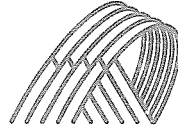


EAST KENTUCKY NETWORK
101 TECHNOLOGY TRAIL
IVEL, KY 41642
PHONE: (606) 874-7550
FAX: (606) 874-7551
EMAIL: INFO@EKN.COM
WEBSITE: WWW.EKN.COM

EAST KENTUCKY
NETWORK



RECEIVED

MAR 19 2010

PUBLIC SERVICE
COMMISSION

March 17, 2010

Linda Faulkner, Division Director Filings
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, KY 40602-0615

RE: Public Service Commission of Kentucky (Case No. 2009-00424)

Dear Ms. Faulkner:

Please find enclosed the approval letter from the FAA and the email from the KAZC confirming that a permit is not required for the Cordia Tower (Case No. 2009-00424).

If you have any further questions, feel free to contact me at 606-791-2375, ext. 1007 or via email lhane@ekn.com.

Sincerely,

Lynn Haney
Staff Accountant/
Compliance Coordinator

Enclosures (2)



Federal Aviation Administration
Air Traffic Airspace Branch, ASW-520
2601 Meacham Blvd.
Fort Worth, TX 76137-0520

Aeronautical Study No.
2009-ASO-7141-OE

Issued Date: 12/23/2009

Ali Kuzehkanani
East Kentucky Network, LLC
8300 Greensboro Drive, Suite 1200
McLean, VA 22102

**** DETERMINATION OF NO HAZARD TO AIR NAVIGATION ****

The Federal Aviation Administration has conducted an aeronautical study under the provisions of 49 U.S.C., Section 44718 and if applicable Title 14 of the Code of Federal Regulations, part 77, concerning:

Structure:	Antenna Tower Cordia
Location:	Cordia, KY
Latitude:	37-17-03.60N NAD 83
Longitude:	83-06-46.10W
Heights:	190 feet above ground level (AGL) 1628 feet above mean sea level (AMSL)

This aeronautical study revealed that the structure does not exceed obstruction standards and would not be a hazard to air navigation provided the following condition(s), if any, is(are) met:

Based on this evaluation, marking and lighting are not necessary for aviation safety. However, if marking and/or lighting are accomplished on a voluntary basis, we recommend it be installed and maintained in accordance with FAA Advisory circular 70/7460-1 K Change 2.

While the structure does not constitute a hazard to air navigation, it would be located within or near a military training area and/or route.

This determination is based, in part, on the foregoing description which includes specific coordinates, heights, frequency(ies) and power. Any changes in coordinates, heights, and frequencies or use of greater power will void this determination. Any future construction or alteration, including increase to heights, power, or the addition of other transmitters, requires separate notice to the FAA.

This determination does include temporary construction equipment such as cranes, derricks, etc., which may be used during actual construction of the structure. However, this equipment shall not exceed the overall heights as indicated above. Equipment which has a height greater than the studied structure requires separate notice to the FAA.

This determination concerns the effect of this structure on the safe and efficient use of navigable airspace by aircraft and does not relieve the sponsor of compliance responsibilities relating to any law, ordinance, or regulation of any Federal, State, or local government body.

A copy of this determination will be forwarded to the Federal Communications Commission (FCC) because the structure is subject to their licensing authority.

If we can be of further assistance, please contact our office at (847) 294 7575. On any future correspondence concerning this matter, please refer to Aeronautical Study Number 2009-ASO-7141-OE.

Signature Control No: 670813-121056102

(DNE)

Vivian Vilaro
Specialist

Attachment(s)
Frequency Data

cc: FCC

Frequency Data for ASN 2009-ASO-7141-OE

LOW FREQUENCY	HIGH FREQUENCY	FREQUENCY UNIT	ERP	ERP UNIT
806	824	MHz	500	W
824	849	MHz	500	W
851	866	MHz	500	W
869	894	MHz	500	W
896	901	MHz	500	W
901	902	MHz	7	W
930	931	MHz	3500	W
931	932	MHz	3500	W
932	932.5	MHz	17	dBW
935	940	MHz	1000	W
940	941	MHz	3500	W
1850	1910	MHz	1640	W
1930	1990	MHz	1640	W
2305	2310	MHz	2000	W
2345	2360	MHz	2000	W

Lynn Haney

From: Gerald Robinette [grobinette110@ekn.com]
Sent: Wednesday, March 10, 2010 12:11 PM
To: lhaney@ekn.com
Subject: FW: 678 - KAZC study request for the proposed Cordia site
Signed By: grobinette110@ekn.com
Importance: Low
FYI

Thanks,
Gerald F. Robinette

East Kentucky Network, LLC
101 Technology Trail
Ivel, Kentucky 41642
grobinette110@ekn.com

606-791-9090

From: Ali Kuzehkanani [mailto:AKuzehkanani@fcclaw.com]
Sent: Wednesday, March 10, 2010 11:54 AM
To: Marty Thacker
Cc: Gerald Robinette
Subject: FW: 678 - KAZC study request for the proposed Cordia site
Importance: Low

From: KYTC Airport Zoning Comm (KYTC) [mailto:KYTC.AirportZoningComm@ky.gov]
Sent: Friday, December 04, 2009 5:10 PM
To: Ali Kuzehkanani
Subject: RE: 678 - KAZC study request for the proposed Cordia site
Importance: Low

Ali,

This permit application does not required a permit from the Kentucky Airport Zoning Commission. It's located beyond the 20,000 foot horizontal distance from the Hazard Airport and does not exceed 200 feet above ground level. Save this email for your records.

Thank you

3/10/2010

John Houlihan, Administrator
Kentucky Airport Zoning Commission

From: Ali Kuzehkanani [mailto:AKuzehkanani@fcclaw.com]
Sent: Thursday, December 03, 2009 5:34 PM
To: KYTC Airport Zoning Comm (KYTC)
Subject: 678 - KAZC study request for the proposed Cordia site

Dear Madam/Sir:

Forwarded herewith in accordance with KRS 183.990 and Chapter 50 of Title 602 of the Kentucky Administrative Regulations, is an "Application for Permit to Construct or Alter a Structure" (Form TC 56-50) for a 190-foot communications support structure (Cordia) proposed near Cordia (Knott), KY. The site is located approximately 0.4 mi (0.6 kilometers) NNW of Cordia (Knott), KY at geographic coordinates (**NAD83**) N 37-17-03.6; W 83-06-46.1.

Attached is a copy of the electronic FAA 7460-1 filing. A copy of the final FAA determination will be provided to you as soon as it is issued.

Please let me know if you have any questions or require any additional information.

Thank you in advance for your help in this matter.

Regards

Ali Kuzehkanani

Director of Engineering
Lukas, Nace, Gutierrez & Sachs, LLP
8300 Greensboro Drive, Suite 1200
McLean, VA 22102
Direct (703) 584-8667
Mobile (703) 927-1961
Fax (703) 584-8696
Email ali@fcclaw.com
Email akuzehkanani@fcclaw.com

3/10/2010