

**REDACTED - FOR PUBLIC INSPECTION**

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**ELECTRONIC FILING VIA ECFS**

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

Re: *Expanding Flexible Use* of the 3.7 to 4.2 GHz Band,  
GN Docket No. 18-122, et al., Protective Order,  
DA 19-822 (rel. Aug. 26, 2019) ("Protective Order").

Dear Ms. Dortch:

On May 28, 2019, Telesat Canada ("Telesat") submitted information to the Commission on behalf of itself and its affiliates in response to an April 11, 2019 Public Notice<sup>1</sup> seeking earth station and satellite usage data. In conjunction with that filing, Telesat requested confidential treatment for an attachment to Telesat's submission, the information in which comprised competitively and commercially sensitive confidential information that is exempt from disclosure under 5 U.S.C. § 552 (b)(4) and 47 C.F.R. § § 0.457 and 0.459 (the "Confidential Attachment").

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<sup>1</sup> *Deadline for Submission of Information on Earth Station and Satellite Use of the 3.7-4.2 GHz Band*, Public Notice, 34 FCC Rcd 2287 (2019) ("Public Notice").

On August 26, 2019, the Commission adopted the Protective Order in the above-referenced proceedings, which sets forth procedures regarding the treatment of "Confidential Information" and "Highly Confidential Information." Pursuant to that Protective Order, Telesat hereby resubmits the Confidential Attachment that it provided to the Commission on May 28, 2019, and identifies it in its entirety as "Highly Confidential" information consistent with the Protective Order. The Commission staff has made a preliminary determination in writing that this information meets the requirements set forth in the Protective Order, including Appendix A, to be designated as Highly Confidential.

This Highly Confidential Information consists of information submitted by Telesat responsive to the following requests contained in the Public Notice:

- "The total capacity (megahertz) and in terms of the number of megahertz on each transponder that are currently under contract (also provide this data for one month in 2016)."
- "For each day in March 2019, the average percentage of each transponder's capacity (megahertz) utilized and the maximum percentage of capacity utilized on that day."
- "For all data reported regarding capacity under contract and capacity utilization, specify the percentage (if any) only for customers outside of the United States."

As specified in the Protective Order, one unredacted, Highly Confidential copy of this filing is being filed with the Secretary's Office. Two unredacted, Highly Confidential copies of this filing are being hand delivered to Matthew Pearl of the Wireless Telecommunications Bureau. Finally, a redacted version of this filing is being filed electronically through the Commission's Electronic Filing Comment System.

Please direct any questions concerning this letter to the undersigned.

Respectfully submitted,



Joseph A. Godles  
*Attorney for Telesat Canada*

**[HIGHLY CONFIDENTIAL ATTACHMENT HAS BEEN REDACTED]**