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September 21, 2005

RECEIVED

SEP 21 2005

PUBLIC SERVICE
COMMISSION

Via Facsimile and UPS Overnight Mail

Ms. Beth O'Donnell
Executive Director,
Kentucky Public Service Commission
211 Sower Boulevard
Frankfort, Kentucky 40601

Re: Public Notice – Public Service Commission of Kentucky, Case No. 2004-00508 (The Renfro 2 Facility)

Dear Ms. O'Donnell:

Please find enclosed for filing Memorandum in Opposition to Motion for Hearing or, in the Alternative, to Schedule Hearing After Return to United States of Major Jeffrey Stevens in the above-referenced case. We understand this document can be filed today with the Commission by facsimile, with the original being sent via overnight mail. I have enclosed one original and three copies of the document being filed. Please return file-stamped copies to me in the enclosed self-addressed stamped envelope.

Please call me if you have any questions.

Very truly yours,

KEATING, MUETHING & KLEKAMP, P.L.L.

By: Rachael A. Rowe
Rachael A. Rowe

RAR:kaf

Enclosure

cc: Major Jeffrey Stevens (*via email*)
Loretta S. Rowe
W. Brent Rice (*via email* - brice@mmlk.com)

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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

SEP 21 2005

In the Matter of:

PUBLIC SERVICE
COMMISSION

APPLICATION OF CELLCO PARTNERSHIP)
D/B/A VERIZON WIRELESS FOR ISSUANCE)
OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO)
CONSTRUCT AN ADDITIONAL CELL)
FACILITY ON BURDETTE ROAD, RENFRO)
VALLEY, ROCKCASTLE COUNTY,)
KENTUCKY (RENFRO II CELL FACILITY))

CASE NO. 2004-00508

MEMORANDUM IN OPPOSITION TO MOTION FOR HEARING
OR, IN THE ALTERNATIVE, TO SCHEDULE HEARING
AFTER RETURN TO UNITED STATES OF MAJOR JEFFREY STEVENS

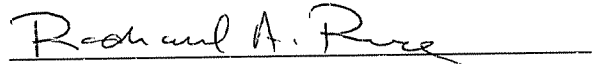
Intervenors Loretta S. Rowe and Major Jeffrey Stevens oppose the motion of Cellco Partnership d/b/a Verizon Wireless ("Cellco") to set a formal hearing in this matter at this time.

Although Cellco's motion recounts some of the relevant facts, it entirely ignores the Commission's May 26, 2005 Order granting Major Stevens intervenor status in this matter, entitling him to the full rights of a party.

As the Commission and Cellco are aware, Major Stevens, whose newly constructed home is immediately adjacent to the proposed Cellco cell tower site, has been serving this country in Kuwait. (See 4/1/05 Motion to Intervene.) Major Stevens has a right to be heard at any hearing related to Cellco's application, and the Commission properly has delayed scheduling any hearing pending his return from Kuwait. See 5/26/05 Order at ¶ 2.

Intervenors Rowe and Stevens respectfully submit that the Commission should deny Cellco's Motion for Hearing and wait to schedule any hearing in the matter until after Major Stevens' safe return from Kuwait, scheduled to occur in or about December, 2005.

Respectfully submitted,



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Attorney for Intervenors Loretta S. Rowe
And Major Jeffrey Stevens

OF COUNSEL:

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CERTIFICATE OF SERVICE

I hereby certify that a copy of the foregoing was served upon W. Brent Rice, McBrayer, McGinnis, Leslie & Kirkland, 201 E. Main Street, Suite 1000, Lexington, Kentucky 40507 by electronic mail, this 21st day of September, 2005.



Rachael A. Rowe