

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the matter of:

ROY MILLER

COMPLAINANT

v.

CINGULAR WIRELESS

DEFENDANT

CASE NO.: 2004-00154

**RECEIVED**

JUN 16 2004

PUBLIC SERVICE  
COMMISSION

**MOTION FOR EXTENSION OF TIME**  
**TO ANSWER COMPLAINT**

Pursuant to 807 KAR 5:001 § 12(5), BellSouth Mobility, LLC, d/b/a Cingular Wireless (“Cingular”), requests an extension of time in which it may file an answer or otherwise respond to the Complaint in the above-captioned proceedings. Cingular asserts that good cause supports such an extension and, in support of its motion, states as follows:

1. Cingular was served with the Commission’s Order to Satisfy or Answer the Complaint in this matter on June 3, 2004. Immediately upon receipt of the Complaint, Cingular initiated an investigation into its allegations, which requires the analysis of numerous calls placed by the Complainant as well as the history of the Complainant’s allegations and contacts with Cingular.

2. As of this date, Cingular is in the process of completing its investigation. In addition, Cingular would like the opportunity to attempt to resolve this matter without any further formal proceedings prior to responding to the Complaint. Such discussions could save all of the parties, including the Commission, the time and costs associated with formal

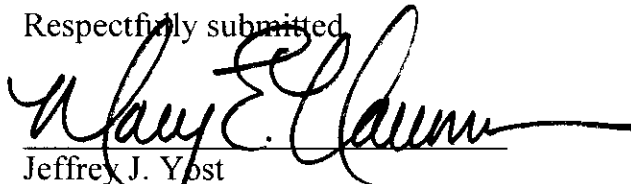
proceedings.

3. Cingular believes that a brief extension of time of 10 days will provide it with sufficient opportunity to complete its investigation and to attempt to resolve this matter without additional proceedings before the Commission.

WHEREFORE, Cingular respectfully requests an extension of 10 additional days in which to respond to the Complaint.

Dated: June 16, 2004

Respectfully submitted

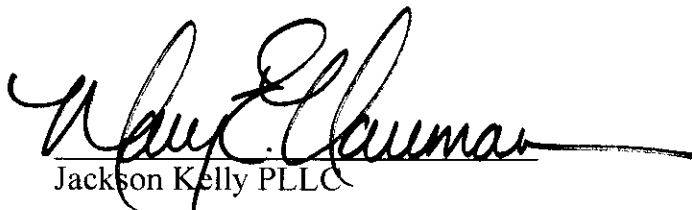


Jeffrey J. Yost  
Mary Elisabeth Naumann  
Jackson Kelly PLLC  
175 East Main Street, Suite 500  
Lexington, Kentucky 40507  
(859) 255-9500  
*Counsel for BellSouth Mobility, LLC d/b/a  
Cingular Wireless*

### **CERTIFICATE OF SERVICE**

This is to certify that the foregoing was served by depositing a copy in the United States mail, First Class, postage prepaid and addressed to the following, on this 16<sup>th</sup> day of June, 2004.

Roy Miller, Complainant  
P.O. Box 364  
Owingsville, Kentucky 40360



Jackson Kelly PLLC