Milbank

December 2017

CONTACTS:

Dara A. Panahy 202-835-7521 dpanahy@milbank.com

Bijan Ganji 202-835-7543 bganji@milbank.com

To learn about Milbank's Space Business Practice, or view previous issues of the Space Business Review, please visit www.milbank.com.

The information contained herein is provided for informational purposes only and should not be construed as legal advice on any subject matter. Recipients of this publication should not take or refrain from taking any action based upon content included herein. If you do not wish to receive this newsletter, please send an e-mail to MilbankSBG@milbank.com with the word "unsubscribe" in the subject line.

ATTORNEY ADVERTISING. Prior results do not guarantee similar results.

© 2018 - Milbank, Tweed, Hadley & McCloy LLP.

Space Business Review

Special Edition – Top Ten Space Business Stories of 2017.

#1 - NEXTSPACE INVESTMENT SOARS

Record \$2b+ in angel, venture capital and institutional investments in "NextSpace", benefiting companies such as Astrocast, BridgeSat, Capella Space, Descartes Labs, Kymeta, Mapbox, Orbital Insight, Planet, Planetary Resources, Relativity Space, Rocket Lab, Spaceflight, Spire, Vector Space and others.

#2 - LAUNCH MILESTONES & RECORDS

Arianespace: 11 launches, including 5 Ariane 5 missions, taking the Ariane 5 success streak to 82, with Ariane 6 development on schedule; Blue Origin: New Shepard test flight and 1st New Glenn sale; ILS: Proton returns to flight with 3 missions; Relativity Space: test fire of 3D-printed Aeon 1 engine; Rocket Lab: 'It's a Test' Electron mission reaches space; SpaceX: record 18 launches, including 5 "flight proven" Falcon 9 missions, and development of Raptor engine and BFR launch system; Virgin Orbit: formed from LauncherOne team as new smallsat launcher.

#3 - ENTREPRENEUR SPACE RACE

High-net-worth entrepreneurs dominate narrative for space access/exploration: Bezos makes strides with Blue Origin; Branson evolves LauncherOne; Musk demonstrates Falcon 9 reusability and details Mars plans; Son doubles down on SoftBank space investments; Wyler keeps OneWeb on track with equity investments, system development and regulatory progress.

#4 - IN-FLIGHT CONNECTIVITY

6,500 aircraft/71 airlines have WiFi via satellite, representing 22% market penetration, with expectation of 24,000 connected aircraft/1.6 Tb/month usage by 2026, increasing demand for Global Eagle, GoGo, Inmarsat, Panasonic Avionics, ViaSat — no more peace while airborne!

#5 - PRICE COMPETITION PERSISTS

Large legacy satellite operators such as Eutelsat, Intelsat and SES challenged by price competition/erosion and perceived excess capacity, with share prices adversely impacted. Will 2018 bring a turn-around?

#6 - CONSTELLATIONS GAIN TRACTION

OneWeb, Telesat and Space Norway receive U.S. market access; SoftBank ups investment in OneWeb with another \$500m; Iridium NEXT deployment begins with launches of 40 satellites; SpaceX Star Link advances; Planet and Spire drive ahead with development; LeoSat scores new investors, including SKY Perfect JSAT.

#7 - SPACE MERGERS & ACQUISITIONS

Planet purchases Terra Bella and its SkySat constellation from Google; Maxar Technologies acquires DigitalGlobe for \$2.4b; Eutelsat to sell 33.69% stake in Hispasat to Abertis for €320m and to acquire NOORSAT from Bahrain's Orbit Holding Group for \$75m; SpeedCast adds UltiSat for \$100m; ORBCOMM buys Blue Tree Systems; Northrop Grumman enters agreement to purchase Orbital ATK for \$9.2b; General Atomics buys assets of Surrey Satellite Technology US; investor group acquires Globecomm from Wasserstein.

#8 - SPACE RESOURCES BECKON

Luxembourg enacts legislation granting ownership of space resources to extractors, works towards establishment of a space agency focused on space mining ventures and woos commercial space companies with R&D grants, equity investments and other incentives; Planetary Resources embraced in Luxembourg with €12m direct capital investment from government and total of €13m in grants from Société Nationale de Crédit et d'Investissement.

#9 - COMMERCIAL SATELLITES ORDERED

Airbus: Türksat 5A and 5B; Boeing: JCSAT-18/Kacific-1, 7 satellites for O3b mPOWER; China Great Wall: PALAPA-N1; SSL: EchoStar XXIV, Star One D2, on-orbit satellite servicing vehicle for SIS, satellites that will comprise WorldView Legion system; Surrey Satellite Technology: 5 satellites for Earth-I, satellite and avionics for Astroscale; Thales Alenia: additional satellite for Inmarsat's Global Xpress.

#10 - COMMERCIAL LAUNCHES FLOWN

Arianespace Ariane 5: BSAT-4a, GSAT 17, Hellas Sat 3-Inmarsat S EAN. Intelsat 37e. KOREASAT-7. SGDC, SKY Brasil-1, Telkom 3S, 4 Galileo satellites; Arianespace Soyuz: Hispasat 36W-1, SES-15; Blue Origin New Shepard: Crew Capsule 2.0, 12 commercial, research and education payloads; CGW Long March 3B: Alcomsat-1; ILS Proton: Amazonas 5, AsiaSat 9, EchoStar XXI; ISRO PSLV: 104 smallsats, with 88 Dove satellites for Planet and 8 Lemur-2 satellites for Spire; Orbital ATK Minotaur-C: 6 SkySats and 4 Doves for Planet; Russian Soyuz: 73 smallsats, with 48 Doves and 8 Lemur-2 satellites; Russian Zenit: AngoSat-1: SpaceX Falcon 9: BulgariaSat-1. EchoStar XXIII. EchoStar 105/SES-11. Inmarsat-5 F4, Intelsat 35e, KOREASAT-5A, SES-10, 40 Iridium NEXT satellites.

