

October 23, 2023

Secretary
Office of the Secretary
Federal Communications Commission
45 L Street, NE
Washington, DC 20554

Subject: ITU Cost Recovery Declaration for the Apex Aries 1 Non-Geostationary Orbit
Satellite in Non-Planned Frequency Bands

Re: ELS File No. 1370-EX-CN-2023

Dear FCC Secretary,

Apex Technology, Inc. (Apex) is aware that in accordance with Resolution 88 of the International Telecommunication Union (ITU) Plenipotentiary Conference (Marrakech, 2002), and ITU Council Decision 482, as modified, cost-recovery fees will apply to satellite filings received by the Radiocommunications Bureau after November 7, 1998. As a consequence, Commission applicants are responsible for any and all fees charged by the ITU to process their satellite filings. Apex hereby states that it is aware of this requirement and unconditionally accepts all cost recovery responsibilities associated with the ITU filings for the Apex Aries 1 satellite. Please address all cost-recovery inquiries, and ITU correspondence and filings, related to the Apex Aries 1 satellite to the following point of contact. We understand that should there be any change in the point of contact information we will inform the Commission within 30 days of the foreseen event.

Point of Contact Name: Ian Cinnamon

Organization Name: Apex Technology, Inc.

Address: 4940 Sepulveda Boulevard
Culver City, CA 90230
United States of America

E-Mail: ian.cinnamon@apexspace.com

Telephone Number: +1 424-320-2739

Apex understands that it must remit payment of any resultant cost-recovery fee to the ITU by the due date specified in the ITU invoice, unless an appeal filed prior to the due date is pending with the ITU. We fully understand that a license granted in reliance on such a commitment will be conditioned upon discharge of any such cost-recovery obligation. We also acknowledge that, in accordance with 47 C.F.R. § 25.111, should we have an overdue ITU cost-recovery fee and have

no appeal pending with the ITU, the Commission may dismiss any application associated with that satellite network.

Respectfully submitted,

/s/ Ian Cinnamon

Ian Cinnamon