestones
- ☒ o — Other (Please specify)

ENVIRONMENTAL POLICY

28. Would a Commission grant of any proposal in this application or amendment have a significant environmental impact as defined by 47 CFR 1.1307? If YES, submit the statement as required by Sections 1.1308 and 1.1311 of the Commission's rules, 47 C.F.R. 1.1308 and 1.1311, as an exhibit to this application. A Radiation Hazard Study must accompany all applications for new transmitting facilities, major modifications, or major amendments.

☐ Yes ☒ No

ALIEN OWNERSHIP Earth station applicants not proposing to provide broadcast, common carrier, aeronautical en route or aeronautical fixed radio station services are not required to respond to Items 30–34.

29. Is the applicant a foreign government or the representative of any foreign government?

☐ Yes ☒ No

30. Is the applicant an alien or the representative of an alien?

☐ Yes ☒ No ☐ N/A

31. Is the applicant a corporation organized under the laws of any foreign government?

☐ Yes ☒ No ☐ N/A

32. Is the applicant a corporation of which more than one-fifth of the capital stock is owned of record or voted by aliens or their representatives or by a foreign government or representative thereof or by any corporation organized under the laws of a foreign country?

☐ Yes ☒ No ☐ N/A

33. Is the applicant a corporation directly or indirectly controlled by any other corporation of which more than one-fourth of the capital stock is owned of record or voted by aliens, their representatives, or by a foreign government or representative thereof or by any corporation organized under the laws of a foreign country?

☒ Yes ☐ No ☐ N/A

34. If any answer to questions 29, 30, 31, 32 and/or 33 is Yes, attach as an exhibit an identification of the aliens or foreign entities, their nationality, their relationship to the applicant, and the percentage of stock they own or vote.

Exhibit 1

BASIC QUALIFICATIONS

35. Does the Applicant request any waivers or exemptions from any of the Commission's Rules?
If Yes, attach as an exhibit, copies of the requests for waivers or exceptions with supporting documents.

☐ Yes ☒ No

36. Has the applicant or any party to this application or amendment had any FCC station authorization or license revoked or had any application for an initial, modification or renewal of FCC station authorization, license, or construction permit denied by the Commission? If Yes, attach as an exhibit, an explanation of circumstances.

☒ Yes ☐ No

Exhibit 2

37. Has the applicant, or any party to this application or amendment, or any party directly or indirectly controlling the applicant ever been convicted of a felony by any state or federal court? If Yes, attach as an exhibit, an explanation of circumstances.	☐ Yes ☒ No
38. Has any court finally adjudged the applicant, or any person directly or indirectly controlling the applicant, guilty of unlawfully monopolizing or attempting unlawfully to monopolize radio communication, directly or indirectly, through control of manufacture or sale of radio apparatus, exclusive traffic arrangement or any other means or unfair methods of competition? If Yes, attach as an exhibit, an explanation of circumstances	☐ Yes ☒ No
39. Is the applicant, or any person directly or indirectly controlling the applicant, currently a party in any pending matter referred to in the preceding two items? If yes, attach as an exhibit, an explanation of the circumstances.	☐ Yes ☒ No
40. If the applicant is a corporation and is applying for a space station license, attach as an exhibit the names, address, and citizenship of those stockholders owning a record and/or voting 10 percent or more of the Filer's voting stock and the percentages so held. In the case of fiduciary control, indicate the beneficiary(ies) or class of beneficiaries. Also list the names and addresses of the officers and directors of the Filer. Exhibit 3	

41. 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.

☒ Yes ☐ No

42a. Does the applicant intend to use a non-U.S. licensed satellite to provide service in the United States? If Yes, answer 42b and attach an exhibit providing the information specified in 47 C.F.R. 25.137, as appropriate. If No, proceed to question 43.

☐ Yes ☒ No

42b. What administration has licensed or is in the process of licensing the space station? If no license will be issued, what administration has coordinated or is in the process of coordinating the space station? United States & Canada

43. Description. (Summarize the nature of the application and the services to be provided). (If the complete description does not appear in this box, please go to the end of the form to view it in its entirety.)

Skynet Satellite Corporation seeks authorization to operate Telstar 12 from 109.2 deg WL in an alternative spot-beam configuration, described as SPOT BEAM #2 in its recent modification application under FCC File No. SAT-MOD-20160513-00050. The Schedule S from that application is incorporated herein by reference. See attached Exhibit A.

Exhibit A

43a. Geographic Service Rule Certification

By selecting A, the undersigned certifies that the applicant is not subject to the geographic service or geographic coverage requirements specified in 47 C.F.R. Part 25.

☒ A

By selecting B, the undersigned certifies that the applicant is subject to the geographic service or geographic coverage requirements specified in 47 C.F.R. Part 25 and will comply with such requirements.

☐ B

By selecting C, the undersigned certifies that the applicant is subject to the geographic service or geographic coverage requirements specified in 47 C.F.R. Part 25 and will not comply with such requirements because it is not feasible as a technical matter to do so, or that, while technically feasible, such services would require so many compromises in satellite design and operation as to make it economically unreasonable. A narrative description and technical analysis demonstrating this claim are attached.

☐ C

CERTIFICATION

The Applicant waives any claim to the use of any particular frequency or of the electromagnetic spectrum as against the regulatory power of the United States because of the previous use of the same, whether by license or otherwise, and requests an authorization in accordance with this application. The applicant certifies that grant of this application would not cause the applicant to be in violation of the spectrum aggregation limit in 47 CFR Part 20. All statements made in exhibits are a material part hereof and are incorporated herein as if set out in full in this application. The undersigned, individually and for the applicant, hereby certifies that all statements made in this application and in all attached exhibits are true, complete and correct to the best of his or her knowledge and belief, and are made in good faith.

44. Applicant is a (an): (Choose the button next to applicable response.)

- ☐ Individual
- ☐ Unincorporated Association
- ☐ Partnership
- ☒ Corporation
- ☐ Governmental Entity
- ☐ Other (please specify)

45. Name of Person Signing
Chris DiFrancesco

→

46. Title of Person Signing
Secretary

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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