## McBrayer, McGinnis, Leslie & Kirkland, Pllc

ATTORNEYS-AT-LAW

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July 16, 2007

Ms. Beth A. O'Donnell, Executive Director Public Service Commission P.O. Box 615 211 Sower Blvd. Frankfort, KY 40602-0615

PUBLIC SERVICE

RE:

Application of Cellco Partnership d/b/a Verizon Wireless, for Issuance of a Certificate of Public Convenience and Necessity to Construct an Additional Facility at 932 Fearing Road, Owingsville, Bath County, Kentucky ("Application") PSC Case No. 2007-00269 (Peasticks Facility)

Dear Ms. O'Donnell:

Enclosed please find a copy of correspondence forwarded to adjoining property owner Ginger Swartz on July 16, 2007 in regard to the above-referenced Application. Please file same with the Commission at your earliest convenience. Thank you for your attention to this matter.

Sincerely,

W. Brent Rice

Counsel for Verizon Wireless

WBR/dkw Enclosure

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201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 (859) 231-6518

July 16, 2007

Ms. Ginger Swartz 1545 Pistol Drive Olympia, KY 40358

RE: Your Recent Letter to the Kentucky Public Service Commission Case No. 2007-00269 (Peasticks Facility)

Dear Ms. Swartz:

Thank you for forwarding me a copy of your letter to the Public Service Commission in regard to my client, Verizon Wireless' pending application before the Commission.

I previously informed you our firm represents Verizon Wireless in this matter and I am pleased to provide you with additional information which hopefully will resolve your concerns.

For your additional information, Verizon Wireless proposes to construct this particular cell facility in Bath County in order to provide enhanced wireless communication services in the area. This particular facility will accommodate the citizens of Bath County and individuals traveling through it on I-64. The cell facility will also accommodate physicians, emergency medical personnel and others that are vital to all communities. The proposed location of the cell facility is the most suitable location in this area of the county due to its elevation and that it is situated in the search ring determined by radio frequency engineers to be the optimum location for coverage purposes. The proposed Verizon Wireless facility will accommodate other carriers in the future which will eliminate additional cell facilities being constructed near your property as well as others in the vicinity.

Verizon Wireless, and other wireless carriers for that matter, are required to adhere to stringent Federal Communication Commission and Federal Aviation Administration rules governing tower construction, maintenance and safety. A typical cell tower emits 100 watts of power or less. Those in urban areas such as the proposed tower may emit as little as 10 watts of power. In contrast, a television tower emits up to 5,000,000 watts, while a commercial radio station tower operates at up to 100,000 watts. Local police and fire department towers produce up to 500 watts of power. In

fact, the 1996 Federal Telecommunications Act prohibits local governments from establishing local safety or environmental standards for human exposure to radio frequency emissions.

The proposed cell tower has been designed and will be built to current national standards which are as reliable as surrounding structures. The design of the proposed cell tower has been prepared by a registered engineer in the Commonwealth of Kentucky, and has certified its design is within appropriate guidelines and standards. In the very unlikely event of failure of the tower mast, all debris would most likely lie within a circle whose center is the tower base and whose radius is no more than 60° of the tower height, well outside of the vicinity of your property. The tower will be fully grounded to guard against property damage or physical injury in the event of a lightning strike. It is safer to surrounding property and buildings for lightning to strike the tower than it is to strike other structures in the vicinity.

Finally, you may be interested to know that the site for the proposed cell facility was selected by Verizon Wireless radio frequency engineers who used computer programs, and who selected this site as the optimum site in terms of location to provide the best quality service to customers in the service area. We are required to provide full coverage without discrimination to the entire market. To date, there have been no objections to the proposed facility from local officials, or other residents in the area.

I am hopeful these comments have addressed your concerns, but if they have not I will be pleased to meet you to discuss this further, and show you the renderings, etc. for the proposed facility. Please do not hesitate to give me a call at our firm's Lexington office as I would like to further address any concerns you may have. I look forward to hearing from you soon.

L. Man - Me

W. Brent Rice

WBR/dkw

cc: Public Service Commission
Amy Harper/Verizon Wireless