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September 12, 2005

Ms. Beth O'Donnell, Executive Director
Public Service Commission
211 Sower Blvd.
Frankfort, KY 40602-0615

SEP 13 2005
PUBLIC SERVICE
COMMISSION

RE: **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 PSC Case No. 2004-00508 (Renfro II Site)**

Dear Ms. O'Donnell:

Enclosed please find the original and ten copies of Motion for Hearing in the above-referenced case. Please file same with the Commission at your earliest convenience. Thank you for your assistance in this matter.

Sincerely,



W. Brent Rice

WBR/dkw
Enclosures

cc: Amy Inman/Verizon Wireless

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

SEP 13 2005

PUBLIC SERVICE
COMMISSION

In the matter of:

APPLICATION OF CELLCO PARTNERSHIP)
D/B/A VERIZON WIRELESS FOR ISSUANCE)
OF A CERTIFICATE OF PUBLIC CONVENIENCE) Case No. 2004-00508
AND NECESSITY TO CONSTRUCT AN)
ADDITIONAL CELL FACILITY ON BURDETTE)
ROAD, RENFRO VALLEY, ROCKCASTLE,)
KENTUCKY (“RENFRO II CELL FACILITY”))

*** **

MOTION FOR HEARING

Comes now the Applicant Cellco Partnership d/b/a Verizon Wireless (“Applicant”) for its Motion for Hearing and respectfully petitions the Kentucky Public Service Commission (“Commission”), pursuant to K.R.S. Chapter 278 and 807 KAR 5:001, to set a date for a Hearing on the underlying Application. In support of this motion, Applicant states as follows:

On September 2, 2004, Applicant submitted its Application for Certificate of Public Convenience and Necessity to construct and operate an additional cell facility to serve the customers of its cellular radio communications network in the Commonwealth of Kentucky. Specifically, this proposed cellular facility will be located in Rockcastle County, Kentucky (“the Cell Facility”). The Cell Facility will be comprised of a 300 foot self-supporting tower. Copies of the Project Description Drawings, survey, and vertical tower profile and foundation were attached to the Application.

On January 6, 2005, Loretta Stevens Rowe intervened in this proceeding and objected to the Application and proposed Cell Facility. On that date, Applicant received correspondence from Loretta Stevens Rowe (“Ms. Rowe”), from Knoxville, Tennessee,

by and through counsel and her daughter, Honorable Rachael A. Rowe. By letter dated January 12, 2005, counsel for Applicant responded to Ms. Rowe's objections. A copy of that letter has been filed in the record.

As a result of Ms. Rowe's objections, on February 24, 2005, the Commission scheduled an Informal Conference for March 16, 2005. However, the day before the scheduled hearing, on March 15th, counsel for Ms. Rowe notified the Commission that she would be unable to attend the Informal Conference scheduled for the next day. Based upon this representation, the Commission cancelled the initial Informal Conference on March 16, 2005.

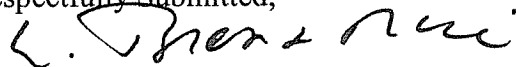
Thereafter, on May 23, 2005, the Commission again noticed a second Informal Conference for June 2, 2005. Again, by letter dated May 30, 2005 (but faxed to the Commission on May 31, 2005), counsel for Ms. Rowe indicated that she would be unavailable on June 2, 2005, as she would be out of the country from June 1 through June 12. Counsel therefore requested that the Informal Conference again be temporarily continued. The Commission deemed the letter a formal pleading, granted the request and cancelled the Informal Conference scheduled for June 2, 2005.

This matter has now been scheduled for two (2) separate Informal Conferences. Both times, Ms. Rowe, through her attorney, has requested at the last minute that the Informal Conferences be cancelled due to various conflicts. Counsel for Applicant has received no additional communications from Ms. Rowe or her counsel indicating dates or times for a hearing on the Application which would be convenient to her schedule. Further, no hearings or conferences have been noticed or scheduled since the June 1, 2005, Order.

Because of the continuances given to the intervenors, the instant Application has now been pending with the Commission for over one (1) year. This delay has prevented a timely resolution of the intervenors' objections and continues to prejudice the Applicant. As a result, while Applicant has been patient and willing to cooperate with intervenors in an attempt to resolve this matter without a formal Hearing, and because no hearings are currently scheduled and the intervenors have continued to seek continuances of every Informal Conference previously scheduled, the Applicant seeks a resolution to its Application in the most timely and expedient manner available as set forth in the Kentucky Administrative Regulations. Accordingly, the appropriate step at this point is for the Commission to hold a formal Hearing, pursuant to K.R.S. Chapter 278 and 807 KAR 5:001(4), at a date and time convenient to the Commission.

Wherefore, the Applicant respectfully petitions the Commission to set a date and time for a Hearing on the instant Application for Certificate of Public Convenience and Necessity, to give notice to the parties in accordance with K.R.S. Chapter 278 and 807 KAR 5:001, and to issue a scheduling Order as necessary.

Respectfully Submitted,



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201 East Main Street, Suite 1000
Lexington, Kentucky 40507

COUNSEL FOR CELLCO
PARTNERSHIP d/b/a
VERIZON WIRELESS

CERTIFICATE OF SERVICE

I certify to mailing a true and accurate copy of the foregoing, prepaid, first-class United States post, this 12 day of September, 2005, to the following:

Ms. Rachael A. Rowe
Keating Muething & Klekamp, PLLC
One East Fourth Street
Suite 1400
Cincinnati, Ohio 45202-3752



W. Brent Rice

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