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October 27, 2008

Ryan Gatewood
Director, Division Filings
Commonwealth of Kentucky
Public Service Commission
211 Sower Boulevard
Frankfort, KY 40602

RECEIVED

OCT 28 2008

PUBLIC SERVICE
COMMISSION

**RE: New Cingular Wireless PCS, LLC
Case No. 2008-00388 – Construct Cell Site
Filing Deficiencies**

Dear Mr. Gatewood:

I apologize for the filing deficiency of a geotechnical investigation report associated with Case No. 2008-00388. We have experienced an unforeseen delay in completing the geotechnical report and cannot begin the investigation until after November 15th.

In order to bring the necessary equipment onto the site to complete the investigation it is necessary to remove a few trees. In so doing the U.S. Fish and Wildlife Department is requiring us to wait until after November 15th so as not to disturb the potential nesting ground of the Indiana Bat. We therefore must wait until after November 15th to safely remove said trees and comply with the U.S. Fish and Wildlife edict.

I anticipate having the completed geotechnical investigation report filed on or before December 5th. Again, I apologize for the delay. Please feel free to contact me with any questions.

Sincerely,



Todd R. Briggs
Counsel for New Cingular Wireless PCS, LLC