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James W. Gardner
Chairman

Daniel E. Logsdon Jr.
Vice Chairman

J. Roger Thomas
Commissioner

March 23, 2016

Woody Allen
112 Coinwood Blvd.
Georgetown, KY 40324

RE: Case No. 2015-00377

Application of East Kentucky Network, LLC dba Appalachian Wireless for the Issuance of a Certificate of Public Convenience and Necessity to Construct a Tower in Breathitt County, Kentucky

Dear Mr. Allen:

This is in response to your letter received on March 2, 2016. The letter has been placed in the official case file of this proceeding and the Commission will carefully analyze this application before rendering its final decision.

By this letter, the attached public comment has been forwarded to the Applicant for a response. Commission Staff requests the Applicant to submit a written response to the public comment, with a copy to the Commission, within 15 days of the date of this letter.

If a person wishes to become a party in this matter he should submit to the Commission a request for intervention, if intervention is desired. If no request for intervention is received within 30 days of the date of this letter, the Commission Staff will presume that the Applicant's reply has satisfied the concerns raised in the attached request for information.

It may be helpful for you to know the state authority, specifically, that of the Public Service Commission, in this matter has been limited by federal law. For example, Section 704 of the federal Telecommunications Act of 1996 prohibits this Commission from regulating the placement of wireless facilities on the basis of environmental effects of the radio frequency emissions to the extent that facilities comply with Federal Communications Commission regulations. Section 704 also prohibits a state or local government from prohibiting telecommunications facilities construction if such denial will have the effect of prohibiting service. In addition, this Commission is required by statute to ensure that utility service, including telecommunications service, is adequate and reliable. The Commission does, however, consider appropriate placement of necessary facilities within applicable engineering boundaries. It also pursues a policy of collocation of facilities whenever possible.

You may view Orders and data requests issued by the Commission or other formal case documents on our website <http://psc.ky.gov>.

Thank you for your letter of interest and concern in this matter.

Sincerely,

James W. Gardner
Acting Executive Director

February 27, 2016

RECEIVED

MAR 2 2016

Public Service
Commission

Executive Director's Office

Public Service Commission of Kentucky

P.O. Box 615

Frankfort KY. 40602

This letter is in regards to Case No. 2015-00377 for a proposed 300-foot self supporting tower to provide cellar communications in Breathitt County, Kentucky. My wife and I, as adjacent property owners of the proposed site, have unanswered concerns about the placement of the tower. We also have concerns about the adverse environmental effects this tower and structure may have on the environment, the community and our adjoining property.

We would like to meet on site with person or persons who could give us some information and data on the effects of the microwaves emitted from this tower and structure installation. Also we have concerns about the location of tower and guide wires as to property line locations.

We have additional concerns about the 300 foot self supporting tower falling in some future event. If this should happen, would it be confined within the agreed leased boundaries? Also will there be a vehicle access road to the tower for maintaining the structure? If so this may be a good place for us to meet to have our concerns addressed.

Sincerely,

A handwritten signature in black ink, appearing to read "Woody Allen", written in a cursive style.

C: Lynn Haney

*Cindy D McCarty
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