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April 22, 2005

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APR 22 2005

PUBLIC SERVICE
COMMISSION

Ms. Beth O'Donnell
Executive Director
Public Service Commission
211 Sower Boulevard
P.O. Box 615
Frankfort, KY 40602

Case 2005-00167

RE: Application of Kentucky ALLTEL, Inc. for a Certificate that Public Convenience and Necessity Require the Acquisition by It of a New Franchise for the Use of Public Rights-of-Way in the Territorial Limits of the City of Somerset, Kentucky

Dear Ms. O'Donnell:

Enclosed for filing in the above-referenced matter is an original and eleven (11) copies of a Petition filed on behalf of Kentucky ALLTEL, Inc. Please file-stamp the extra copy and return it to me in the self-addressed, pre-stamped envelope I have enclosed for your convenience.

Thank you for your cooperation in this matter. Please do not hesitate to contact me with any questions you may have.

Sincerely,

WYATT, TARRANT & COMBS, LLP

Noelle M. Holladay

Enclosures

cc: Kimberly K. Bennett

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COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE
COMMISSION

IN THE MATTER OF:

APPLICATION OF KENTUCKY ALLTEL, INC.)
FOR A CERTIFICATE THAT PUBLIC CONVENIENCE)
AND NECESSITY REQUIRE THE ACQUISITION BY IT) **CASE NO. 2005-00167**
OF A NEW FRANCHISE FOR THE USE OF PUBLIC)
RIGHTS-OF-WAY IN THE TERRITORIAL LIMITS)
OF THE CITY OF SOMERSET, KENTUCKY)

APPLICATION

COMES NOW Kentucky ALLTEL, Inc. ("Kentucky ALLTEL") and, pursuant to K.R.S. §278.020(3), applies for a certificate of convenience and necessity that there is a demand and need for continued local telephone service within the territorial limits of Somerset, Kentucky ("Somerset") and states as follows:

1. Kentucky ALLTEL is an incumbent local exchange carrier ("ILEC"), certified to and providing telecommunications services in Kentucky and maintaining its principal place of business in the Commonwealth at 230 Lexington Green Circle, P.O. Box 1650, Lexington, Kentucky 40588. Kentucky ALLTEL's Articles of Incorporation and amendments thereto have been previously filed with this Commission.

2. As Somerset proposes to offer for sale a new franchise for the construction, operation, and maintenance of a telecommunications system within its territorial limits, a new certificate is required to permit Kentucky ALLTEL to bid on the new franchise.

3. Kentucky ALLTEL currently provides basic local exchange service in Somerset and utilizes portions of the public rights-of-way to transmit and distribute

certain aspects of said service. Many of the residents and business firms located in Somerset subscribe to the telephone service of Kentucky ALLTEL and depend upon such for communication within Somerset. Such demonstrates the need and demand for continued telephone service within Somerset.

4. Pursuant to K.R.S. §278.020, no finding or determination as to the qualifications of the bidder or the validity of any of the provisions of the new franchise offered by Somerset is required. Further, nothing in this Application is intended to be construed as an application for a certificate of convenience and necessity to construct utility facilities under K.R.S. §278.020.

WHEREFORE, Kentucky ALLTEL requests that the Commission issue a certificate that public convenience and necessity require the continued provision of local telephone communication service within Somerset's territorial limits and that Kentucky ALLTEL be authorized to bid upon a new franchise for the provision of such service.

Dated: April 22nd, 2005.

Respectfully submitted,

KENTUCKY ALLTEL, INC.

By: Noelle M. Holladay
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