

COMMONWEALTH OF KENTUCKY  
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

|  |   |          |
|--|---|----------|
| APPLICATION OF CROWN COMMUNICATION         | ) |          |
| INC. AND NEXTEL WEST CORP. FOR ISSUANCE    | ) |          |
| OF A CERTIFICATE OF PUBLIC CONVENIENCE     | ) |          |
| AND NECESSITY TO CONSTRUCT A WIRELESS      | ) | CASE NO. |
| COMMUNICATIONS FACILITY AT 3844 BRIAR HILL | ) | 98-206   |
| ROAD IN THE TRUNKED SMR LICENSE AREA       | ) |          |
| IN THE COMMONWEALTH OF KENTUCKY IN THE     | ) |          |
| COUNTY OF FAYETTE                          | ) |          |

O R D E R

On July 14, 1998, Crown Communication Inc. and NEXTEL West Corp. (collectively Joint Applications") filed an application with the Commission requesting a Certificate of Public Convenience and Necessity to construct and operate a cellular facility at 3844 Briar Hill Road, Lexington, Fayette County, Kentucky.

Motion having been made the Commission has scheduled a hearing on the proposed cellular facility for March 2, 1999, at 9:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky. If a party wishes to appear at the hearing in opposition to the proposed facility he should, within 10 days of the date of this Order, so notify the Commission. If no statement of intent to appear at the hearing and to present evidence against the proposed facility is received by the Commission, the hearing will be cancelled and this matter submitted to the Commission for a decision based on the record.

IT IS THEREFORE ORDERED that:

1. A hearing on the proposed cell site is scheduled for March 2, 1999, at 9:00 a.m., Eastern Standard Time, in Hearing Room 1 of the Commission's offices at 730 Schenkel Lane, Frankfort, Kentucky.

2. Joint Applicants shall appear at the hearing and be prepared to present testimony on the engineering design, location, and construction of the proposed cell site, as well as the jurisdictional safety issues relating to the cell site.

3. Neither opening statements nor witnesses summaries of prefiled testimony shall be permitted.

4. Any interested person shall have the opportunity to present testimony or comment on any aspect of the proposed cell site.

5. Prefiled testimony, if any, shall be filed by February 22, 1999.

6. Pursuant to KRS 100.324, a copy of this Order is being sent to the Lexington-Fayette Urban 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.

7. Any party who wishes to appear at the hearing in opposition to the proposed cell site shall file a statement to that effect within 10 days of the date of this Order.

8. If the Commission does not receive, within 10 days of the date of this Order, a statement expressing a party's intent to appear in opposition to the proposed cell site, the hearing shall be cancelled and the matter shall be submitted to the Commission for a decision on the record.

Done at Frankfort, Kentucky, this 2<sup>nd</sup> day of February, 1999.

By the Commission

ATTEST:

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Executive Director