



September 23, 2020

**VIA ELECTRONIC FILING**

Ms. Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, SW  
Washington, DC 20554

Re: Viasat, Inc. Notice of *Ex Parte* Presentation, IBFS File No. SAT-MOD- 20200417-00037

Dear Ms. Dortch:

On September 21, 2020, John Janka and Amy Mehlman of Viasat, Inc. spoke via teleconference with Umair Javed, Legal Advisor for Wireless and International to Commissioner Rosenworcel, and William Davenport, Chief of Staff and Senior Legal Advisor for Wireless and International to Commissioner Starks, regarding the modification application filed by Space Exploration Holdings, LLC ("SpaceX") in the above-referenced proceeding and Space Exploration's *ex parte* presentation of September 4, 2020.

We discussed Viasat's record position in this proceeding about (1) the issues surrounding SpaceX's failure rate, and (2) why SpaceX's claims about latency and 100 Mbit/s speeds based on very selective anecdotes are not representative of what can be expected on a fully loaded system, and why those anecdotes would not support a conclusion that such latency and speeds can be achieved in a manner consistent with the Commission's *Performance Metrics Order*.<sup>1</sup> The basis for those positions appears in Viasat's September 17, 2020 *ex parte* presentation, and at pages 42-45 of its August 7, 2020 Reply in Support of its Petition to Deny or Defer.<sup>2</sup>

Sincerely yours,

/s/

Amy R. Mehlman  
VP, US Government Affairs and Policy

cc: Umair Javed  
William Davenport

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<sup>1</sup> *Connect America Fund*, Order on Reconsideration, 34 FCC Rcd 10109 (Oct. 31, 2019) ("*Performance Metrics Order*").

<sup>2</sup> See Viasat, Inc., Notice of *Ex Parte* Presentation, IBFS File No. SAT-MOD-20200417-00037 (filed Sept. 17, 2020); Reply of Viasat, Inc. in Support of its Petition to Deny or Defer, IBFS File No. SAT-MOD-20200417-00037, at 42-45 (filed Aug. 7, 2020).