

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ACQUISITION BY UNITED STATES CELLULAR)
CORPORATION OF REMAINING OWNERSHIP) CASE NO. 89-016
INTERESTS IN KENTUCKY CELLULAR, INC.)

O R D E R

On January 23, 1989, Kentucky Cellular, Inc. ("Kentucky Cellular") and United States Cellular Corporation ("USCC") filed an Application seeking Commission approval for the acquisition by USCC of the remaining 90 percent of the stock in Kentucky Cellular. With the Application, Kentucky Cellular and USCC filed an Emergency Motion for Interim Approval representing that the closing must take place by the end of January 1989, and requesting that the Commission grant interim approval of the proposed acquisition. Kentucky Cellular and USCC agree that any interim approval would be without prejudice to the Commission's final disposition of their Application.

In the emergency motion, Kentucky Cellular and USCC have explained the need for the acquisition of the remaining ownership interests to close on January 26, 1989. An expedited closing date, however, would not give the Commission sufficient time to review the Application and to reach a final determination of its merits. A grant of interim approval without prejudice to the Commission's final disposition of the Application would both permit the closing to proceed on an expedited basis and afford the

Commission adequate opportunity to review the Application and issue a final Order thereon.

The Commission, having reviewed the Application and being sufficiently advised, finds that:

1. It is in the public interest to grant interim approval to the proposed acquisition without prejudice to a final disposition of the Application; and

2. The January 23, 1989 emergency motion should be granted.

IT IS THEREFORE ORDERED that the proposed acquisition described in the Application is granted interim approval, without prejudice to the Commission's final disposition of the Application.

Done at Frankfort, Kentucky, this 27th day of January, 1989.

PUBLIC SERVICE COMMISSION


Chairman


Vice Chairman


Commissioner

ATTEST:

Executive Director