

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF NEW CINGULAR	)	
WIRELESS PCS, LLC AND AMERICAN TOWERS	)	
LLC FOR ISSUANCE OF A CERTIFICATE OF	)	
PUBLIC CONVENIENCE AND NECESSITY TO	)	
CONSTRUCT A WIRELESS COMMUNICATIONS	)	CASE NO.
FACILITY IN THE COMMONWEALTH OF	)	2014-00001
KENTUCKY IN THE COUNTY OF TRIMBLE	)	
	)	
SITE NAME: LG&E TRIMBLE	)	

ORDER

On January 13, 2014, New Cingular Wireless PCS, LLC, a Delaware limited liability company d/b/a AT&T Mobility, and American Towers LLC, a Delaware limited liability company d/b/a Delaware American Towers LLC (“Applicants”) filed an application seeking a Certificate of Public Convenience and Necessity to construct and operate a wireless telecommunications facility in Trimble County at the intersection of Gills Ridge Road and Bray Ridge Road in Bedford, Kentucky. On February 3, 2014, the Applicants filed with the Commission a motion for leave to withdraw the application they filed on January 13, 2014.

Although the Applicants did not state any grounds for their motion, the Commission finds that the motion should be granted. In KRS 278.54611(1)(a), the Commission is prohibited from compelling a commercial mobile radio service provider (such as New Cingular Wireless, PCS, LLC) to construct or otherwise provide facilities used for wireless service. Therefore, if an Applicant desires to withdraw

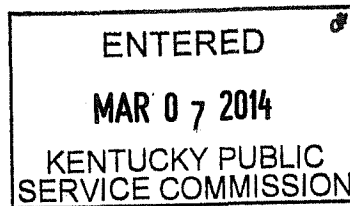
its application to construct a wireless telecommunications tower, the Commission must grant the withdrawal.

IT IS THEREFORE ORDERED that:

1. The Applicants' motion for leave to withdraw their January 13, 2014 application is granted.

2. This case is dismissed without prejudice and removed from the Commission's docket.

By the Commission



ATTEST:

  
\_\_\_\_\_  
Executive Director

Case No. 2014-00001

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