COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF WEST VIRGINIA CELLULAR TELEPHONE COMPANY FOR ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE DOMESTIC PUBLIC CELLULAR RADIO TELECOMMUNICATIONS SERVICE) CASE NO. 89-020 TO THE PUBLIC IN THE KENTUCKY PORTION OF THE HUNTINGTON-ASHLAND WV/KY/OH METROPOLITAN STATISTICAL AREA, FOR APPROVAL OF FINANCING, AND FOR ESTABLISH-MENT OF INITIAL RATES

O R D E R

On May 18, 1989, the Commission issued an Order authorizing West Virginia Cellular Telephone Corp. ("WVC Corp."), successor in interest to West Virginia Cellular Telephone Company, to construct cellular facilities, approving a plan for financing, establishing initial rates. Based on WVC Corp.'s request to maintain rate uniformity throughout its service territory, the Commission accepted the proposed tariff that was approved by the West Virginia Public Service Commission. WVC Corp. was ordered to file its tariff with the Commission within 30 days of May 18, 1989.

On June 26, 1989, WVC Corp. filed a tariff, which differs extensively from the West Virginia tariff that had been reviewed and accepted by the Commission. Therefore, this tariff should be rejected. Since WVC Corp. has no approved tariff on file with the Commission, one should be filed within 10 days of the date of this Order.

IT IS THEREFORE ORDERED that:

- 1. The tariff filed by WVC Corp. on June 26, 1989 be and it hereby is rejected.
- 2. Within 10 days of the date of this Order, WVC Corp. shall file a tariff conforming to the one approved by the Commission's Order entered May 18, 1989.

Done at Frankfort, Kentucky, this 21st day of July, 1989.

Chariman

Vice Chairman

Commissioner

Williams

PUBLIC SERVICE COMMISSION

ATTEST: