

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

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JUN -1 2009

PUBLIC SERVICE
COMMISSION

In the Matter of:

APPLICATION OF NEW CINGULAR WIRELESS PCS, LLC)
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO CONSTRUCT)
A WIRELESS COMMUNICATIONS FACILITY AT)CASE: 2009-00076
SEALS HOLLOW RD, LITTCARR)
KNOTT COUNTY, KENTUCKY, 41834)

SITE NAME: AMBURGEY (252G0124)

REQUEST FOR DECISION IN THE ABOVE APPLICATION

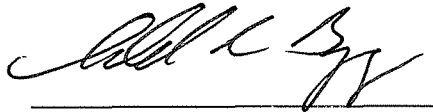
New Cingular Wireless PCS, LLC ("Applicant"), by counsel, respectfully requests the Kentucky Public Service Commission ("PSC") to grant a Certificate of Public Convenience and Necessity ("CPCN") in the within administrative proceeding forthwith based on the following facts and circumstances:

1. Applicant has met all filing requirements applicable to this proceeding as prescribed by the Kentucky Revised Statutes and The Kentucky Administrative Regulations, including notification of persons entitled to notice of the filing of the subject Application for CPCN by certified mail, publication and posted signs.
2. To date and subsequent to such notification of potentially interested parties, no request for intervention has been filed with the PSC in this case.
3. Applicant has responded to John Amburgy's request for information and presumes the response has satisfied the concerns since no request for intervention has been received within the 30 day time period as set forth in the PSC's letter dated April 23, 2009.

4. The Wireless Communication Facility ("WCF") that is the subject of the Application for a CPCN filed in this case is a vital element of the Applicant's wireless provisions of Applicant's Federal Communications Commission license.

Wherefore, the Applicant, by Counsel, urges the PSC to grant a CPCN forthwith in accordance with the terms of the Application in this proceeding.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Todd R. Briggs", written over a horizontal line.

Todd R. Briggs
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