Matthew G. Bevin Governor

Charles G. Snavely Secretary Energy and Environment Cabinet



Commonwealth of Kentucky Public Service Commission 211 Sower Blvd. P.O. Box 615 Frankfort Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

July 25, 2016

Michael J. Schmitt Chairman

> Robert Cicero Vice Chairman

Daniel E. Logsdon Jr. Commissioner

PARTIES OF RECORD

#### RE: Case No. 2016-00259

The Commission staff has reviewed the application in the above case and finds that it meets the minimum filing requirements and has been accepted for filing.

Enclosed please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further assistance, please contact my staff at 502-564-3940.

Sincerely,

makerer

Linda Faulkner Filings Division Director

LF/rs

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## FILED

#### JUL 21 2016

PUBLIC SERVICE

### COMMONWEALTH OF KENTECKYSION BEFORE THE PUBLIC SERVICE COMMISSION

RECEIVED

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PUBLIC SERVICE COMMISSION

In the matter of:

# THE APPLICATION OF EAST KENTUCKY NETWORK)LIMITED LIABILITY COMPANY FOR THE ISSUANCE)OF A CERTIFICATE OF PUBLIC CONVENIENCE AND)NECESSITY TO CONSTRUCT A TOWER IN BREATHITT)COUNTY, KENTUCKY)

East Kentucky Network, LLC d/b/a Appalachian Wireless was granted authorization to provide cellular service in the KY-10 Cellular Market Area (CMA452) by the Federal Communications Commission (FCC). FCC license is included as Exhibit 1. East Kentucky Network, LLC merger documents were filed with the Commission on February 2, 2001 in Case No. 2001-022. East Kentucky Network, LLC is a Kentucky Limited Liability Company that was organized on June 16, 1998. East Kentucky Network, LLC is in good standing with the state of Kentucky.

In an effort to improve service in Breathitt County, pursuant to KRS 278.020 Subsection 1 and 807 KAR 5:001, East Kentucky Network, LLC is seeking the Commission's approval to construct a 300 foot self-supporting telecommunications tower on a tract of land located at 12119 Hwy. 28, Gays Creek, Breathitt County, Kentucky (37°20'46.2872"N 83°24'28.6686"W). A map and detailed directions to the site can be found in Exhibit 7.

Exhibit 2 is a list of all property owners or residents according to the Property Valuation Administrator's record who reside or own property within 500 feet of the proposed tower and all property owners who own property contiguous to the property upon which construction is proposed in accordance with the records of the Property Valuation Administrator's records.

Pursuant to 807 KAR 5:063 Section 1(1)(1), Section 1(1)(m), and Section 2, all affected property owners according to the Property Valuation Administrator's record who reside or own \*Cindy D McCarty Staff Attorney East Kentucky Network, LLC dba Appalachian 101 Technology Trail Ivel, KY 41642

\*East Kentucky Network, LLC dba Appalachian 101 Technology Trail Ivel, KY 41642

\*Lynn Haney Regulatory Compliance Director East Kentucky Network, LLC dba Appalachian 101 Technology Trail Ivel, KY 41642

\*W.A. Gillum General Manager East Kentucky Network, LLC dba Appalachian 101 Technology Trail Ivel, KY 41642