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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

In the Matter of:

THE APPLICATION OF)
BELLSOUTH MOBILITY, LLC,)
D/B/A CINGULAR WIRELESS - KENTUCKY)
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO CONSTRUCT)
A WIRELESS COMMUNICATIONS FACILITY AT)
CROWN ROCK ROAD, BIG CLIFTY, KY 42712)
IN THE WIRELESS COMMUNICATIONS LICENSE AREA)
IN THE COMMONWEALTH OF KENTUCKY)
IN THE COUNTY OF GRAYSON)

CASE NO.: 2004-00241

COPY

SITE NAME: BIG CLIFTY

**NOTICE OF INTENT NOT TO CONSTRUCT PROPOSED WIRELESS
COMMUNICATIONS FACILITY
AND
REQUEST FOR WITHDRAWAL OF
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY**

Comes New Cingular Wireless PCS, LLC (as successor to BellSouth Mobility, LLC, d/b/a Cingular Wireless – Kentucky) (“Cingular”), applicant in the within case, by counsel, and hereby provides the Commission with this Notice of Cingular’s intent not to construct the wireless communications facility authorized by the Commission pursuant to the Certificate of Public Convenience and Necessity (“CPCN”) granted in this case, and further Requests that the Commission withdraw said CPCN. Cingular states the following facts and circumstances to effect said Notice and to make said Request:

1. On June 14, 2004, Cingular filed an application to construct the subject wireless communications facility.
2. The Commission, by Order dated September 6, 2005, issued a CPCN authorizing Cingular to construct said facility.

3. Subsequent to the Commission's issuance of the CPCN, Cingular (and/or its parent or affiliate), completed merger with AT&T Wireless Services Inc. (and/or its parent or affiliate).
4. As a result of the merger, Cingular has redesigned portions of its network in connection with the integration of certain AT&T Wireless Services Inc. sites into a new combined network.
5. As a consequence of Cingular's integration of its existing network with the AT&T Wireless Services Inc. network, the proposed Big Clifty site will no longer be needed to meet service objectives and will not be constructed by Cingular.
6. Cingular, by this Notice, desires to inform fully the Commission of the fact that the subject facility will not be constructed.
7. Cingular further requests that the Commission formally withdraw the subject CPCN to relieve the Commission of the burdens of any continuing administrative oversight with respect to this site and to relieve Cingular of any corresponding duties to continue to inform the Commission as to the status of the site.

WHEREFORE Cingular, by counsel, respectfully requests that the Commission enter promptly all necessary Orders and docket annotations necessary to effect withdrawal of the subject CPCN.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "D.A. Pike", written in a cursive style.

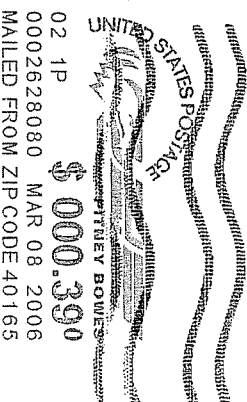
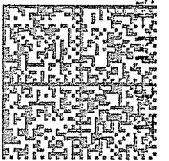
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