Matthew G. Bevin Governor

Charles G. Snavely 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

Michael J. Schmitt Chairman

> Robert Cicero Vice Chairman

Talina R. Mathews Commissioner

October 3, 2017

Steve Fisk 711 Weatherwood Rd 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. Fisk:

This is in response to your letter received on September 28, 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,

Gwen R. Pinson Executive Director

Steven R. Punson

cc: Parties of Record



RECEIVED

SEP 28 2017

PUBLIC SERVICE COMMISSION

Kentucky Public Service Commission Executive Director 211 Sower Blvd P. O. Box 615 Frankfort, KY 40602-0615

September 25, 2017

RE: Case 2017-00368

New Wireless Facility at 850 State Route 348 East

Symsonia, KY 42082

To Whom It May Concern:

Please be advised that I am in support of the proposed cell phone tower to be located at 850 State Route 348 East in Symsonia, KY. I know that a few of my neighbors have expressed concern and have written letters of opposition. However, as a business person who has a home office, my current coverage is terrible and I often go outside to make calls. My wife has Verizon service and she has limited but better service than I do and it's evident AT&T needs a stronger signal in our area.

I don't know what effect if any this tower would have on internet service, but better internet coverage is also needed in the area. My only reliable internet service today is satellite internet which is very expensive for the service and amount of data I receive. I am excited that a new tower is going up, which I hope will improve both my cell and internet service. We currently are unable to watch a movie through our internet without constant buffering!

Please don't let the few people who are loudly opposing stop you from putting up the tower. Please know there are citizens in this community that support putting up the tower and understand the need.

Sincerely,

Steve Fisk

711 Weatherwood Rd Symsonia, KY 42082 *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