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Commonwealth of Kentucky  
**Public Service Commission**

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Michael J. Schmitt  
Chairman

Robert Cicero  
Vice Chairman

Talina R. Mathews  
Commissioner

October 02, 2017

**PARTIES OF RECORD**

RE: Case No. **2017-00110**

The Commission staff has reviewed the application in the above case and finds that it meets the minimum filing requirements and has been accepted for filing.

Enclosed please find a stamped filed copy of the first page of your filing. This case has been docketed and will be processed as expeditiously as possible.

If you need further assistance, please contact my staff at 502-564-3940.

Sincerely,

A handwritten signature in cursive script that reads "Gwen R. Pinson".

Gwen R. Pinson  
Executive Director

GP/AH

**FILED**  
SEP 22 2017  
PUBLIC SERVICE  
COMMISSION

**COMMONWEALTH OF KENTUCKY**  
**BEFORE THE PUBLIC SERVICE COMMISSION**

**RECEIVED**  
SEP 22 2017  
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 CONSTRUCT A CELL SITE  
(MANNSVILLE) IN RURAL SERVICE AREA #4  
(TAYLOR COUNTY) OF THE COMMONWEALTH  
OF KENTUCKY**

**CASE NO. 2017-00110**

**APPLICATION FOR A CERTIFICATE  
OF PUBLIC CONVENIENCE AND NECESSITY (MANNSVILLE)**

Kentucky RSA #4 Cellular General Partnership ("Kentucky RSA #4"), through counsel, pursuant to KRS 278.020 and 278.040 and 807 KAR 5:063, hereby submits this application for a certificate of public convenience and necessity to construct and operate a new 280 foot cell tower facility to provide cellular telephone service to be known as the Mannsville cell site in and for rural service area ("RSA") #4 of the Commonwealth of Kentucky, namely the counties of Anderson, Green, Hardin, Larue, Marion, Mercer, Nelson, Spencer, Taylor and Washington, Kentucky. The proposed cell tower facility will be located at 433 Christian Church Road, Campbellsville, Kentucky, 42718.

1. Pursuant to the FCC Order, Docket No. 08-165, dated November 18, 2009, ¶ 32, pp. 11 & 12, the Commission has 150 days to process this application for a certificate of public convenience and necessity to construct a cell tower facility. If the Commission fails to act upon this application within 150 days, then Kentucky RSA #4 may seek redress with the U.S. District Court for the Eastern District of Kentucky.<sup>1</sup>

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<sup>1</sup>In the Matter of: Petition for Declaratory Ruling to Clarify Provisions of Section 332(c)(7)(B) to Ensure Timely Siting Review and to Preempt Under Section 253 State and Local Ordinances that Classify all Wireless Siting Proposals as Requiring a Variance, FCC Order, Docket No. 08-165, November 18, 2009, pp 11 and 12. ("Specifically, we find that a "reasonable period of time" is, presumptively 90 days to process personal wireless service facility siting applications requesting collocations, and, also presumptively, 150 days to process all other applications. (Relevant pages attached as Exhibit "L"). Accordingly, if State or local governments do not act upon applications within those timeframes, then a "failure

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