



Ernie Fletcher  
Governor

LaJuana S. Wilcher, Secretary  
Environmental and Public  
Protection Cabinet

Christopher L. Lilly  
Commissioner  
Department of Public Protection

Commonwealth of Kentucky  
**Public Service Commission**  
211 Sower Blvd.  
P.O. Box 615  
Frankfort, Kentucky 40602-0615  
Telephone: (502) 564-3940  
Fax: (502) 564-3460  
psc.ky.gov

Mark David Goss  
Chairman

Teresa J. Hill  
Vice Chairman

Gregory Coker  
Commissioner

March 17, 2006

Michael A. Reuter  
12916 Water Ridge Drive  
McCordsville, IN 46055

RE: Case No. 2006-00052  
Bluegrass Cellular

Dear Mr. Reuter:

This is in response to your letter received on February 15, 2006 requesting information regarding the application for approval to construct a wireless tower facility. The letter has been placed in the official case file of this proceeding and the Commission will carefully analyze this application before rendering its final decision. By this letter, the attached request for information has been forwarded to the Applicant for a response.

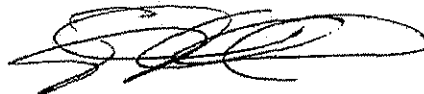
Commission Staff requests the Applicant to submit a written response to the request for information, with a copy to the Commission, within 15 days of the date of this letter. After receipt of the Applicant's response, the party requesting the information should submit to the Commission a request for intervention or a hearing, if intervention or a hearing is desired. If no request for intervention or a hearing is received within 30 days of the date of this letter, the Commission Staff will presume that the Applicant's reply has satisfied the concerns raised in the attached request for information.

It may be helpful for you to know the state authority, specifically that of the Public Service Commission, in this matter has been limited by federal law. For example, Section 704 of the federal Telecommunications Act of 1996 prohibits this Commission from regulating the placement of wireless facilities on the basis of environmental effects of the radio frequency emissions to the extent that facilities comply with Federal Communications Commission regulations. Section 704 also prohibits a state or local government from prohibiting telecommunications facilities construction if such denial will have the effect of prohibiting service. In addition, this Commission is required by statute to ensure that utility service, including telecommunications service, is adequate and reliable. The Commission does, however, consider appropriate placement of necessary facilities within applicable engineering boundaries. It also pursues a policy of collocation of facilities whenever possible.

You may view Orders and data requests issued by the Commission or other formal case documents on our website <http://psc.ky.gov>.

Thank you for your letter of interest and concern in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Beth O'Donnell", with a large, stylized flourish at the end.

Beth O'Donnell  
Executive Director

BOD/jc

cc: Parties of Record

Honorable John E. Seient  
Attorney at Law  
Dinsmore & Shohl, LLP  
1400 PNC Plaza  
500 West Jefferson Street  
Louisville, KY 40202

Michael A. Reuter  
12916 Water Ridge Drive  
McCordsville, Indiana 46055

VP/

February 12, 2006

Executive Director's Office  
Public Service Commission of Kentucky  
PO Box 615  
Frankfort, KY 40602

RECEIVED  
FEB 15 2006  
PUBLIC SERVICE  
COMMISSION

RE: Case Number 2006-00052

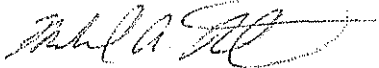
Dear Sir or Madam:

This letter is in response to a recent public notice concerning the construction of a 240 foot cellular tower at 57 Missionary Drive, Russell Springs, Kentucky. The notice did not provide us with enough detailed information to draw a conclusion. Would you please provide the homeowners with the construction timetable, construction drawings, and the location of the tower on the proposed site?

I do not disagree that there is a demand for cellular service in the Indiana Hills area; I do disagree with the location of the proposed tower. My wife and I purchased our property to get away from the city and enjoy life in the country. It is disappointing that there is consideration being given to constructing a 240 foot tower so close to our home. The Indian Hills area has many open spaces that could accommodate such a tower. Has there been any consideration to locating this tower on another site that would not require the destruction of a wooded area? Much consideration has been given by the State of Kentucky to preserve a natural environment around the banks of Lake Cumberland. Although this fall beyond the restricted area, I ask that same consideration be given to our neighborhood.

In addition to the construction information, would you please provide us with the latest research regarding the health risks to residents living close to a cellular tower? Also, there is concern among homeowners that the construction of this tower could affect the value of our property. Please provide us with the additional information at your earliest convenience.

Sincerely,



Michael A. Reuter  
Map 71SE, Lot 3 Alligator Cove or  
Lot N, Bluegrass Cellular Map

CC: Allen McGimsey  
Project Manager  
2902 Ring Road  
Blue Grass Cellular  
Elizabethtown, KY 42701

Mr. Kerry Ingle  
Dinsmore & Shohl Attorneys  
1400 PNC Plaza  
Louisville, KY 40202

Dr. Charles E. Peck  
203 Dowell Road  
Russell Springs, KY 42642