

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

THE APPLICATION OF CROWN COMMUNICATION INC.)	
AND KENTUCKY CHSA, INC. FOR ISSUANCE OF A)	
CERTIFICATE OF PUBLIC CONVENIENCE AND)	
NECESSITY TO CONSTRUCT A WIRELESS)	CASE NO.
COMMUNICATIONS FACILITY AT 6375 WADES MILL)	99-407-UAC
ROAD, WINCHESTER, KY 40391)	
IN THE WIRELESS COMMUNICATIONS LICENSE AREA)	
IN THE COMMONWEALTH OF KENTUCKY)	
IN THE COUNTY OF CLARK)	
SITE NAME: STONER CREEK)	

O R D E R

On November 9, 1999, the Commission entered its Order in this case setting a procedural schedule which includes a hearing on February 9, 2000. The Order setting the procedural schedule also states, among other things, that the hearing will be cancelled unless the Commission receives a written statement from an intervenor that he will appear at the hearing in opposition to the proposed construction by November 19, 1999.

On November 15, 1999, two additional neighbors of the proposed construction site, James R. and Judy Thomas (the "Thomases"), filed a motion to intervene in this case. The Commission finds that the requested intervention is likely to present issues and develop facts that will assist the Commission in fully considering the matter. Accordingly, the motion of the Thomases to intervene should be granted. In order to avoid disrupting these proceedings, the Thomases shall take the proceedings as they find them and shall comply with all procedural deadlines prescribed in the November 9

Order, a copy of which is attached, with a single modification: the hearing in this case shall not be cancelled if the Commission has received a statement of intent to appear at the hearing in opposition to the proposed construction by November 22, 1999. If no such statement has been filed by that date, the hearing will be cancelled and the matter submitted to the Commission on the written record.

The Commission having been sufficiently advised,

IT IS HEREBY ORDERED that:

1. The motion of the Thomases to intervene is granted.
2. The Thomases shall be entitled to the full rights of parties and shall be served with the Commission's Orders and with filed testimony, exhibits, pleadings, correspondence, and all other documents submitted by parties after the date of this order.
3. Should the Thomases file documents of any kind with the Commission in the course of these proceedings, he or she shall also serve a copy of said documents on all other parties of record.
4. If an Intervenor does not file a statement of intent to appear in opposition to the proposed wireless telecommunications facility prior to November 22, 1999, the hearing scheduled for February 9, 2000 in this matter shall be cancelled and the matter submitted to the Commission on the existing record without further Orders herein.
5. Ordering Paragraph 5 of the Order dated November 9, 1999, in this matter is hereby modified as reflected in Ordering Paragraph 4 of this Order.

6. The Thomases shall comply with all procedural requirements prescribed by the Commission's Order of November 9, 1999, a copy of which is attached hereto, except as specifically modified herein.

Done at Frankfort, Kentucky, this 16th day of November, 1999.

By the Commission

ATTEST:

Executive Director