COMMONWEALTH OF KENTUCKY

APR 1 3 2006

PUBLIC SERVICE
COMMISSION

PUBLIC SERVICE COMMISSION

In the matter of:

APPLICATION OF POWERTEL/MEMPHIS, INC.)
FOR A CERTIFICATE OF PUBLIC CONVENIENCE)
AND NECESSITY TO CONSTRUCT A WIRELESS)
TELECOMMUNICATIONS FACILITY IN)No.2006-00083
THE MADISONVILLE BASIC TRADING AREA)
[SEBREE FACILITY])

RESPONSE TO NOTICE OF FILING DEFICIENCIES

** ** ** ** **

Comes the Applicant, Powertel/Memphis, Inc., by counsel and for its Response to Notice of Filing Deficiencies, submits the following Response.

Cited deficiency 1: A statement that every person, who, according to the property valuation administrator's records owns property within 500 feet of the proposed tower has been given: the Commission docket number under which the application will be processed.

Response: The statement that all property owners who, according to the property valuation administrator, owns property within 500 feet of the proposed tower have been notified as required by 807 KAR 5:063(1)(1) is included in Paragraph 15 of the Uniform Application. Said property owners were given the docket number under which the application will be processed is included in the notice letters to the property owners. Please see Exhibit 1 to this Response.

Cited deficiency 2: A statement that every person, who according to the property valuation administrator owns property within 500 feet of the proposed tower has been informed of his right to request intervention.

Response: This statement was included in the last sentence of Paragraph

15 of the Application.

Cited deficiency 3: A list of the property owners who received the notice together with copies of the certified letters sent to listed property owners.

Response: A list of the property owners who received with the notice was included as Exhibit K to the Application. Copies of the original letters mailed to said property owners are included with this Response as Exhibit 1. Copies of the amended notice letters are included in Exhibit 2 to this Response. The amended letters also were sent by certified mail, return receipt requested.

Cited deficiency 4: A statement that the local county judge executive has been notified by certified mail of the proposed construction.

Response: This statement is included in the second sentence of Paragraph 16.

Cited deficiency 5: A statement that the local county judge has been given the Commission docket number under which the application will be processed.

Response: The County Judge Executive for Webster County, Kentucky was given the docket number under which the application is to be processed. This information was included in the letter to the County Judge Executive. A copy of the letter to Jim Townsend, Webster County Judge Executive, is included in Exhibit 1 to this Response.

Cited deficiencies 6 and 7: A statement that the local county judge has been informed of his right to request intervention.

Response: The County Judge Executive for Webster County Kentucky has been informed of his right to request intervention in this matter. A copy of the the amended letter sent to Jim Townsend, Webster County Judge Executive is included in Exhibit 2 to this Response. The amended letter was sent by certified mail, return receipt requested.

Respectfully submitted,

Sandra F. Keene

TILFORD DOBBINS ALEXANDER

BUCKAWAY & BLACK LLP

401 West Main Street, Suite 1400

Louisville, Kentucky 40202

(502) 584-1000

skeene@tilfordlaw.com

March 1, 2006

VIA CERTIFIED MAIL - RETURN RECEIPT

Re:

Application for wireless telecommunical Powertel/Memphis, Inc. (T-Mobile) 3300 State Road 370 East, Sebree, King Docket No. 2006-00083

Rosalie Edwards 4087 State Route 370 East Sebree, KY 42455

Property tax id reference: 090.006.001

Dear Property Owner:

Powertel/Memphis, Inc. (T-Mobile) has applied to the Public Service Commission for the approval of a cellular tower to be located at 3300 State Road 370 East, Sebree, KY 42455. The proposed project will include a 275 foot tall self support tower, with a 5 foot lightening arrestor and related ground equipment, all of which will be surrounded with a chain link fence. A map of the location of the proposed construction is enclosed for your reference.

As a neighboring property owner, you have the right to participate in the Public Service Commission's proceedings on the application. You may contact the Commission's office for additional information about this request or for the date of the Commission review by writing to the Executive Director, Public Service Commission, 211 Sower Boulevard, P.O. Box 615, Frankfort, KY 40601, or by calling that office at (502) 564.3940

You are also welcome to contact Bob Crammer, Powertel/Memphis, Inc., 11509 Commonwealth Drive, Suite 9, Louisville, KY 40299 or by phone at (502) 297.6202.

Please refer to Docket No. <u>2006-00083</u> in your correspondence or telephone inquiry.

Sincerely,

Bob Crammer

Acquisition and Zoning Specialist

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(Domestic Mail Only, No Insurance Coverage Provided)

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Certified Fee \$2.4 PRINGS

Certified Fee \$2.4 PRINGS

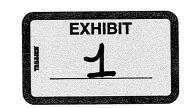
Return Receipt Fee (Endorsement Required)

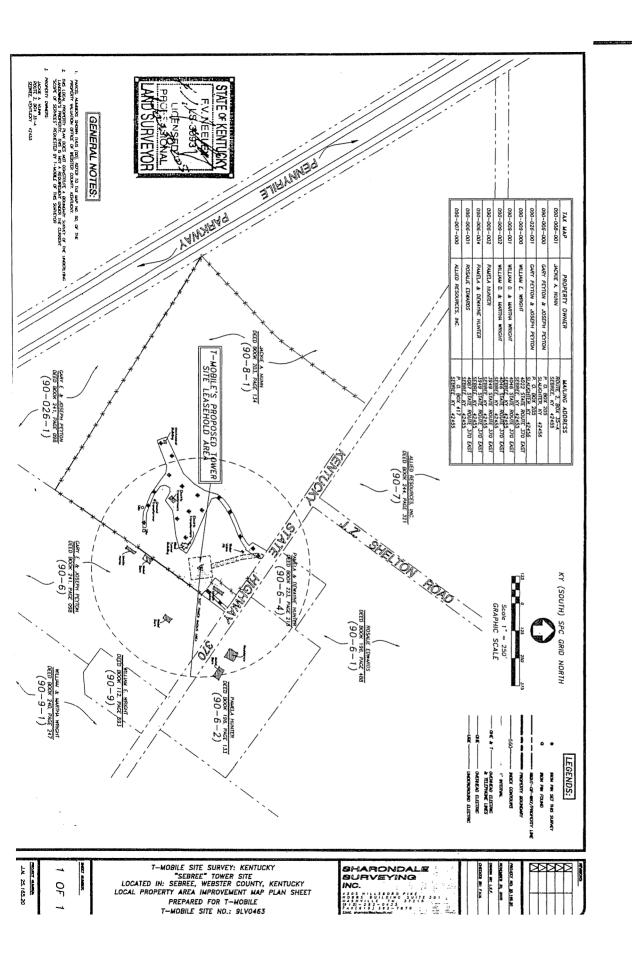
Restricted Delivery Fee (Endorsement Required)

Total Postage & Fees \$ \$4.64 USES 30088

Rosalie Edwards 4087 State Route 370 East Sebree, KY 42455

PS Form 9800, June 2002 See Reverse for Instruction





March 1, 2006

VIA CERTIFIED MAIL – RETURN RECEIPT I

Re:

Application for wireless telecommunica 2300 State Road 370 East, Sebree, KY Docket No. 2006-00083

Allied Resources PO Box 417 Sebree, KY 42455

Property tax id reference: 090.007.000

Dear Property Owner:

Powertel/Memphis, Inc. (T-Mobile) has applied to the Public Service Commission for the approval of a cellular tower to be located at 3300 State Road 370 East, Sebree, KY 42455. The proposed project will include a 275 foot tall self support tower, with a 5 foot lightening arrestor and related ground equipment, all of which will be surrounded with a chain link fence. A map of the location of the proposed construction is enclosed for your reference.

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Please refer to Docket No. <u>2006-00083</u> in your correspondence or telephone inquiry.

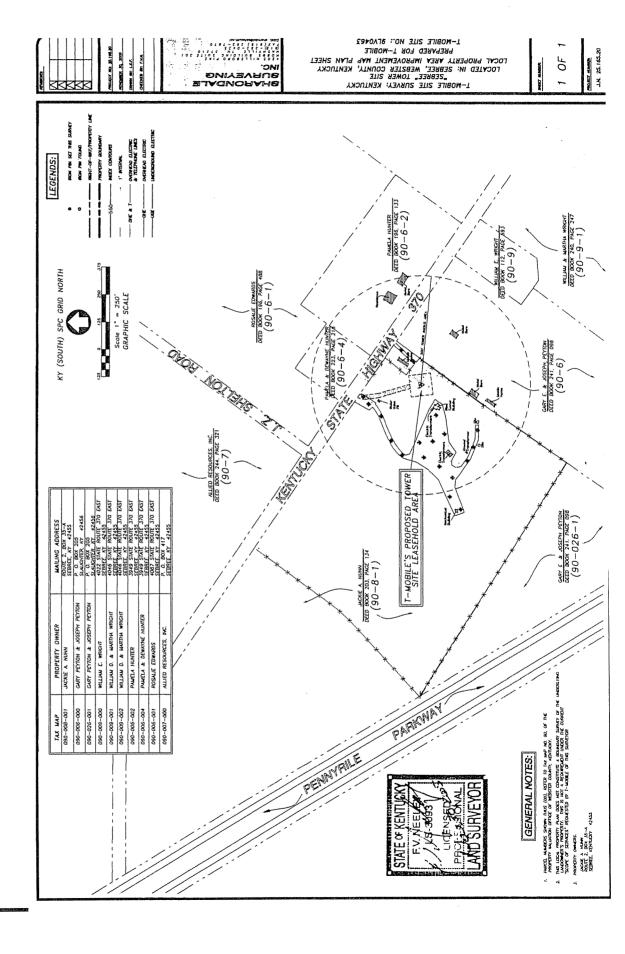
Sincerely,

Bob Crammer

Acquisition and Zoning Specialist

Both Crammer

T-Mobile USA, Inc. Four Concourse Parkway, Suite 300 Atlanta, GA 30328



March 1, 2006

VIA CERTIFIED MAIL - RETURN RECEIPT

Re:

Application for wireless telecommunic 3300 State Road 370 East, Sebree, K ☐ Docket No. 2006-00082

Pamela and Dewayne Hunter 3949 State Route 370 East Sebree, KY 42455

Property tax id reference: 090.006.002, 090.006.004

Dear Property Owner:

Powertel/Memphis, Inc. (T-Mobile) has applied to the Public Service Commission for the approval of a cellular tower to be located at 3300 State Road 370 East, Sebree, KY 42455. The proposed project will include a 275 foot tall self support tower, with a 5 foot lightening arrestor and related ground equipment, all of which will be surrounded with a chain link fence. A map of the location of the proposed construction is enclosed for your reference.

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You are also welcome to contact Bob Crammer, Powertel/Memphis, Inc., 11509 Commonwealth Drive, Suite 9, Louisville, KY 40299 or by phone at (502) 297.6202.

Please refer to Docket No. 2006-00083 in your correspondence or telephone inquiry.

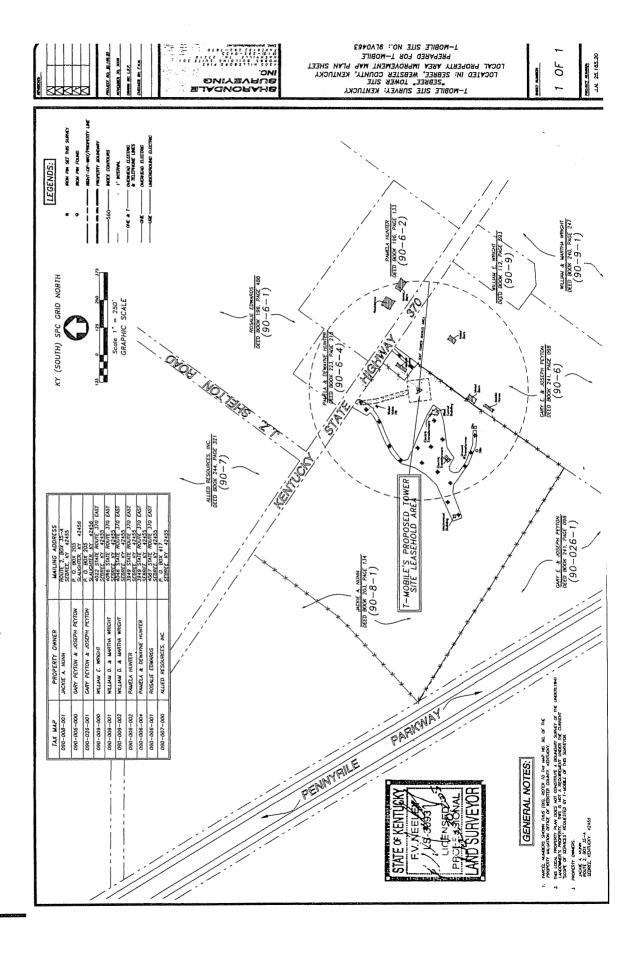
Sincerely,

Bob Crammer

Acquisition and Zoning Specialist

JE. RAHELED WATER REGERE 383 518 ____ 1000 Certified Fee \$2,40 0024 Return Receipt Fee (Endorsement Required) 03 Postmarl \$1.60 Restricted Delivery Fee (Endorsement Required) \$0.00 Total Postage & Fees \$4.64 Pamela and Dewayne Hunter 3949 State Route 370 East Sebree, KY 42455 S Form 3800, June 2002

T-Mobile USA, Inc Four Concourse Parkway, Suite 300 Atlanta, GA 30328



March 1, 2006

VIA CERTIFIED MAIL - RETURN RECEIPT R

Re:

Application for wireless telecommunicat Powertel/Memphis, Inc. (T-Mobile)
3300 State Road 370 East, Sebree, KY

Docket No. 2006-00083

William E. Wright 4022 State Route 370 East Sebree, KY 42455

Property tax id reference: 090.009.000

Dear Property Owner:

Powertel/Memphis, Inc. (T-Mobile) has applied to the Public Service Commission for the approval of a cellular tower to be located at 3300 State Road 370 East, Sebree, KY 42455. The proposed project will include a 275 foot tall self support tower, with a 5 foot lightening arrestor and related ground equipment, all of which will be surrounded with a chain link fence. A map of the location of the proposed construction is enclosed for your reference.

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You are also welcome to contact Bob Crammer, Powertel/Memphis, Inc., 11509 Commonwealth Drive, Suite 9, Louisville, KY 40299 or by phone at (502) 297.6202.

Please refer to Docket No. <u>2006-00083</u> in your correspondence or telephone inquiry.

Sincerely,

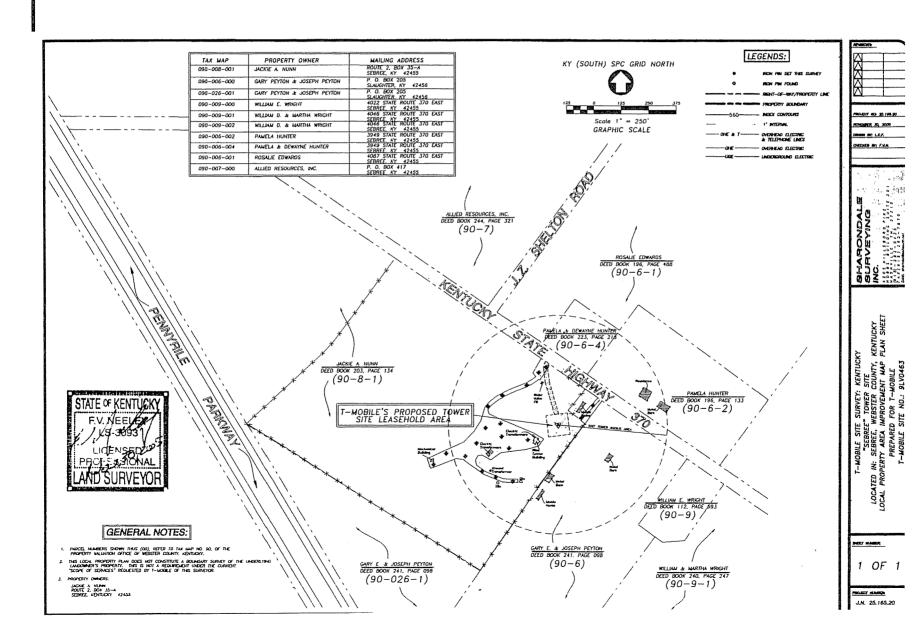
Bob Crammer

Acquisition and Zoning Specialist

Bob Crammer / Smb

POST SCHOOLSES CONTRACTOR

T-Mobile USA, Inc. Four Concourse Parkway, Suite 300 Atlanta. GA 30328



March 1, 2006

VIA CERTIFIED MAIL - RETURN RECEIPT F

Re:

Application for wireless telecommunication Powertel/Memphis, Inc. (T-Mobile) 3300 State Road 370 East, Sebree, KY

Docket No. 2006-00083

William D. and Martha Wright 4046 State Route 370 East Sebree. KY 42455

Property tax id reference: 090.009.001, 090.009.002

Dear Property Owner:

Powertel/Memphis, Inc. (T-Mobile) has applied to the Public Service Commission for the approval of a cellular tower to be located at 3300 State Road 370 East, Sebree, KY 42455. The proposed project will include a 275 foot tall self support tower, with a 5 foot lightening arrestor and related ground equipment, all of which will be surrounded with a chain link fence. A map of the location of the proposed construction is enclosed for your reference.

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Please refer to Docket No. <u>2006-00083</u> in your correspondence or telephone inquiry.

Sincerely,

Bob Crammer

Acquisition and Zoning Specialist

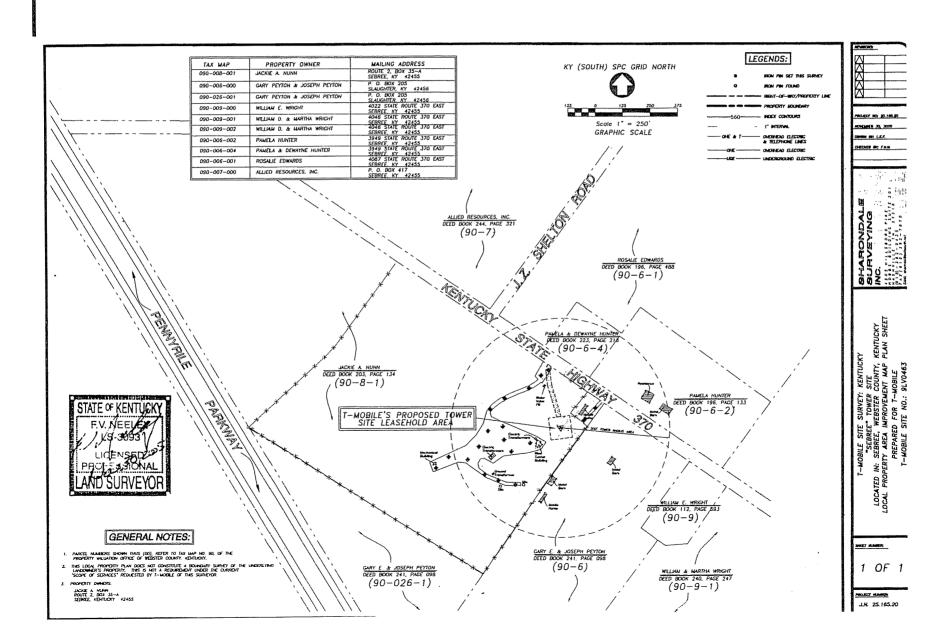
Bob Cammer

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PS Form 3800 strms 2002

Sebree, KY 42455

T-Mobile USA, Inc. Four Concourse Parkway, Suite 300 Atlanta, GA 30328



March 1, 2006

VIA CERTIFIED MAIL - RETURN RECEIPT

Re:

Application for wireless telecommunica Powertel/Memphis, Inc. (T-Mobile)
3300 State Road 370 East, Sebree, KY Docket No. 2006-00083

Gary Peyton and Joseph Peyton PO Box 205 Slaughter, KY 42456

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Property tax id reference: 090.006.000, 090.026.001

Dear Property Owner:

Powertel/Memphis, Inc. (T-Mobile) has applied to the Public Service Commission for the approval of a cellular tower to be located at 3300 State Road 370 East, Sebree, KY 42455. The proposed project will include a 275 foot tall self support tower, with a 5 foot lightening arrestor and related ground equipment, all of which will be surrounded with a chain link fence. A map of the location of the proposed construction is enclosed for your reference.

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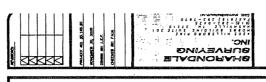
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Sincerely,

Bob Crammer And

Acquisition and Zoning Specialist



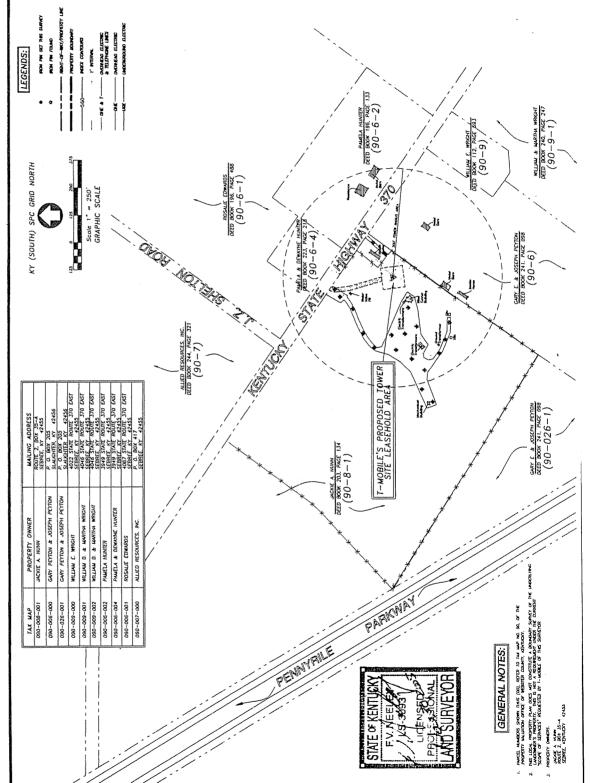
T-MOBILE SITE NO.: 9LYO463

TOCATE PROPERTY AREA IMPROVEMENT MAP PLAN SHEET

TOCATED IN: STERREE, WEBSTER COUNTY, KENTUCKY
"SERREE," TOWER SITE

T-MOBILE SI

1 OF 1



March 1, 2006

VIA CERTIFIED MAIL - RETURN RECEIPT

Re:

Application for wireless telecommunic Powertel/Memphis, Inc. (T-Mobile) 3300 State Road 370 East, Sebree, P. Docket No. 2006-00083

Jackie A. Nunn Route 2 Box 35-A Sebree, KY 42455

Property tax id reference: 090.008.001

Dear Property Owner:

Powertel/Memphis, Inc. (T-Mobile) has applied to the Public Service Commission for the approval of a cellular tower to be located at 3300 State Road 370 East, Sebree, KY 42455. The proposed project will include a 275 foot tall self support tower, with a 5 foot lightening arrestor and related ground equipment, all of which will be surrounded with a chain link fence. A map of the location of the proposed construction is enclosed for your reference.

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Sincerely,

Bob Crammer

Acquisition and Zoning Specialist

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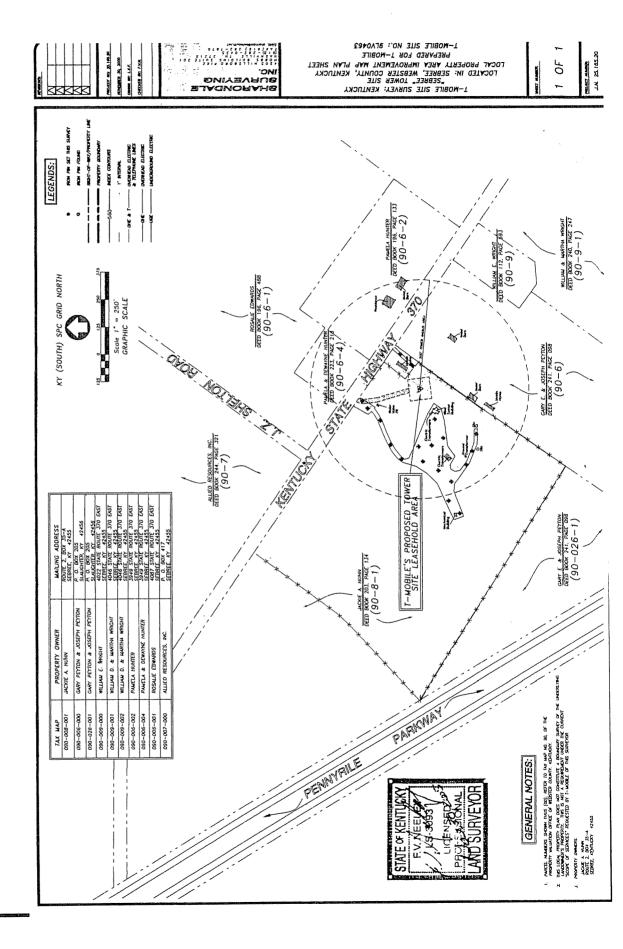
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Route 2 Box 35-A Sebree, KY 42455

T-Mobile USA, Inc. Four Concourse Parkway, Suite 300 Atlanta. GA 30328



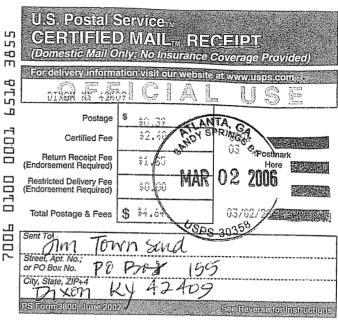
T Mobile •

March 1, 2006

VIA CERTIFIED MAIL - RETURN RECEIPT

Re: Application for wireless telecommunic Powertel/Memphis, Inc. (T-Mobile) 3300 State Road 370 East, Sebree, K Docket No. 2006-00083

Jim Townsend Webster County Judge Executive P.O. Box 155 Dixon, KY 42409



Powertel/Memphis, Inc. (T-Mobile) has applied to the Public Service Commission for the approval of a cellular tower to be located at 3300 State Road 370 East, Sebree, KY 42455. The proposed project will include a 275 foot tall self support tower, with a 5 foot lightening arrestor and related ground equipment, all of which will be surrounded with a chain link fence. A map of the location of the proposed construction is enclosed for your reference.

As the Webster County Judge Executive, you have the right to participate in the Public Service Commission's proceedings on the application. You may contact the Commission's office for additional information about this request or for the date of the Commission review by writing to the Executive Director, Public Service Commission, 211 Sower Boulevard, P.O. Box 615, Frankfort, KY 40601, or by calling that office at (502) 564.3940

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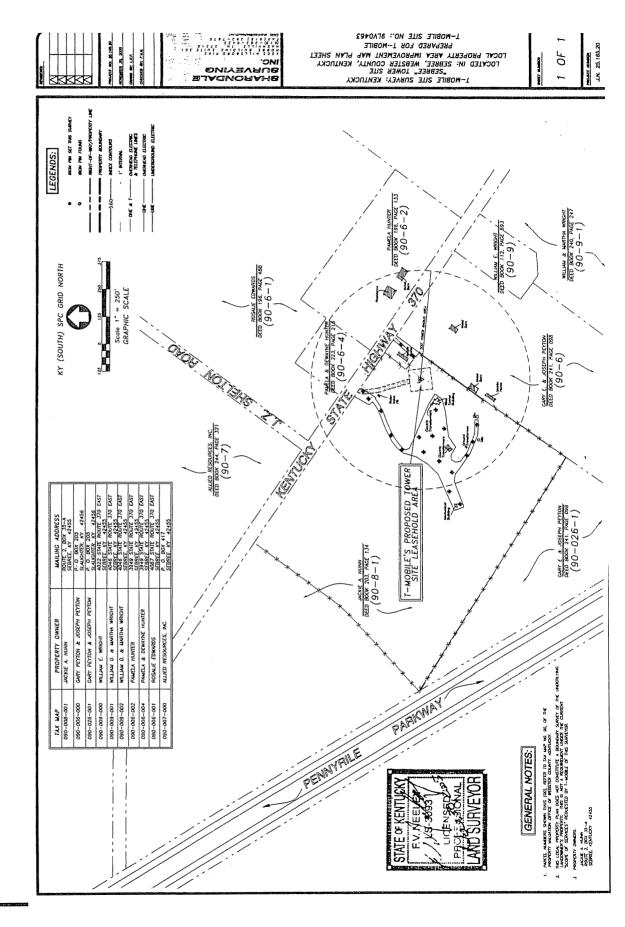
Please refer to Docket No. <u>2006-00083</u> in your correspondence or telephone inquiry.

Sincerely,

Bob Crammer

Acquisition and Zoning Specialist

Bob Crammer



ATTORNEYS AT LAW

ONE RIVERFRONT PLAZA 401 W. MAIN STREET, SUITE 1400 LOUISVILLE, KENTUCKY 40202

> PHONE: (502) 584-1000 FAX: (502) 584-2318

www.tilfordlaw.com

April 11, 2006

HENRY J. TILFORD (1880-1968) CHARLES W. DOBBINS (1916-1992) DONALD H. BALLEISEN (1924-1993) LAWRENCE W. WETHERBY (1908-1994) RANDOLPH NOE (1939-2003)

¹Also admitted in Indiana ²Also admitted in New York ³Also admitted in Georgia and Illinois ⁴Also admitted in Massachusetts

Of Counsel Stuart E. Alexander, Jr. Carolyn K. Balleisen² Terrence L. McCoy

WILLIAM A. BUCKAWAY, JR. CHARLES W. DOBBINS, JR. TERRELL L. BLACK MARK W. DOBBINS

STUART E. ALEXANDER, III SANDRA F. KEENE

WILLIAM J. WALSH, IV³ J. E. BRIAN BLACK KATHLEEN M. W. SCHOEN

RONALD J. HARRIS, JR. JENNIFER R. LUITJENS 4

ROBERT A. DONALD 1

THOMAS J. B. HURST PATRICK T. SCHMIDT

JOHN A. WILMES

Jim Townsend Webster County Judge Executive P.O. Box 155 Dixon, Kentucky 42409

RE: Application for Wireless Telecommunications Facility

Powertel/Memphis, Inc. (T-Mobile)

3300 State Road 370 East, Sebree, Kentucky 42455

Dear Judge Executive Townsend:

In addition to the information previously provided to you in the notice letter dated March 01, 2006, please be advised that you have the right to request intervention in this case. Please refer to Docket Number 2006-00083 in any such request.

Sincerely,

Sandra F. Keene

Landia J. Keene

EXHIBIT 2

7005 1160 0003 7918 4846

7005 1160 0003 7918 4846 7005 1160 0003 7918 4846 Telephone and the contraction of Restricted Delivery Fee (Endorsement Required) Return Receipt Fee (Endorsement Required) For delivery intornation visit our website at www.uspsrcomp U.S. Postal Service (CERTIFIED WAIL, RECEIPT (Domestic Mail Conty, No Insurance Coverage Provided) Jim Townsend
Webster County Judge Executive
P.O. Box 155 Certified Fee Dixon, Kentucky 42409 Postage 69 **}** Postmark Here Sieferlikanies

ATTORNEYS AT LAW

ONE RIVERFRONT PLAZA 401 W. MAIN STREET, SUITE 1400 LOUISVILLE, KENTUCKY 40202

> PHONE: (502) 584-1000 FAX: (502) 584-2318

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April 11, 2006

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¹Also admitted in Indiana ²Also admitted in New York ³Also admitted in Georgia and Illinois ⁴Also admitted in Massachusetts

Of Counsel
STUART E. ALEXANDER, JR.
CAROLYN K. BALLEISEN²
TERRENCE L. MCCOY
ROBERT A. DONALD¹

WILLIAM A. BUCKAWAY, JR.

CHARLES W. DOBBINS, JR.

TERRELL L. BLACK MARK W. DOBBINS STUART E. ALEXANDER, III

SANDRA F. KEENE

JOHN A. WILMES

J. E. BRIAN BLACK

THOMAS J. B. HURST PATRICK T. SCHMIDT

William J. Walsh, iv³

KATHLEEN M. W. SCHOEN RONALD J. HARRIS, JR. JENNIFER R. LUITJENS ⁴

> Jackie Nunn Route 2 Box-35-A Sebree, Kentucky 42455

> > RE: Application for Wireless Telecommunications Facility

Powertel/Memphis, Inc. (T-Mobile)

3300 State Road 370 East, Sebree, Kentucky 42455

Dear Ms. Nunn:

In addition to the information previously provided to you in the notice letter dated March 01, 2006, please be advised that you have the right to request intervention in this case. Please refer to Docket Number 2006-00083 in any such request.

Sincerely, Sandia J. Klone

Sandra F. Keene

6684 8167 6000 0411 8007

ATTORNEYS AT LAW

ONE RIVERFRONT PLAZA 401 W. MAIN STREET, SUITE 1400 LOUISVILLE, KENTUCKY 40202

> PHONE: (502) 584-1000 FAX: (502) 584-2318

www.tilfordlaw.com

April 11, 2006

HENRY J. TILFORD (1880-1968) CHARLES W. DOBBINS (1916-1992) DONALD H. BALLEISEN (1924-1993) LAWRENCE W. WETHERBY (1908-1994) RANDOLPH NOE (1939-2003)

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Of Counsel STUART E. ALEXANDER, JR. CAROLYN K. BALLEISEN² TERRENCE L. MCCOY ROBERT A. DONALD¹

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WILLIAM J. WALSH, IV³ J. E. BRIAN BLACK

KATHLEEN M. W. SCHOEN RONALD J. HARRIS, JR. JENNIFER R. LUITJENS ⁴

JOHN A. WILMES

Gary Peyton and Joseph Peyton P.O. Box 205 Slaughter, Kentucky 42456

RE: Application for Wireless Telecommunications Facility

Powertel/Memphis, Inc. (T-Mobile)

3300 State Road 370 East, Sebree, Kentucky 42455

Dear Mr. Peyton and Mr. Peyton:

In addition to the information previously provided to you in the notice letter dated March 01, 2006, please be advised that you have the right to request intervention in this case. Please refer to Docket Number 2006-00083 in any such request.

Sincerely, Gandia . Keene

Sandra F. Keene

U.S. Postal Service 4822 4822 나라되고 7918 7918 7978 Postage 0003 6000 7005 1160 0003 Certified Fee Postmark Return Receipt Fee (Endorsement Required) Here 1760 1160 Restricted Delivery Fee (Endorsement Required) 7005 Gary Peyton and Joseph Peyton P.O. Box 305 Slaughter, Kentucky 42456 RSIFOrm 3800, June 2002

ATTORNEYS AT LAW

ONE RIVERFRONT PLAZA 401 W. MAIN STREET, SUITE 1400 LOUISVILLE, KENTUCKY 40202

> PHONE: (502) 584-1000 FAX: (502) 584-2318

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April 11, 2006

HENRY J. TILFORD (1880-1968) CHARLES W. DOBBINS (1916-1992) DONALD H. BALLEISEN (1924-1993) LAWRENCE W. WETHERBY (1908-1994) RANDOLPH NOE (1939-2003)

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WILLIAM A. BUCKAWAY, JR. CHARLES W. DOBBINS, JR.

CHARLES W. DOBBINS, JR.
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SANDRA F. KEENE
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JOHN J. WILLAGE

JOHN A. WILMES
WILLIAM J. WALSH, IV³
J. E. BRIAN BLACK
KATHLEEN M. W. SCHOEN
RONALD J. HARRIS, JR.
JENNIFER R. LUITJENS ⁴

JOHN A. WILMES

William E. Wright 4022 State Route 370 East Sebree, Kentucky 42455

> Application for Wireless Telecommunications Facility RE:

> > Powertel/Memphis, Inc. (T-Mobile)

3300 State Road 370 East, Sebree, Kentucky 42455

Dear Mr. Wright:

In addition to the information previously provided to you in the notice letter dated March 01, 2006, please be advised that you have the right to request intervention in this case. Please refer to Docket Number 2006-00083 in any such request.

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ATTORNEYS AT LAW

ONE RIVERFRONT PLAZA 401 W. MAIN STREET, SUITE 1400 LOUISVILLE, KENTUCKY 40202

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HENRY J. TILFORD (1880-1968) CHARLES W. DOBBINS (1916-1992) DONALD H. BALLEISEN (1924-1993) LAWRENCE W. WETHERBY (1908-1994) RANDOLPH NOE (1939-2003)

¹Also admitted in Indiana ²Also admitted in New York ³Also admitted in Georgia and Illinois ⁴Also admitted in Massachusetts

Of Counsel
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KATHLEEN M. W. SCHOEN RONALD J. HARRIS, JR. JENNIFER R. LUITJENS 4

JOHN A. WILMES

Rosalie Edwards 4087 State Route 370 East Sebree, Kentucky 42455

RE: Application for Wireless Telecommunications Facility

Powertel/Memphis, Inc. (T-Mobile)

3300 State Road 370 East, Sebree, Kentucky 42455

Dear Ms. Edwards:

In addition to the information previously provided to you in the notice letter dated March 01, 2006, please be advised that you have the right to request intervention in this case. Please refer to Docket Number 2006-00083 in any such request.

Sincerely, Landia J. Keene

Sandra F. Keene

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JOHN A. WILMES WILLIAM J. WALSH, IV³ J. E. BRIAN BLACK

> Pamela and Dewayne Hunter 3949 State Route 370 East Sebree, Kentucky 42455

> > RE: Application for Wireless Telecommunications Facility

Powertel/Memphis, Inc. (T-Mobile)

3300 State Road 370 East, Sebree, Kentucky 42455

Dear Mr. and Mrs. Hunter:

In addition to the information previously provided to you in the notice letter dated March 01, 2006, please be advised that you have the right to request intervention in this case. Please refer to Docket Number 2006-00083 in any such request.

Sincerely, Sandia J. Klene

Sandra F. Keene

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ATTORNEYS AT LAW

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JOHN A. WILMES

J. E. BRIAN BLACK

William D. and Martha Wright 4046 State Route 370 East Sebree, Kentucky 42455

RE: Application for Wireless Telecommunications Facility

Powertel/Memphis, Inc. (T-Mobile)

3300 State Road 370 East, Sebree, Kentucky 42455

Dear Mr. and Mrs. Wright:

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Sincerely, Sandia J. Klene

Sandra F. Keene

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TERRENCE L. MCCOY ROBERT A. DONALD 1

Allied Resources P.O. Box 417 Sebree, Kentucky 42455

> **Application for Wireless Telecommunications Facility** RE:

Powertel/Memphis, Inc. (T-Mobile)

3300 State Road 370 East, Sebree, Kentucky 42455

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Sincerely,

Sandra F. Keene

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