

# BRIGGS LAW OFFICE, PSC

---

1301 Clear Springs Trace | Suite 205 | Louisville, Kentucky 40223

Telephone [502] 412-9222 | Facsimile [866] 333-4563

todd@briggslawoffice.net

**TODD R. BRIGGS**

*also admitted in Colorado*

September 15, 2011

**VIA USPS CERTIFIED MAIL; RETURN RECEIPT REQUESTED**

Rhonda Gallimore  
1247 Lawson Road  
Murray, KY 42071

**RECEIVED**

SEP 19 2011

**PUBLIC SERVICE  
COMMISSION**

**RE: Kentucky Public Service Commission Case Number: 2011-00281**

Dear Ms. Gallimore,

The Kentucky Public Service Commission has forwarded your letter dated September 5, 2011 in regards to New Cingular Wireless PCS, LLC d/b/a AT&T Mobility's application to construct a wireless communications facility at 1236 Lawson Road, Murray, Kentucky.

The certified notification letter you received from this office providing details of the proposed wireless communication facility specifically stated; "This notice is being sent to you because the Calloway County Property Valuation Administrator's records indicate that you own property that is within a 500' radius of the proposed tower OR contiguous to the property on which the tower is to be constructed."(emphasis added) Your property is contiguous to the property on which the tower is to be constructed and well over one thousand feet (1000') from the location of the proposed tower and not within five hundred (500') as indicated in your letter.

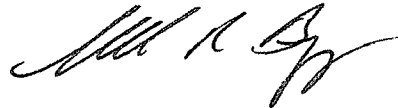
Section 706 of the Telecommunications Act of 1996 directed the Federal Communications Commission (FCC) to encourage deployment of advanced telecommunications capability to all Americans on a reasonable and timely basis. The FCC has also furthered the intentions of Congress by repeatedly emphasizing the importance of wireless emergency 911

services for the greater public safety. The daily average of 911 calls made using wireless services has steadily increased with a continuing trend as numbers of wireless subscribers are increasing. Moreover, federal, state and local public safety authorities routinely rely on wireless network infrastructure to deploy wireless communication equipment necessary for essential emergency services and supporting homeland security.

New Cingular Wireless PCS, LLC, as holder of the wireless license in this area, is required by the FCC to adequately provide wireless coverage throughout this license area. We take this responsibility seriously by annually spending millions of dollars throughout the Commonwealth of Kentucky in support of this requirement. The selection of the location for our infrastructure is based upon radio frequency analysis of our existing and planned network capabilities which includes existing coverage and capacity within this license area.

Please feel free to contact me with any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Todd R. Briggs". The signature is fluid and cursive, with the first name "Todd" being the most prominent.

Todd R. Briggs  
Counsel for New Cingular Wireless PCS, LLC  
d/b/a AT&T Mobility

Cc: Executive Director, Kentucky Public Service Commission  
Jonathan Royston, AT&T General Services, Inc.