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Talina R. Mathews
Commissioner

July 18, 2019

James Wilkerson
98 Askins Road
Fordsville, KY 42343

RE: Case No. 2019-00177

Kentucky RSA #3 Cellular General Partnership Application for Approval to Construct and Operate a New Cell Facility to Provide Cellular Radio Service (Fordsville) in Rural Service Area #3 (Ohio County) in the Commonwealth of Kentucky

Dear Mr. Wilkerson:

The Public Service Commission acknowledges receipt of your public comment letter regarding your concerns as to the application for approval to construct a wireless communications facility in the case referenced above. Your comment has been placed in the official case file of this proceeding. The Commission will carefully analyze your comment as part of its review before rendering its final decision in this matter.

By this letter, we are forwarding a copy of your comment to the Applicant for a response. Commission Staff requests the Applicant to submit a written response to the comment, with a copy to the Commission, within 15 days of the date of this letter.

It may be helpful for you to know that federal law limits state authority, specifically that of the Commission, in the review of this matter. For example, Section 704 of the federal Telecommunications Act of 1996 prohibits this Commission from regulating the placement of wireless facilities based on 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.

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

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

Sincerely,

A handwritten signature in black ink that reads "Gwen R. Pinson". The signature is written in a cursive style with a large, stylized 'G' and a long, sweeping underline.

Gwen R. Pinson
Executive Director

cc: Parties of Record

RECEIVED

JUL 10 2019

PUBLIC SERVICE
COMMISSION

I James Wilkerson would like to object to the proposal of the cell tower being built over my farm where I have cattle. I would like to know why I wasn't notified when the first tower went up. The only ones I see benefiting from it is the Halls. I don't want it over my farm because it could fall on my land or lightning could hit one of my cows. The tower draws lightning.

Thanks James Wilkerson
7-3-19

98 Askins Road
Fordsville Ky 42343
Case # 2019-00177

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