

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

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PUBLIC SERVICE
COMMISSION

In the Matter of:

THE APPLICATION OF)
NEW CINGULAR WIRELESS PCS, LLC)
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC) NO. 2004-0413
CONVENIENCE AND NECESSITY TO CONSTRUCT)
A WIRELESS COMMUNICATIONS FACILITY AT)
ROUGH AND TOUGH ROAD)
PRESTONSBURG, KENTUCKY 41653 OR, IN THE)
ALTERNATIVE, AN ORDER REQUIRING CO-LOCATION)
ON REASONABLE TERMS AND CONDITIONS)
IN THE WIRELESS COMMUNICATIONS)
LICENSE AREA IN THE COMMONWEALTH OF)
KENTUCKY IN THE COUNTY OF FLOYD)

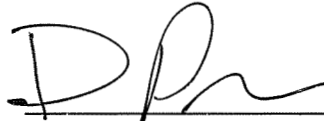
SITE NAME: BRAINARD

NOTICE OF WITHDRAWAL OF APPLICATION

Applicant New Cingular Wireless PCS, LLC, formerly BellSouth Mobility, LLC ("Cingular"), by counsel, does hereby give notice that East Kentucky Network, LLC ("EKN") has agreed to permit Cingular to collocate equipment on a 325-foot self-support tower owned by EKN and located at Rough-N-Tuff and Richardson Branch, Prestonsburg, Floyd County, Kentucky, at North Latitude 37°38'57" by West Longitude 82°53'22" ("Rough-N-Tuff Site"). Applicant will file with the Executive Director and the Engineering Division of the Public Service Commission a notice of intent to collocate antennas as required by 807 KAR 5:063 Section 6. Cingular no longer requires a Certificate of Public Convenience and Necessity to construct a facility in the immediate vicinity and does hereby give notice of the withdrawal of the above styled application.

Applicant requests that the PSC enter any necessary Orders and docket annotations necessary to effect Applicant's withdrawal of the within application, to remand and to dismiss the within administrative action generally.

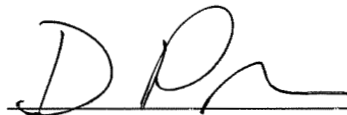
Respectfully submitted,



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Counsel to New Cingular Wireless PCS, LLC

CERTIFICATE OF SERVICE

It is hereby certified that a true copy of the foregoing Notice of Withdrawal of Application was mailed and telefaxed this 1 day of November, 2006, to John E. Selent and Holly C. Wallace, Dinsmore & Shohl, LLP, 1400 PNC Plaza, 500 West Jefferson Street, Louisville, Kentucky 40202, attorneys for East Kentucky Network LLC.



David A. Pike
Counsel to New Cingular Wireless PCS, LLC