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December 6, 2016

Cindy D McCarty
East Kentucky Network, LLC dba Appalachian Wireless
101 Technology Trail
Ivel, KY 41642

RE: East Kentucky Network, LLC dba Appalachian Wireless
Case No. 2016-00326 - Filing Deficiencies

The Commission Staff has reviewed the application in the above case. This filing is rejected for the reasons set forth below.

Filing deficiencies pursuant to:

- (1) 807 KAR 5:063, Section 1(1)(l) – A statement that every person who, according to property valuation administrator's records, owns property within 500 feet of the proposed tower has been:
 1. Notified by certified mail, return receipt requested, of the proposed construction;
 2. Given the Commission docket number under which the application will be processed; and
 3. Informed of this right to request intervention.
- (2) 807 KAR 5:063, Section 1(1)(m) – A list of the property owners who received the notice, together with copies of the certified letters sent to listed property owners.

Exhibit 10 to the Application is a site survey map listing property owners, as identified by the Property Valuation Administration office in Salyersville, Kentucky, that own property either contiguous to and/or within 500 feet of the proposed construction site. The map shows that a property owned by STL Salyersville DG LLC (Lot No. 049-047.02) falls within 500 feet of the proposed construction site, yet it is not listed in the Application as a property owner that received the required notification of the proposed construction. Accordingly, the Application will not be deemed filed until proper notice is sent to STL Salyersville DG LLC and that notice is filed with the Commission.

The statutory time period in which the Commission must process this case will not commence until the above-mentioned required information is filed with the Commission. You are requested to file this information within 10 days of the date of this letter.

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

Sincerely,

Talina R. Mathews
Talina R. Mathews
Executive Director

Cc: Parties of Record

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