



Matthew G. Bevin
Governor

Charles G. Snavely
Secretary
Energy and Environment Cabinet

Commonwealth of Kentucky
Public Service Commission
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psc.ky.gov

Michael J. Schmitt
Chairman

Robert Cicero
Vice Chairman

Talina R. Mathews
Commissioner

September 25, 2017

Brad McGregor
692 SR 348 East
Symsonia, KY 42082

RE: Case No. 2017-00368

Application of New Cingular Wireless PCS, LLC d/b/a AT&T Mobility For Issuance of a Certificate of Public Convenience and Necessity to Construct a Wireless Communications Facility in the Commonwealth of Kentucky in the County of Graves

Dear Mr. McGregor:

This is in response to your letter received on September 25, 2017. 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,

A handwritten signature in cursive script that reads "John S. Lyons".

John S. Lyons
Acting Executive Director

cc: Parties of Record

RECEIVED

SEP 25 2017

PUBLIC SERVICE
COMMISSION

Brad McGregor
692 SR 348 East
Symsonia, KY 42082



September 19, 2017

Pike Legal
1578 Highway 44 East, Suite 6
Shepherdsville, KY 40165-0369

RE: Docket No. 2017-00368 – Notice of Proposed Construction of Wireless Communications Facility
Site Name: Symsonia

To Whom It May Concern:

I strongly oppose construction of the proposed cell tower contiguous to my property at 692 SR 348 East, Symsonia, KY 42082.

Thank you for your careful consideration of this letter.

Sincerely,

A handwritten signature in black ink, appearing to read "Brad McGregor".

Brad McGregor

CC: Public Service Commission
Executive Director
211 Sower Blvd.
P.O. Box 615
Frankfort, KY 40602
Docket #2017-00368

*Honorable David A Pike
Attorney at Law
Pike Legal Group PLLC
1578 Highway 44 East, Suite 6
P. O. Box 369
Shepherdsville, KENTUCKY 40165-0369

*New Cingular Wireless PCS, LLC dba AT&T
1010 N St Mary's Street, 9th Floor
San Antonio, TX 78215