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APR 15 2008

PUBLIC SERVICE COMMISSION

Via Hand Delivery

April 15, 2008

Stephanie Stumbo Executive Director Kentucky Public Service Commission 211 Sower Boulevard Frankfort, Kentucky 40602-0615

Re:

In The Matter Of: Application Of New Cingular Wireless PCS, LLC, For The Issuance Of A Certificate Of Public Convenience And Necessity To Construct A Wireless Communications Facility In Carter County, Kentucky And Called The Blueberry Ridge Cell Site, Site #WV306B, Case No. 2008-00084

Dear Ms. Stumbo:

Enclosed herewith please find the original and five copies of the Response Of Applicant To The Commission's March 31, 2008 Notice Of Filing Deficiencies for filing with the Commission in the above-styled matter.

If you or your staff have any questions regarding this Application, please do not hesitate to contact me.

Sincerely,

Holland N. McTyeire, V

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HNM/jh Enclosures

cc:

Charles E. Yeager

Wendell S. Roberts

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COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

APR 1 5 2008

PUBLIC SERVICE
COMMISSION

APPLICATION OF NEW CINGULAR)	
WIRELESS PCS, LLC, FOR THE ISSUANCE)	
OF A CERTIFICATE OF PUBLIC)	
CONVENIENCE AND NECESSITY TO)	
CONSTRUCT A WIRELESS)	CASE NO. 2008-00084
COMMUNICATIONS FACILITY IN)	C/15E 110. 2000 00001
CARTER COUNTY, KENTUCKY AND)	
CALLED THE BLUEBERRY RIDGE CELL)	
SITE, SITE #WV306B)	

RESPONSE OF APPLICANT TO THE COMMISSION'S MARCH 31, 2008 NOTICE OF FILING DEFICIENCIES

Applicant, New Cingular Wireless PSC, LLC ("Cingular"), through counsel, respectfully submits for filing with the Commission, Applicant's Response To The Commission's March 31, 2008 Notice Of Filing Deficiencies, which advised that Cingular had failed to provide its Applications to the FAA and Kentucky Airport Zoning Commission (the "KAZC").

- 1. Cingular submits Form 7460-1 for ASN: 2008-ASO-1592-OE, a copy of which is attached as Exhibit A, which is its Application to the FAA which has yet to conclude its review of the proposed site.
- 2. Cingular also submits the Form TC 56-50E, a copy of which is attached as Exhibit B, submitted today to the KAZC.

For the reasons set forth above, the above filing cures the deficiencies identified by the Commission and Cingular's Application for a Certificate of Public Convenience and Necessity to Construct a Wireless Communications Facility in Carter County, Kentucky and called the Blueberry Ridge Cell Site should be approved.

Respectfully submitted,

Holland N. McTyeire, V

GREENEBAUM DOLL & MCDONALD PLLC

3500 National City Tower 101 South Fifth Street Louisville, Kentucky 40202

Telephone: (502) 589-4200 Facsimile: (502) 587-3695 E-mail: hnm@gdm.com

and

Wendell S. Roberts

GRAY, WOODS & COOPER 510-16th Street P.O. Box 70 Ashland, Kentucky 41105 Telephone: (606) 329-2121

Facsimile: (606) 324-0751 Email: wroberts@inicity.net

COUNSEL FOR APPLICANT, NEW CINGULAR WIRELESS PSC, LLC

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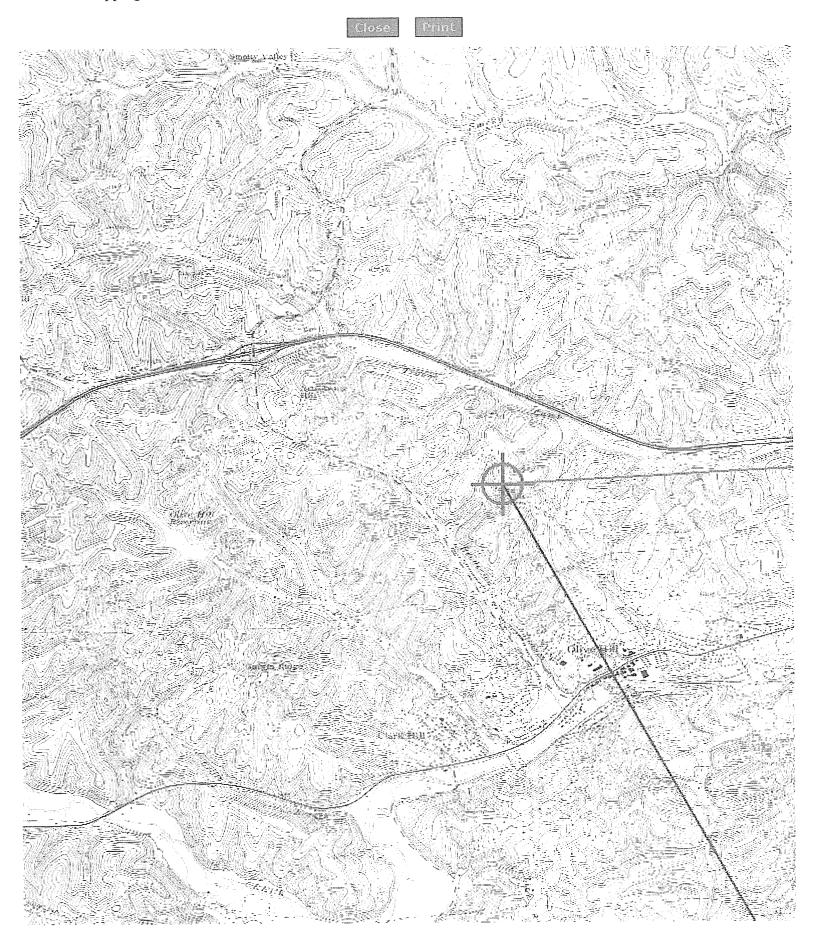
Form 7460-1 for ASN: 2008-ASO-1592-OE

For information only.

This proposal has not yet been studied. Study outcomes will be posted at a later date. Public comments are not requested, and will not be considered at this time.

Overview								
Study (ASN): 2008-ASO-1592-OE				Date: 03/2	-			
Prior Study:					ate: 03/2			
Status:	Work In F	Progress		Мар:	Viev	у Мар		
Constructi	on Info			Structur	e Summa	ry		
Notice Of:	Constr	uction		Structure Type: Antenna Tower				
Duration: Permanent (Months: 0 Days: 0) Work Schedule:			Other Description: KNKA773-#WV306-Blueberry Ridge NACG Number: FCC Number:					
Structure	Details			Height a	nd Elevat	ion		
Latitude (N	AD 83): 3	88° 19' 07.31" N						Propose
Longitude (NAD 83): 83° 11′ 06.74″ W			Site Elevation: 1048					
Datum:	1	NAD 83		Structure Height: 31				
City:	(Olive Hill			Total Height (AMSL): 136			
State:	ŀ	Υ			•			
				Frequen			EDD	11
				Low Freq 806	824	MHz	ERP 500	Unit W
				824	849	MHz	500	W
				851	866	MHz	500	W
				869	894	MHz	500	W
				896	901	MHz	500	W
				901	902	MHz	7	W
				930	931	MHz	3500	W
				931	932	MHz	3500	W
				932	932.5	MHz	17	dBW
				935	940	MHz	1000	W
				940	941	MHz	3500	W
				1850	1910	MHz	1640	W
				1930	1990	MHz	1640	W
				2305	2310	MHz	2000	W
				2345	2360	MHz	2000	W

OE/AAA Mapping Page 1 of 1





Kentucky Transportation Cabinet, Kentucky Airport Zoning Commission, 90 Air APPLICATION FOR PERMIT TO CONSTRUCT OR ALTER INSTRUCTIONS INCLUDED	· · · · · · · · · · · · · · · · · · ·					
APPLICANT - Name, Address, Telephone, Fax, etc.	9. Latitude: 38 ° 19 7.3 "					
AT&T Mobility, LLC 5601 Legacy Dr., MS: A3 Plano, Texas 75024	10. Longitude: 83 ° 11 6.7. " 11. Datum: ☑ NAD83 ☐ NAD27 ☐ Other 12. Nearest Kentucky City.Olive/HillCounty _Carter					
2. Representative of Applicant Name, Address, Telephone, Fax	13. Nearest Kentucky public use or Military airport: 212: Olive Hill-Sellers Field					
Holland N. McTyeire, V Greenebaum Doll & McDonald PLLC 3500 National City Tower Telephone: (502) 589-4200	14. Distance from #13 to Structure: 26607 ft.					
Facsimile: (502) 587-3695	15. Direction from #13 to Structure: 15/2: 98 true: bearing					
	16. Site Elevation (AMSL): 1048 Feet					
3. Application for: Mew Construction Alteration Existing	17. Total Structure Height (AGL): 315 Feet					
4. Duration: 🔯 Permanent 🔲 Temporary (Months:Days)	18. Overall Height (#16 + #17) (AMSL): 1363 Feet					
5. Work Schedule: Start 07/15/08 End 09/30/08	19. Previous FAA and/or Kentucky Aeronautical Study Number(s):					
6. Type: ☑Antenna Tower ☐ Crane ☐ Building ☐ Power Line ☐ Landfill ☐ Water Tank ☐ Other	2008-ASO-1592-OE					
7. Marking/Painting and/or Lighting Preferred: ☐ Red Lights and Paint ☑ Dual - Red & Medium Intensity White ☐ White - Medium Intensity ☐ Dual - Red & High Intensity White ☐ White - High Intensity ☐ Other ☐ 8. FAA Aeronautical Study Number 2008—ASO—1592—OE	20. Description of Location: (Attach USGS 7.5 minute Quadrangle Map or an Airport layout Drawing with the precise site marked and any certified survey) Please see attached Form 7460-1 for ASN: 2008-ASO-1592-OE with OE/AAA Mapping					
21. Description of Proposal:	the state of the control of the state of the					
New construction of a SST - Not to exceed 315 ft. GAGL, including temporary crane						
20 Hay MOTICE OF CONSTRUCTION OF MITTERSTONE (FAMILY 700 d	No. of Blad other War Folders Adults Adults Adults Adults					
22. Has a "NOTICE OF CONSTRUCTION OR ALTERATION" (FAA Form 7460-1) begin niga with the rederal Aviation Administration?					
CÉRTIFICATION: I hereby certify that all the above statements made by me are Holland N. McTyeire, V	true, complete and correct to the best of my knowledge and belief.					
Counsel for AT&T Mobility, LLC	10 rot 4-15-08					
Printed Name and Title Signature Date PENALTIES: Persons failing to comply with Kentucky Revised Statutes (KRS 183,861 through 183,990), and Kentucky Administrative Regulations (602 KAR 050:Series) are liable for fines and/or imprisonment as set forth in KRS 183,990(3). Non-compliance with Federal Aviation Administration Regulations may result in further penalties:						
Commission Action:	man, KAZC Administrator, KAZC					
☐ Disapproved	Date					