

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF GTE MOBILNET OF KENTUCKY)
INCORPORATED FOR ISSUANCE OF A)
CERTIFICATE OF PUBLIC CONVENIENCE AND)
NECESSITY TO CONSTRUCT AN ADDITIONAL)
CELL FACILITY IN THE KENTUCKY RURAL)
SERVICE AREA NO. 7 WHICH INCLUDES) CASE NO. 96-335
TRIMBLE, CARROLL, GALLATIN, HENRY,)
FRANKLIN, OWEN, GRANT, PENDLETON,)
HARRISON, AND SHELBY COUNTIES IN)
KENTUCKY (NORTH FRANKFORT CELL)
FACILITY))

O R D E R

The Commission has received the attached letter from Marc Evans regarding the proposed telecommunications services facility to be located at 301 Bates Road, Frankfort, Franklin County, Kentucky.

IT IS THEREFORE ORDERED that:

1. GTE Mobilnet Incorporated ("GTE Mobilnet") shall respond to Mr. Evans' concerns by certified letter, within 10 days from the date of this Order.
2. GTE Mobilnet shall file a copy of the certified letter and dated receipt, within 7 days of the date of the receipt.

Done at Frankfort, Kentucky, this 11th day of October, 1996.

ATTEST:


Executive Director

PUBLIC SERVICE COMMISSION


For the Commission

Mr. Don Mills, Executive Director
Public Service Commission
730 Schenkel Lane
P.O. Box 615
Frankfort, Kentucky 40602

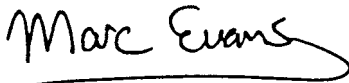
Re: Case No. 96-335

Dear Mr. Mills,

It has recently come to my attention that there was a public notice issued on this case on July 15, 1996. Even though this proposed project directly affects my property I was never notified of the opportunity to comment. The construction of the tower does not affect my property but construction of the access road does as it runs through my property on a right-of-way. I reviewed the project files at the Public Service Commission office on September 24, 1996 and found that GTE Mobilenet of Kentucky plans on rerouting the access road through my property. They have no right to do this as the right-of-way through my property is well defined in my deed and cannot be deviated from without my consent. If they want to reroute the access road GTE Mobilenet should have contacted me to discuss this. However, no representative of GTE Mobilenet has ever contacted me in person or in writing.

Therefore, I request that this case be reviewed by your office and that any permits be denied until this concern can be adequately addressed. I would also like to request that I be a party of record and that the public comment period be reopened since I was never notified. If needed, I will get my attorney involved with this issue. Thank you for your attention to this matter and I look forward to hearing from you as soon as possible.

Sincerely,



Marc Evans
444 Bates Rd.
Frankfort, KY 40601

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Executive
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PUBLIC SERVICE
COMMISSION