

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF SPRINT SPECTRUM, L.P. ON )  
BEHALF OF WIRELESSCO, L.P. FOR ISSUANCE OF )  
A CERTIFICATE OF PUBLIC CONVENIENCE AND )  
NECESSITY TO CONSTRUCT A PERSONAL ) CASE NO. 96-269  
COMMUNICATION SERVICES FACILITY IN THE )  
LOUISVILLE MAJOR TRADING AREA (MARKWELL )  
PCS FACILITY LV03XC083B3) )

O R D E R

IT IS ORDERED that WirelessCo, L.P. ("WirelessCo") shall file the original and five copies of the following information with the Commission no later than 10 days from the date of this Order:

1. A statement that every person who resides within 500 feet of the proposed facility was notified of the proposed construction and informed of his right to intervene at the time the application in this case was filed; or, in the alternative,

2. A list of persons who reside within 500 feet of the proposed construction who were not notified at the time the application was filed, and copies of notices sent to these residents. The notices sent to these residents shall include:

a. The description of the construction sent to property owners in this case;

b. The scheduled hearing date and case number;

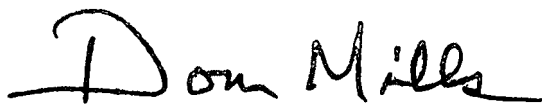
c. A statement that, if the resident wishes to intervene and participate in the hearing, he must notify the Executive Director, Public Service Commission of Kentucky, Post Office Box 615, Frankfort, Kentucky, 40602, within 10 days of his receipt of the notice.

Done at Frankfort, Kentucky, this 27th day of August, 1996.

PUBLIC SERVICE COMMISSION

  
For the Commission

ATTEST:

  
Executive Director

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O R D E R

On June 13, 1996, Sprint Spectrum, L.P., on behalf of WirelessCo, L.P. ("WirelessCo"), an entity authorized to provide personal communications services by Commission Order dated April 23, 1996, in Case No. 96-077,<sup>1</sup> filed an application for a certificate of public convenience and necessity to construct a personal communications services facility at 9604 Bardstown Road, Louisville, Jefferson County, Kentucky. Two neighbors requested and, by Order dated July 15, 1996, were granted, intervention. It remains only for the Commission to determine whether any intervenor wishes to appear at a hearing in order to present evidence in opposition to the proposed facility. Accordingly, any intervenor who desires to appear at the hearing scheduled herein should file, within 30 days of the date of this Order, a statement to that effect. If no such statement is filed, the

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<sup>1</sup> Case No. 96-077, Application of WirelessCo, L.P., for Operating Authority and Issuance of Certificate of Public Convenience and Necessity to Construct Commercial Mobile Radio Service Transmission Facilities in Kentucky.

hearing will be cancelled and this matter submitted to the Commission for a decision on the existing record.

The Commission being sufficiently advised, **IT IS THEREFORE ORDERED** that:

1. A hearing on the proposed facility is scheduled for October 9, 1996, at 10 a.m., Eastern Daylight Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.

2. WirelessCo shall appear at the hearing and be prepared to present testimony on the engineering design, location, and construction of the facility, and all other issues raised by the intervenors.

3. Any interested person shall have the opportunity to present testimony or comment on any aspect of the proposed facility.

4. Any party wishing to appear at the hearing to present evidence in opposition to the proposed facility shall file a statement to that effect with the Commission within 30 days of the date of this Order.

5. If the Commission does not receive, within 30 days of the date of this Order, a statement from any party expressing an intent to appear at the hearing to present opposition to the proposed facility, the hearing shall be cancelled without further orders herein and the matter submitted to the Commission for decision on the existing record.

6. Pursuant to KRS 100.324, a copy of this Order is being sent to the Louisville and Jefferson County Planning and Zoning Commission for the purpose of notification that the above-scheduled hearing may affect locations or relocations of service facilities within the planning unit's jurisdiction.

Done at Frankfort, Kentucky, this 27th day of August, 1996.

PUBLIC SERVICE COMMISSION

Linda K. Breathitt  
For the Commission

ATTEST:

Don Mills  
Executive Director