

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

In the Matter of:

THE APPLICATION OF)
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)
CROWN ROCK ROAD, BIG CLIFTY, KY 42712)
IN THE WIRELESS COMMUNICATIONS LICENSE AREA)
IN THE COMMONWEALTH OF KENTUCKY)
IN THE COUNTY OF GRAYSON)

CASE NO.: 2004-00241

RECEIVED

JUL 30 2004

PUBLIC SERVICE
COMMISSION

SITE NAME: BIG CLIFTY

**MOTION TO SUBMIT
FOR EXPEDITED DECISION WITHOUT PUBLIC HEARING**

Comes BellSouth Mobility, LLC, d/b/a Cingular Wireless – Kentucky (hereinafter referred to as “Applicant”), by counsel, and moves the Kentucky Public Service Commission (“PSC”) to grant a Certificate of Public Convenience and Necessity (“CPCN”) in the within administrative proceeding forthwith based on the following facts and circumstances:

1. Applicant has met all filing requirements applicable to this proceeding as prescribed by the Kentucky Revised Statutes and the Kentucky Administrative Regulations, including notification of persons entitled to notice of the filing of the subject Application for CPCN by certified mail, publication and posted signs.

2. Subsequent to such notification of potentially interested parties, a petition protesting the proposed tower was filed in the within case on June 25, 2004.

3. Said petition does not include any request for public hearing or request intervention in the within case, and no such requests have been filed in the case to date in the 27 days following the filing of the petition with the PSC.

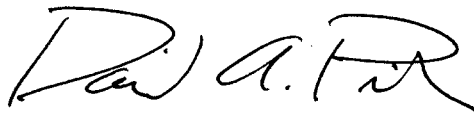
4. To date, no request for intervention has been filed with the PSC in this case.

5. The Application that is the subject of this administrative proceeding was originally filed with the PSC on June 14, 2004, and has been pending before the PSC for 36 days at the making of this Motion by Applicant.

6. The Wireless Communications Facility that is the subject of the Application for a CPCN filed in this case is a vital element of the Applicant's wireless communications network, and is necessary to provide service in accordance with the provisions of Applicant's Federal Communications Commission license.

WHEREFORE, the Applicant, by counsel, urges the PSC to grant a CPCN forthwith in accordance with the terms of the Application in this proceeding and without public hearing.

Respectfully submitted,



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