

**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 )  
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 )

CASE NO.: 2004-00413

SITE NAME: BRAINARD

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**THIRD PROGRESS REPORT OF CINGULAR WIRELESS:  
COLLOCATION NEGOTIATIONS WITH EAST KENTUCKY NETWORK**

Pursuant to Orders of the Commission dated March 1, 2005 and April 21, 2005, New Cingular Wireless PCS, LLC, successor in interest to BellSouth Mobility, LLC, d/b/a Cingular Wireless – Kentucky (hereinafter, “Cingular”) submits this Third Progress Report to inform the Commission as to the general progress of negotiations between Cingular and East Kentucky Network Limited Liability Company (“East Kentucky Network”).

Cingular Acting Real Estate/Construction Manager Michelle Ward has replaced Real Estate/Construction Manager Kent Sheppard as the principal point of contact for Cingular in its continued efforts to pursue collocation of Cingular Wireless’ wireless communications facilities with East Kentucky Network. On Wednesday, April 27, 2005, Ms. Ward left two

(2) telephone messages with Gerald Robinette of East Kentucky Network requesting an opportunity to continue such discussions as had been initiated by Cingular. On Friday, April 29, 2005, Ms. Ward left one (1) telephone message with Gerald Robinette of East Kentucky Network requesting an opportunity to continue such discussions as had been initiated by Cingular. To date, Ms. Ward has received no response to these messages.

In the 77 days since contacts were first initiated by Cingular with East Kentucky Network to discuss mutual collocation opportunities within the context of this case, no collocation agreement has been reached between the parties.

Respectfully submitted,



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Attorney for New Cingular Wireless PCS, LLC

**CERTIFICATE OF SERVICE**

It is hereby certified that a true copy of the foregoing was mailed this 2nd day of May, 2005, 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.

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

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David A. Pike