

May 19, 2004

VIA HAND DELIVERY

Kentucky Public Service Commission
Attn: Mr. Jeff Cline
211 Sower Blvd.
P.O. Box 615
Frankfort, KY 40602-0615

RECEIVED

MAY 20 2004

PUBLIC SERVICE
COMMISSION

RE: Notice of First Amendment
PSC Case Number 2004-00186

Dear Jeff:

On behalf of my client I am submitting the enclosed original and four (4) copies of a Notice of First Amendment to Application for Certificate of Public Convenience and Necessity for Construction of a Wireless Communications Facility. I have also enclosed two (2) additional copies of this cover letter. Thank you for your assistance and do not hesitate to contact me if you have any comments or questions concerning this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "David A. Pike".

David A. Pike
Attorney for BellSouth Personal
Communications, LLC and BellSouth Mobility,
LLC, d/b/a Cingular Wireless – Kentucky

Enclosures



**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

RECEIVED

In the Matter of:

MAY 20 2004

THE APPLICATION OF BELLSOUTH PERSONAL)
COMMUNICATIONS, LLC AND)
BELLSOUTH MOBILITY, LLC,)
D/B/A CINGULAR WIRELESS - KENTUCKY)
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO CONSTRUCT)
A WIRELESS COMMUNICATIONS FACILITY AT)
1365 WINSTON ROAD, IRVINE, KY 40336)
IN THE WIRELESS COMMUNICATIONS LICENSE AREA)
IN THE COMMONWEALTH OF KENTUCKY)
IN THE COUNTY OF ESTILL)

PUBLIC SERVICE
COMMISSION

CASE NO.: 2004-00186

COPY

SITE NAME: WINSTON

**NOTICE OF FIRST AMENDMENT TO APPLICATION FOR
CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY
FOR CONSTRUCTION OF A WIRELESS COMMUNICATIONS FACILITY**

(CORRECTION TO NOTICE EXHIBITS)

Come BellSouth Personal Communications, LLC and BellSouth Mobility, LLC, d/b/a Cingular Wireless – Kentucky (hereinafter referred to collectively as “Applicant”), by counsel, and for this Notice of First Amendment state as follows:

1. Applicant filed an Application for Certificate of Public Convenience and Necessity with the Commission on May 19, 2004.
2. Said Application included copies of notice letters and notice signs which, through inadvertence, omitted the Commission’s assigned docket number for this case.
3. All original notice letters mailed on May 19, 2004 to every person who, according to the records of the County Property Valuation Administrator, owns property which is within 500 feet of the proposed tower or contiguous to the site property, by

certified mail, return receipt requested, included proper reference to the Commission's assigned docket number for this case.

4. **Exhibit L** to the Application is amended so as to replace the existing **Exhibit L** with the attached "**Replacement Exhibit L**," being a corrected notice letter accurately illustrating the notice provided and including the proper docket number reference.

5. The original notice letter mailed on May 19, 2004 to the Estill County Judge/Executive, by certified mail, return receipt requested, included proper reference to the Commission's assigned docket number for this case.

6. **Exhibit M** to the Application is amended so as to replace the existing **Exhibit M** with the attached "**Replacement Exhibit M**," being a corrected notice letter accurately illustrating the notice provided and including the proper docket number reference.

7. The two notice signs posted in a visible location on the proposed site and on the nearest public road include reference to the Commission's assigned docket number for this case.

8. **Exhibit N** to the Application is amended so as to replace the existing **Exhibit N** with the attached "**Replacement Exhibit N**," being a corrected recitation of the notice sign text that accurately illustrates the notice provided and includes the proper docket number reference.

9. All other provisions of remainder of the original Application remain unchanged.

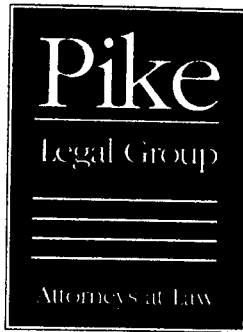
WHEREFORE, Applicant, by counsel, respectfully request that the Commission enter all necessary notations or Orders to give effect to this Notice of First Amendment of Application.

Respectfully submitted,



David A. Pike
Pike Legal Group, PLLC
1578 Highway 44 East, Suite 6
P. O. Box 369
Shepherdsville, KY 40165-0369
Telephone: (502) 955-4400
Telefax: (502) 543-4410
Attorney for BellSouth Personal Communications, LLC
and
BellSouth Mobility, LLC,
d/b/a Cingular Wireless – Kentucky

**REPLACEMENT EXHIBIT L
COPY OF PROPERTY OWNER NOTIFICATION**



Notice of Proposed Construction Wireless Communications Facility Proposal

Dear Landowner:

BellSouth Mobility, LLC, d/b/a Cingular Wireless-Kentucky and BellSouth Personal Communications, LLC have filed an application with the Kentucky Public Service Commission ("PSC") to construct a new wireless communications facility on a site located at 1365 Winston Road, Irvine, Kentucky 40336. The proposed facility will include a 190-foot tall guyed tower, plus related ground facilities. This facility is needed to provide improved coverage for wireless communications in the area.

This notice is being sent to you because the Estill County Property Valuation Administrator's records indicate that you own property that is within a 500' radius of the proposed tower site or contiguous to the property on which the tower is to be constructed. You have a right to submit testimony to the Kentucky Public Service Commission ("PSC"), either in writing or to request intervention in the PSC's proceedings on the application. You may contact the PSC for additional information concerning this matter at: Kentucky Public Service Commission, Executive Director, 211 Sower Boulevard, P.O. Box 615, Frankfort, Kentucky 40602.

Please refer to docket number 2004-00186 in any correspondence sent in connection with this matter.

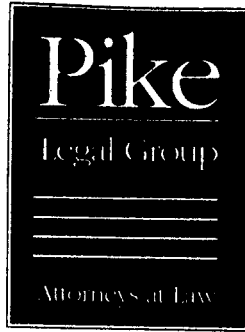
I have attached a map showing the site location for the proposed tower. Cingular's radio frequency engineers assisted in selecting the proposed site for the facility, and they have determined it is the proper location and elevation needed to provide quality service to wireless customers in the area. Please feel free to contact me toll free at (800) 516-4293 if you have any comments or questions about this proposal.

Sincerely,
David A. Pike
Attorney for BellSouth Mobility LLC,
d/b/a Cingular Wireless-Kentucky

Enclosure



**REPLACEMENT EXHIBIT M
COPY OF COUNTY JUDGE/EXECUTIVE NOTICE**



May 19, 2004

VIA CERTIFIED U.S. MAIL

Estill County Judge/Executive
Courthouse
130 Main Street
Irvine, KY 40336

RE: Notice of Proposal to Construct Wireless Communications Facility
Kentucky Public Service Commission Docket No. 2004-00186

Dear Judge/Executive:

BellSouth Personal Communications, LLC and BellSouth Mobility, LLC, d/b/a Cingular Wireless – Kentucky ("Cingular") have filed an application with the Kentucky Public Service Commission (the "PSC") to construct a new wireless communications facility at 1365 Winston Road, Irvine, Kentucky 40336 (37° 42' 43.37" North latitude, 84° 05' 16.97" West longitude). The proposed facility will include a 190-foot tall guyed antenna tower, plus related ground facilities. This facility is needed to provide improved coverage for wireless communications in the area.

You have a right to submit comments to the PSC or to request intervention in the PSC's proceedings on the application. You may contact the PSC at the following address:

Executive Director, Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, Kentucky 40602.

Please refer to docket number 2004-00186 in any correspondence sent in connection with this matter.

I have attached a map showing the site location for the proposed tower. Cingular's radio frequency engineers assisted in selecting the proposed site for the facility, and they have determined it is the proper location and elevation needed to provide quality service to wireless customers in the area.



Please feel free to contact me with any comments or questions you may have.

Sincerely,

A handwritten signature in black ink, appearing to read "David A. Pike". The signature is fluid and cursive, with the first name "David" being the most prominent.

David A. Pike
Pike Legal Group, PLLC
Attorney for BellSouth Personal Communications,
LLC and BellSouth Mobility, LLC, d/b/a Cingular
Wireless – Kentucky

Enclosure

**REPLACEMENT EXHIBIT N
COPY OF POSTED NOTICES**

NOTICE SIGNS

Two notice signs two (2) feet by four (4) feet in size, with the following text printed in black against a white background:

BellSouth Mobility, LLC d/b/a Cingular Wireless, proposes to build a telecommunications **tower** on this site. If you have questions, please contact Pike Legal Group, PLLC, P.O. Box 369, Shepherdsville, KY 40165. (800) 516-4293, or the Executive Director, Public Service Commission, 211 Sower Boulevard, PO Box 615, Frankfort, Kentucky 40602. Please refer to docket number 2004-00186 in your correspondence.

BellSouth Mobility, LLC d/b/a Cingular Wireless, proposes to build a telecommunications **tower** near this site. If you have questions, please contact Pike Legal Group, PLLC, P.O. Box 369, Shepherdsville, KY 40165 (800) 516-4293, or the Executive Director, Public Service Commission, 211 Sower Boulevard, PO Box 615, Frankfort, Kentucky 40602. Please refer to docket number 2004-00186 in your correspondence.

The text in bold on each sign is printed in letters at least four (4) inches high.