

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF EAST KENTUCKY)	
NETWORK LIMITED LIABILITY COMPANY FOR)	
THE ISSUANCE OF A CERTIFICATE OF)	CASE NO.
PUBLIC CONVENIENCE AND NECESSITY TO)	2009-00064
CONSTRUCT A TOWER IN LETCHER)	
COUNTY, KENTUCKY)	

O R D E R

On March 6, 2009, East Kentucky Network, LLC d/b/a Appalachian Wireless ("East Kentucky") filed an application for a Certificate of Public Convenience and Necessity ("CPCN") to construct, maintain and operate a wireless telecommunications facility ("Cell Facility") at Dry Fork, Letcher County, Kentucky, an area that East Kentucky states is outside the jurisdiction of any local planning commission. By Commission Order dated April 20, 2009, Lee Etta Cummings ("Intervenor") was granted full intervention, since her property is located near the tower and she may be able to assist in the development or presentation of facts or issues before the Commission.

On April 23, 2009, Commission staff held an informal conference to discuss the Intervenor's concerns about the Cell Facility. The Intervenor submitted a report at that conference which provided appraised values of her property both prior to the cell tower construction and after its completion ("Appraisal Report"). On May 8, 2009, the Commission issued an Order permitting East Kentucky until May 13, 2009 to file a response to the Appraisal Report. This date had previously been established and

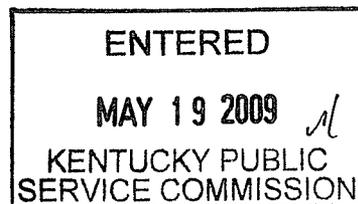
announced at the informal conference. A memorandum was also filed in the case summarizing the events that took place during that conference.

On May 13, 2009, East Kentucky filed a motion for an extension of time to file its responsive appraisal report. East Kentucky has requested a one-week extension until May 20, 2009. There is no opposition to the motion.

The Commission, being otherwise sufficiently advised, HEREBY ORDERS that East Kentucky shall have until May 20, 2009, to file a response to the Intervenor's Appraisal Report.

Done at Frankfort, Kentucky, this

By the Commission



ATTEST:



Executive Director

William S Kendrick
Francis, Kendrick and Francis First
Suite 504, 311 North Arnold Avenue
P.O. Box 268
Prestonsburg, KY 41653-0268

Gerald Robinette
General Manager
East Kentucky Network, LLC dba Appalachian
101 Technology Trail
Ivel, KY 41642

Janice Robinson
Technical Site Coordinator
East Kentucky Network, LLC dba Appalachian
101 Technology Trail
Ivel, KY 41642

Nora J Shepherd
Sword, Floyd & Moody, PLLC
218 West Main Street
Richmond, KY 40476