

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF WIRELESSCO, L.P. FOR)
ISSUANCE OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO CONSTRUCT)
A PERSONAL COMMUNICATION SERVICES) CASE NO. 96-310
FACILITY IN THE LOUISVILLE MAJOR TRADING)
AREA (MCCAWLEY AVENUE PCS FACILITY)
LV03XC044B5))

O R D E R

IT IS ORDERED that WirelessCo, L.P. ("WirelessCo") shall file the original and 10 copies of the following information with the Commission with a copy to all parties of record within 30 days of the date of this Order. WirelessCo shall furnish with each response the name of the witness who will be available to respond to questions concerning each item of information requested should a public hearing be scheduled.

1. In Case No. 96-077,¹ an entity styling itself "WirelessCo, L.P., d/b/a Sprint Telecommunications Venture" applied for a Certificate of Public Convenience and Necessity to construct and operate a commercial mobile radio service transmission system in Kentucky. The certificate was granted to "WirelessCo" by Order dated April 23, 1996. On June 13, 1996, the attorney for the utility filed with the Executive Director of the Commission a letter, attached hereto as Appendix A, stating that "WirelessCo,

¹ Case No. 96-077, Application of WirelessCo, L.P., d/b/a Sprint Telecommunications Venture for Operating Authority and Issuance of Certificate of Public Convenience and Necessity to Construct Commercial Mobile Radio Service Transmission Facilities in Kentucky.

L.P. . . . continues to be the name" of the utility "for purposes of the Public Service Commission." Given that the name of the utility is "WirelessCo, L.P." explain why the application for authority to construct a facility in this case was filed by "Sprint Spectrum, L.P. . . . on behalf of WirelessCo, L.P." [Application, at 1].

2. Explain why the application in this case requests that a Certificate of Public Convenience and Necessity to construct a tower be issued to "Sprint Spectrum" [Application, at 7], an entity not authorized to operate as a utility in Kentucky.

3. The Application, at 1, states that "WirelessCo, L.P. does business under the name Sprint Spectrum." However, the Foreign Limited Partnership Application for Certificate of Authority filed with the Kentucky Secretary of State, a copy of which was filed in Case No. 96-077, states that "[t]he name under which the foreign limited partnership [Wireless Co, L.P.] is registered to do business in Kentucky is STV Limited Partnership." Explain the discrepancy.


4. State whether the jurisdictional utility, WirelessCo, L.P., is the entity which will construct the tower if the certificate sought in this case is issued.

Done at Frankfort, Kentucky, this 18th day of July, 1996.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director

APPENDIX A

AN APPENDIX TO AN ORDER OF THE KENTUCKY PUBLIC SERVICE
COMMISSION IN CASE NO. 96-310 DATED JULY 18, 1996.

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³ Of Counsel

June 12, 1996

RECEIVED
JUN 13 1996
PUBLIC SERVICE
HENRY J. TILFORD (1880-1968)
CHARLES W. DOBBINS (1916-1992)
DONALD H. BALLEISEN (1924-1993)
LAWRENCE W. WETHERBY (1906-1994)

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and Maryland

Hon. Don Mills
Executive Director
and
Hon. Amy Daugherty
Office of the General Counsel
Kentucky Public Service Commission
730 Schenkel Lane
Frankfort, Kentucky 40601

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JUN 18 1996

GENERAL COUNSEL

RE: WIRELESSCO. L.P.

Dear Mr. Mills and Ms. Daugherty:

I now can provide you with a clearer explanation of the current status of the name of our client which is operating under the approval granted in Case No. 96-077 ("Application of WirelessCo, L.P., for operating authority and issuance of certificate of public convenience and necessity to construct commercial mobile radio service transmission facilities in Kentucky").

The approval was granted in the name of WirelessCo, L.P. and that continues to be the name of our client for purposes of the Public Service Commission.

However, as I mentioned during our telephone conversation of June 11, 1996, the general partner of WirelessCo, L.P., a Delaware limited partnership, is Sprint Spectrum L.P. Sprint Spectrum L.P., as the general partner, will be representing the interests of WirelessCo, L.P. in leasehold acquisitions and may represent the interest of WirelessCo in filings with the Public Service Commission for approvals of extensions in the ordinary course of business and for approval of new tower construction. We will ask our client, WirelessCo, L.P., or the subcontractor handling leasehold acquisitions and tower site approvals, Gearon Company, to make clear in any filings with the Commission in the name of Sprint Spectrum L.P. that Sprint Spectrum L.P. is the general partner of WirelessCo, L.P. and is filing on behalf of WirelessCo, L.P.

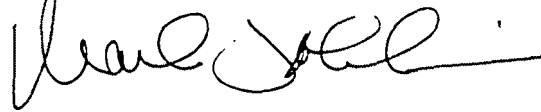
You indicated during our June 11 discussion that this sort of letter should suffice to give the Commission notice of the situation involving our client's name and the name(s) in which filings will be made. Please let me know if you have any questions or comments or if I have misinterpreted

Hon. Don Mills and Hon. Amy Daugherty
June 12, 1996
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your position on this.

Thank you very much.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Mark W. Dobbins", with a long horizontal flourish extending to the right.

Mark W. Dobbins

MWD/jlp