

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE UNIFORM APPLICATION OF)	
CROWN COMMUNICATION INC.)	
AND WESTEL-MILWAUKEE COMPANY,)	
LLC D/B/A CINGULAR WIRELESS -)	
OWENSBORO FOR ISSUANCE OF A)	
CERTIFICATE OF PUBLIC)	
CONVENIENCE AND NECESSITY TO)	
CONSTRUCT A WIRELESS)	CASE NO. 2001-00476
COMMUNICATIONS FACILITY AT)	
1365 WINSTON ROAD, IRVINE,)	
KENTUCKY 40336 IN THE WIRELESS)	
COMMUNICATIONS LICENSE AREA)	
IN THE COMMONWEALTH OF KENTUCKY)	
IN THE COUNTY OF ESTILL)	
SITE NAME: WINSTON)	
SITE NUMBER: 804700)	

O R D E R

On June 26, 2002, the Commission granted to Crown Communication Inc. and Westel-Milwaukee Company, LLC d/b/a Cingular Wireless - Owensboro (Cingular) a Certificate of Public Convenience and Necessity to construct and operate a wireless communication services facility at 1365 Winston Road, Irvine, Estill County, Kentucky.

On January 3, 2003, Cingular filed a Notice that it does not intend to construct the proposed facility and requested the Commission to withdraw the certificate.

Pursuant to KRS 278.020(1), unless a certificate to construct is exercised within one year from date of issue, the said certificate is void by law. Likewise, pursuant to

KRS 278.390, any Order of the Commission continues in effect until it expires by time, if any, named by the Commission, or until revoked or modified by the Commission.

The Commission finds that the request of Cingular should be granted and that, accordingly, the Order of the Commission granting the certificate to construct the facility should be revoked.

IT IS THEREFORE ORDERED that:

1. The request of Cingular is granted.
2. The Commission's Order dated June 26, 2002 granting a Certificate of Public Convenience and Necessity to Cingular to construct and operate a wireless communication services facility at 1365 Winston Road, Irvine, Estill County, Kentucky is hereby revoked.
3. This case is closed and is removed from the Commission's docket.

Done at Frankfort, Kentucky, this 14th day of January, 2003.

By the Commission

ATTEST:


Executive Director