



Steven L. Beshear  
Governor

Leonard K. Peters  
Secretary  
Energy and Environment Cabinet

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

David L. Armstrong  
Chairman

James Gardner  
Vice-Chairman

John W. Clay  
Commissioner

February 4, 2009

Mr. Marcus M. Burgher III  
Attorney At Law  
200 Elm Street  
Corydon, Indiana 47112

RE: Case No. 2009-00006  
Powertel/ Memphis

Dear Mr. Burgher:

This letter is in response to your letter received on January 27, 2009 regarding your concerns in the case referenced above. Your letter is being treated as an official protest and will be placed in the case file of this proceeding. The Commission will take your concerns into consideration in its review and decision in this matter.

Please be advised that the Attorney General is authorized by statute to intervene in Public Service Commission proceedings on behalf of utility ratepayers. If you wish the Attorney General's assistance in this matter, you should contact Mr. Dennis Howard, Office of Rate Intervention, at (502) 696-5453.

You may view all documents filed in this case on the Commission's website at <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 "H. Hoover".

Executive Director

JD/TW

cc: Parties of Record

E Bowman

**BURGHER & BURGHER**  
ATTORNEYS AND COUNSELORS AT LAW  
200 Elm Street  
Corydon, Indiana 47112  
Phone/Fax (812) 738-4505

RECEIVED  
JAN 27 2009  
PUBLIC SERVICE  
COMMISSION

MARCUS M. BURGHEN III  
MARCUS M. BURGHEN IV  
NICHOLAS W. HAVERSTOCK

104 Indiana Avenue  
P.O. Box 105  
English, Indiana 47118  
Phone/Fax (812) 338-2700

January 26, 2009

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

RE: Case No: 2009-00006 (The "9LV1109/Rough 1" Facility)

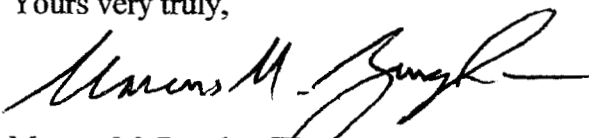
Dear Executive Director:

I presently own real property in the Rough River, Axtel, Kentucky area and I frequently travel over Highway 79 and Leo Bowlds Lane.

I object to the placement of any structure or facility, which may create a hazard or danger to me or my family as I travel along Highway 79 and/or Leo Bowlds Lane in the Axtel, Kentucky area.

The present proposal location for this project should be denied.

Yours very truly,

  
Marcus M. Burgher III

MMB/jb

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