COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS FOR ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT AN ADDITIONAL CELL FACILITY ON BURDETTE ROAD, RENFRO VALLEY, ROCKCASTLE COUNTY, KENTUCKY (THE RENFRO 2 CELL FACILITY)	)	CASE NO. 2004-00508

O R D E R

On December 20, 2004, Cellco Partnership, a Delaware General Partnership, d/b/a Verizon Wireless ("Applicant") filed an application seeking a Certificate of Public Convenience and Necessity to construct and operate a wireless telecommunications facility. The proposed facility consists of a self-supporting antenna tower not to exceed 325 feet in height, with attached antenna, to be located at Burdette Road, Renfro Valley, Rockcastle County, Kentucky. The coordinates for the proposed facility are North Latitude 37° 24' 39.53" by West Longitude 84° 19' 55.64".

The Applicant has provided information regarding the structure of the tower, safety measures, and antenna design criteria for the proposed facility. Based upon the application, the design of the tower and foundation conforms to applicable nationally recognized building standards, and a Licensed Professional Engineer has certified the plans.

Pursuant to 807 KAR 5:063, the Applicant has notified the County Judge/Executive of the proposed construction. The Applicant has filed applications with the Federal Aviation Administration ("FAA") and the Kentucky Airport Zoning

Commission ("KAZC") seeking approval for the construction and operation of the proposed facility. Both decisions are pending.

The Applicant has filed evidence of the appropriate notices provided pursuant to 807 KAR 5:063. The notices solicited any comments and informed the recipients of their right to request intervention. On January 14, 2005, the Commission granted intervention to Loretta Stevens Rowe. In addition, on May 25, 2005, the Commission granted intervention to Major Jeffrey Stevens. On July 11, 2006, the Commission issued an Order establishing August 8, 2006 as the date for a hearing to be held in this matter. Furthermore, the Commission directed the intervening parties to submit notice of their intent to attend the scheduled hearing in this matter and stated that, if no party notified the Commission within 10 days of his or her intent to attend that hearing, the hearing would be cancelled, and the case would stand submitted on the existing record. As the time for filing notice had expired, the Commission, by Order dated July 27, 2006, cancelled the hearing in this matter and ordered that the case stand submitted for decision. As of the date of this Order, no notice has been filed with the Commission.

The Commission, having considered the evidence of record and being otherwise sufficiently advised, finds that the Applicant has demonstrated a facility is necessary to provide adequate utility service and that, therefore, a Certificate of Public Convenience and Necessity to construct the proposed facility should be granted.

Pursuant to KRS 278.280, the Commission is required to determine proper practices to be observed when it finds, upon complaint or on its own motion, that the facilities of any utility subject to its jurisdiction are unreasonable, unsafe, improper, or insufficient. To assist the Commission in its efforts to comply with this mandate, the

Applicant should notify the Commission if it does not use this antenna tower to provide service in the manner set out in its application and this Order. Upon receipt of such notice, the Commission may, on its own motion, institute proceedings to consider the proper practices, including removal of the unused antenna tower, which should be observed by the Applicant.

IT IS THEREFORE ORDERED that:

1. The Applicant is granted a Certificate of Public Convenience and Necessity to construct a wireless telecommunications facility. The proposed facility consists of a self-supporting antenna tower not to exceed 325 feet in height, with attached antenna, and is to be located at Burdette Road, Renfro Valley, Rockcastle County, Kentucky. The coordinates for the proposed facility are North Latitude 37° 24' 39.53" by West Longitude 84° 19' 55.64".

2. The Applicant shall file a copy of the final decisions regarding the pending FAA and KAZC applications for the proposed construction within 10 days of receiving the decisions.

3. The Applicant shall immediately notify the Commission in writing, if, after the antenna tower is built and utility service is commenced, the tower is not used for a period of 3 months in the manner authorized by this Order.

Done at Frankfort, Kentucky, this 7th day of September, 2006.

By the Commission

ATTEST:

Executive Director