## COMMONWEALTH OF KENTUCKY PUBLIC SERVICE COMMISSION

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PUBLIC SERVICE COMMISSION

IN RE: CASE NO. 2009-00064

APPLICANT: EAST KENTUCKY NETWORK, LLC d/b/a APPALACHIAN WIRELESS

**INTERVENOR: LEE ETTA CUMMINGS** 

## WITHDRAWAL OF MOTION TO STRIKE

Comes the Applicant, East Kentucky Network, LLC d/b/a Appalachian Wireless ("EKN"), by counsel, and hereby notifies this honorable Commission that it has unilaterally withdrawn its Motion to Strike the testimony of the witness, Fred Webb, previously filed herein.

WHEREFORE, the proper orders of the Commission are requested.

FRANCIS, KENDRICK & FRANCIS

William S. Kendrick Counsel for Applicant 311 North Arnold Avenue P.O. Box 268 Prestonsburg, Kentucky 41653 606/886-2812 606/886-8833 – Fax

## **CERTIFICATE OF SERVICE**

This is to certify that a true and correct copy of the foregoing Motion was served upon the following on this 44 day of January, 2010:

Hon. Nora J. Shepherd P.O. Box 300 Richmond, Kentucky 40476-0300

Hon. Allyson Honaker Counsel for Public Service Commission 211 Sower Blvd. Frankfort, Kentucky 40602

William S. Kendrick