

Alltel Communications P.O. Box 1650 Lexington, Kentucky 40588

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RECENTED

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PUBLIC SERVICE COMMISSION

May 17,2005

Ms. Elizabeth O'Donnell, Executive Director Kentucky Public Service Commission 211 Sower Boulevard Frankfort, Kentucky 40602-0615

Case No. 2005-00202

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 Of In The Territorial Limits Of The City Of Ashland, Kentucky

Dear Ms. O'Donnell:

Enclosed please find the above-referenced Application filed on behalf of Kentucky Alltel, Inc. An original and eleven (11) copies are enclosed.

If you have any further questions regarding this complaint, please feel free to contact me.

Sincerely,

Dan Logsdon

COMMONWEALTH OF KENTUCKY

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OMMISSION

BEFORE THE PUBLIC SERVICE COMMISSION

IN THE MATTER OF:

| APPLICATION OF KENTUCKY ALLTEL, INC. |) | |
|---|-----------|--------------------|
| FOR A CERTIFICATE THAT PUBLIC CONVENIENCE |) | 0- 5- 0-0 |
| AND NECESSITY REQUIRE THE ACQUISITION BY IT |) CASE NO | <u> 2005-00202</u> |
| OF A NEW FRANCHISE FOR THE USE OF PUBLIC |) | |
| RIGHTS-OF-WAY IN THE TERRITORIAL LIMITS |) | |
| OF THE CITY OF ASHLAND, 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 Ashland, Kentucky ("Ashland") and states as follows:

- 1. Kentucky ALLTEL is an incumbent local exchange carrier ("ILEC"), certified to and providing telecommunications services under an existing franchise in Ashland, Kentucky and maintaining its principal place of business in the Commoriwealth 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 Ashland 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 Ashland under an existing franchise 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 Ashland subscribe to the telephone service of Kentucky ALLTEL and

depend upon such for communication within Ashland. Such demonstrates the need and

demand for continued telephone service within Ashland.

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 Ashland 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 Ashland's territorial limits and that Kentucky

ALLTEL be authorized to bid upon a new franchise for the provision of such service.

Dated: May $l\phi$, 2005.

Respectfully submitted,

KENTUCKY ALLTEL, INC.

Wyatt, Tarrant & Combs.

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