

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY RSA #4)
CELLULAR GENERAL PARTNERSHIP FOR)
ISSUANCE OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO) CASE NO.
CONSTRUCT A WIRELESS) 2010-00047
TELECOMMUNICATIONS FACILITY)
(BRADFORDSVILLE) IN RURAL SERVICE)
AREA #4 (MARION) OF THE)
COMMONWEALTH OF KENTUCKY)

O R D E R

On March 22, 2010, Kentucky RSA #4 Cellular General Partnership d/b/a Bluegrass Cellular ("Bluegrass Cellular") filed an application seeking a Certificate of Public Convenience and Necessity to construct and operate a wireless telecommunications facility to be located at 5210 Highway 1157, Lebanon, Kentucky 40033. On May 13, 2010, Bluegrass Cellular submitted a notice to the Commission stating its intent to withdraw the application. Bluegrass Cellular states that it intends to move the proposed tower from the location specified in the application to another location "in order to accommodate local matters in a situation where technological imperatives make such an accommodation practicable, feasible and economic." Bluegrass Cellular states that it will file a new application.

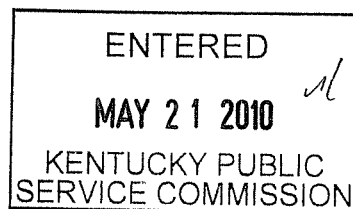
The Commission shall treat the notice of withdrawal as a motion and, having reviewed the pleading, finds that the motion for withdrawal should be granted. The Commission has received several comments from concerned citizens within Marion

County regarding the proposed tower construction. None of those persons are formal parties to the proceeding. However, due to their ongoing interest in this matter, the Commission finds that the Executive Director should serve a copy of this Order upon each of those persons to inform them of the status of this proceeding. Should Bluegrass Cellular decide to file a new application for a tower to be located at a different site, it shall request a new case number from the Commission. This matter shall be closed and removed from the Commission's docket.

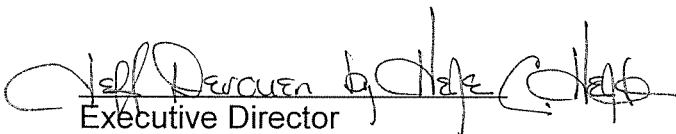
IT IS HEREBY ORDERED that:

1. Bluegrass Cellular's Motion to Withdraw the application is granted.
2. The Executive Director shall serve a copy of this Order upon the following:
 - a. John G. Mattingly, County Judge/Executive, Marion County Fiscal Court, 223 North Spalding Avenue, Room 201, Lebanon, KY 40033.
 - b. Thomas T. Tucker, M.D., 1250 Mannsville Road, Lebanon, KY 40033.
 - c. Janie M. Drye, 245 Rosewood Drive, Lebanon, KY 40033.
3. This matter is closed and removed from the Commission's docket.

By the Commission



ATTEST:


Executive Director

Honorable John E Selent
Attorney at Law
Dinsmore & Shohl, LLP
1400 PNC Plaza
500 West Jefferson Street
Louisville, KY 40202