Steven L. Beshear Governor

Leonard K. Peters Secretary Energy and Environment Cabinet

Commonwealth of Kentucky Public Service Commission 211 Sower Blvd. P.O. Box 615 Frankfort, Kentucky 40602-0615 Telephone: (502) 564-3940 Fax: (502) 564-3460 psc.ky.gov

# April 6, 2009

Honorable W. Brent Rice Attorney At Law McBrayer, McGinnis, Leslie and Kirkland, PLLC 201 East Main Street Suite 1000 Lexington, KY 40507

RE: Case No. 2009-00131 Powertel/Memphis, Inc. dba T-Mobile

The Commission staff has reviewed your application in the above case and finds that it meets the minimum filing requirements. Enclosed please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,

Ryan Gatewood, Director Division of Filings

RG/ke Enclosure David L. Armstrong Chairman

> James Gardner Vice-Chairman

John W. Clay Commissioner

KentuckyUnbridledSpirit.com



# MCBRAYER, MCGINNIS, LESLIE & KIRKLAND, PLLC

ATTORNEYS-AT-LAW

# RECENT

W. BRENT RICE brice@mmlk.com

APR 01 2009

PUBLIC SERVICE COMMISSION 201 E. Main Street, Suite 1000 Lexington, Kentucky 40507 (859) 231-8780 FAX (859) 231-6518 APR **01** 2009

April 1, 2009

PUBLIC SERVICE COMMISSION VIA HAND DELIVERY

Mr. Jeff Derouen, Executive Director Public Service Commission 211 Sower Blvd. Frankfort, KY 40602-0615

> RE: Application of Powertel/Memphis, Inc. d/b/a T-Mobile, for Issuance of a Certificate of Public Convenience and Necessity to Construct an Additional Facility at U.S. Hwy. 60 and Dickerson Lane, Irvington, Breckinridge County, Kentucky ("Application") PSC Case No. 2009-00131 (The "9LV1111/Garfield" Facility)

Dear Mr. Derouen:

Please be advised that the undersigned represents Powertel/Memphis, Inc. in regard to the above-referenced Application which I am filing on its behalf today with the Commission.

Enclosed please find one original and five copies of the Application along with one set of project description drawings, signed and sealed by a licensed professional engineer in Kentucky.

Any comments or questions in regard to the application should be forwarded to the undersigned. Thank you for your assistance in this matter.

Sincerely,

L. Jami Ja

W. Brent Rice Counsel for Powertel/Memphis, Inc.

WBR/dkw Enclosures



#### APR 01 2009

PUBLIC SERVICE

COMMISSION

# COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

ORIGINAL

) CASE NO. 2009-00131

)

)

)

FILED

APR 0 1 2009

PUBLIC SERVICE COMMISSION

CELL FACILITY AT U.S. HWY. 60 AND DICKERSON) LANE, IRVINGTON, BRECKINRIDGE COUNTY, ) KENTUCKY

APPLICATION OF POWERTEL/MEMPHIS, INC.

CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT AN ADDITIONAL

APPLICANT SITE NAME: THE GARFIELD FACILITY)

# **APPLICANT SITE NUMBER: 9LV1111**

d/b/a T-MOBILE FOR ISSUANCE OF A

### **APPLICATION**

Powertel/Memphis, Inc., a Delaware corporation d/b/a T-Mobile ("Applicant") applies for a Certificate of Public Convenience and Necessity to construct and operate an additional cell facility to serve the customers of its cellular radio telecommunications network in the Commonwealth of Kentucky. In support of this Application, Applicant, respectfully states that:

1. Its complete name, address and telephone number are: Powertel/Memphis, Inc., d/b/a T-Mobile, Four Concourse Parkway, Suite 300, Atlanta, Georgia 30328, having a local address of 11509 Commonwealth Drive, Louisville, Kentucky 40299. The local telephone number is (502)297-6202.

2. The Applicant is a Delaware general partnership. A copy of its Articles of Incorporation; Certificate of Amendment changing its name from Intercell Memphis MTA, Inc. to Powertel/Memphis, Inc.; and its applicable Federal Communications License for this market area is attached as **Exhibit A**.

3. The Applicant proposes to construct an additional cellular facility in Breckinridge County, Kentucky (the "Cell Facility"). The Cell Facility will be comprised of