

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF CENTRAL STATES)
TOWER HOLDINGS, LLC FOR ISSUANCE)
OF A CERTIFICATE OF PUBLIC) CASE NO. 2008-00258
CONVENIENCE AND NECESSITY TO)
CONSTRUCT A CELL SITE (KY-00-0821)
GREENBO LAKE) IN ARGILLITE, KENTUCKY)

O R D E R

On August 4, 2008, Cellere, LLC, as an agent for Central States Tower Holdings, LLC and New Cingular Wireless, PCS¹ ("Applicants"), submitted an application for issuance of a Certificate of Public Convenience and Necessity ("CPCN") to construct a wireless communications tower at 72 Harris Hollow Road in Argillite (Greenup County), Kentucky.

On October 27, 2008, Applicants submitted to the Commission a notice of withdrawal of their application. Applicants state that the proposed location for the wireless communications tower is within the jurisdiction of the Greenup County Planning Commission. The Commission shall treat this notice of withdrawal as a motion.

Under KRS 278.650, applicants seeking to construct wireless communications towers are required to apply for a CPCN with the Commission only if the proposed tower is to be located in an area outside the jurisdiction of a planning commission. If a

¹ Cellere, LLC amended the application, by letter, on September 16, 2008 to add New Cingular Wireless, PCS as a co-applicant with Central States Tower Holdings, LLC.

planning commission exists and has jurisdiction over the geographic area of the proposed tower, applicants are to seek approval for tower construction through that local regulatory body and not the Public Service Commission.

Based on Applicants' statement that a jurisdictional planning commission exists in Greenup County and in consideration of the requirements of KRS 278.650, the Commission finds that the motion for withdrawal of the CPCN application should be granted.

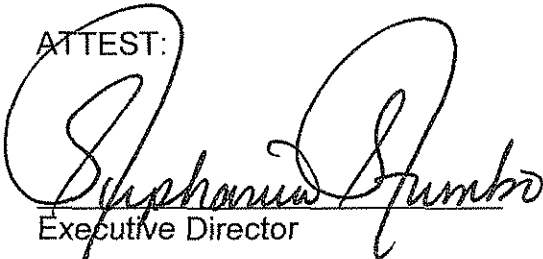
IT IS THEREFORE ORDERED that:

1. The motion for withdrawal of the CPCN application is granted.
2. This case is closed and is removed from the Commission's docket.

Done at Frankfort, Kentucky, this 3rd day of November, 2008.

By the Commission

ATTEST:


Executive Director