

DOC11R

**Case Management System - KY Public Service Commission***Regular Cases Before the Commission as of July 17, 2024***2009-00006**

RECEIVED: 01/13/09

FILED: 01/13/09

FINAL: 11/30/09

REOPENED:

SUSPENSION DATE:

CASE NATURE: Rough 1 Site; Leo Bowlds Road, Hardinsburg

**CASE CODE**

Construct Cell Site - No P&amp;Z Commission

**UTILITIES:**

Powertel/Memphis, Inc. dba T-Mobile

INTERVENORS: Henning

**HEARINGS:**

10/22/09 Formal Hearing  
 10/22/09 Formal Hearing  
 04/07/09 Informal Conference

**INDEX OF EVENTS:**

11/30/09 Order Entered: Applicant is granted Certificate to construct a wireless communications facility: Shall file a copy of final decision regarding the pending KAZC applications for the proposed construction within 10 days of receiving the decision: Applicant shall immediately notify the PSC in writing is after the antenna tower is built and utility service is commended the tower is not used for a period of three months in the manner authorized by this Order: Applicant shall notify the PSC in writing within 20 days of completion that is has finished construction of the tower and the date upon which said construction was complete

10/22/09 Powertel/Memphis' FAA and KAZC Determinations  
 10/16/09 James & Nancy Henning's Letter Re: Photo Exhibits  
 10/15/09 Powertel/Memphis' List of Exhibits Proposed to Produce at Hearing  
 09/25/09 Powertel/Memphis' Witness List to be Produced at Hearing  
 09/22/09 James and Nancy Henning's List of Witnesses  
 08/12/09 Order Entered: A hearing on the proposed cell facility is scheduled for Oct 22, 09 at 9: On or before Sept 24, 09 each party shall file with the PSC a list of witnesses it proposes to produce at hearing together with a brief summary as an offer of proof for each witness: On or before Oct 13, 09 each party shall file with the PSC a list of exhibits it proposes to produce at Hearing: T-Mobile shall appear a the hearing and shall be prepared to address at a minimum the following issues: Public necessity for the construction of the facility: Jurisdictional safety issues design engineering and construction including the suitability and preparation of the cell facility

06/05/09 Powertel/Memphis' Response to Intervenor's List of Proposed Alternative Locations and Motion to Submit Application for Approval on the Record

05/21/09 Order Entered: Motion to submit the matter for approval is denied: Suitable site information is deemed filed: Applicant shall have until June 5, 09 to file its responses to the suitable alternative sited filed by the Intervenor's The responses should contain the information set out in the PSC April 22, 09 Order

05/15/09 Powertel/Memphis Motion to Submit Matter for Approval on the Record  
 05/14/09 James and Nancy Henning's list of alternative locations for proposed cell facility  
 04/22/09 Order Entered; Intervenor's shall file with the PSC within 20 days of the date of this Order: List of specific suitable and acceptable alternative locations for construction or collocation other than the proposed site where the proposed cell facility might be located or constructed Intervenor's shall not produce evidence regarding any suitable and acceptable alternative sites at the hearing except those locations of record properly identified in this paragraph: With the list of alternative Cell Facility locations the Intervenor's shall also file with the PSC a statement of whether they intend to appear at a formal hearing if scheduled in this proceeding to present evidence against the construction of the proposed Cell Facility: Intervenor's shall file with the PSC an original and 5 of all statements pleadings and evidence and shall also be served upon T Mobile & T Mobile's counsel: T Mobile shall have a period of 15 dyad from the date of the Intervenor's filing of the information described above to respond to the Intervenor's proposed alternative locations: The FCC has exclusive jurisdiction over issues regarding radio frequency interference and radio frequency emissions This PSC will not receive any evidence regarding this matter in a hearing if so scheduled because it is without authority to consider such evidence

DOC11R

**Case Management System - KY Public Service Commission***Regular Cases Before the Commission as of July 17, 2024*

04/14/09 Nancy Henning's Aerial Photos Presented at Informal Hearing  
04/13/09 Response letter to Mr & Mrs Henning  
04/13/09 Response letter to Marcus Burgher  
04/13/09 Memorandum dated 4/13/09 for Informal Conference of 4/07/09; Comments, if any, due within five days of receipt  
03/17/09 Order Entered: Motion for full intervention is granted and James s Henning and Nancy Henning are hereby made parties to these proceedings: An informal conference will be held on April 7, 09 at 1 in Conference Room 1 of the PSC offices.  
03/02/09 James and Nancy Henning's Motion for Full Intervention  
02/26/09 Powertel's Correspondence with Mr. and Mrs. Henning  
02/20/09 James and Nancy Henning's Letter Regarding Question's and Concerns to Applicant  
01/29/09 Deficiency Cured Letter  
01/27/09 Letter of concern from Marcus Burgher  
01/27/09 Supplement to application from Powertel  
01/21/09 Deficiency Letter, Information Due 2/5/2009  
01/21/09 James and Nancy Henning's Letter of Concern  
01/14/09 Acknowledge Receipt of Filing  
01/13/09 APPLICATION OF POWERTEL/MEMPHIS INC DBA T-MOBILE FOR ISSUANCE OF A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO CONSTRUCT AN ADDITIONAL CELL FACILITY AT LEO BOWLDS ROAD, HARDINSBURG, BRECKINRIDGE COUNTY, KENTUCKY

---

Total Number of Cases: 1