



**Andy Beshear**  
Governor

**Rebecca W. Goodman**  
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Energy and Environment Cabinet

Commonwealth of Kentucky  
**Public Service Commission**  
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Chairman

**Amy D. Cabbage**  
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**Marianne Butler**  
Commissioner

November 08, 2021

David A. Pike  
Pike Legal Group, PLLC  
P. O. Box 369  
Shepherdsville, KY 40165-0369

RE: New Cingular Wireless PCS, LLC  
Case No. 2021-00416 - Filing Deficiencies

The Commission Staff has reviewed the application in the above case. This filing is rejected for the reasons set forth below.

Filing deficiencies pursuant to:

- (1) 807 KAR 5:001 Section 14(3): If a limited liability company, the applicant shall identify in the application the state in which it is organized and the date on which it was organized, attest that it is in good standing in the state in which it is organized, and, if it is not a Kentucky limited liability company, state whether it is authorized to transact business in Kentucky; As of this letter, the company is not in good standing, having had its certificate revoked by the Kentucky Secretary of State as of 10/19/21
- (2) 807 KAR 5:063 Section 1(1) (k): A map, drawn to a scale no less than 1-inch equals 200 feet, that identifies every structure and every owner of real estate within 500 feet of the proposed tower; The pages 76-79 are not legible when printed or pulled up on screen.
- (3) 807 KAR 5:063 Section 1(1) (l): A statement that every person who, according to property valuation administrator's records, owns property within 500 feet of the proposed tower has been: Notified by certified mail, return receipt requested, of the proposed construction; There are no copies of certified letters or post office certifications sent to homeowners.
- (4) 807 KAR 5:063 Section 1(1) (m): A list of the property owners who received the notice, together with copies of the certified letters sent to listed property owners; There are two property owners that were incorrectly identified on the mailings, parcel D2 and Q1; There also appears to be a portion of property adjacent to U1 that appears to be within 500 ft. There are several property owners along Highway 381 that did not receive any notice and it is difficult to determine whether they are within 200 ft of the access road.
- (5) 807 KAR 5:063 Section 1(1) (q): A statement that notice of the location of the proposed construction has been published in a newspaper of general circulation in the county in which the construction is proposed; The company provided no proof of publication in a newspaper

You are requested to submit the information necessary to cure the deficiencies within 20 days of the date of this letter. If you need further assistance, please contact my staff at 502-564-3940.

Sincerely,

A handwritten signature in blue ink that reads "Linda C. Birdwell". The signature is written in a cursive style with a large initial "L".

Linda C. Birdwell

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