

**COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION**

In the Matter of:

THE APPLICATION OF)
NEW CINGULAR WIRELESS PCS, LLC,)
A DELAWARE LIMITED LIABILITY COMPANY,)
D/B/A AT&T MOBILITY)
AND TILLMAN INFRASTRUCTURE LLC, A DELAWARE)
LIMITED LIABILITY COMPANY)
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC) CASE NO.: 2022-00116
CONVENIENCE AND NECESSITY TO CONSTRUCT)
A WIRELESS COMMUNICATIONS FACILITY)
IN THE COMMONWEALTH OF KENTUCKY)
IN THE COUNTY OF MCCREARY)

SITE NAME: PINE KNOT RELO

* * * * *

APPLICANTS' RESPONSE
TO COMMISSION STAFF'S SECOND DATA REQUEST

New Cingular Wireless PCS, LLC, a Delaware limited liability company, d/b/a AT&T Mobility and Tillman Infrastructure LLC, a Delaware limited liability company (collectively "Applicants"), by counsel, make this Response to the Kentucky Public Service Commission Staff's Second Request for Information to New Cingular Wireless PCS, LLC d/b/a AT&T Mobility and Tillman Infrastructure dated July 28, 2023. Applicants respectfully state, as follows:

Question 1: Refer to Joint Applicants' response to Commission Staff's First Request for Information, Exhibit J-2. Explain why Joint Applicants served the Pine Knot Cemetery at the address used and any considerations taken into account for service of a cemetery.

1. As required by applicable statutes and regulations, Applicants obtained the records from the McCreary County Property Valuation Administrator (“PVA”) for the Pine Knot Cemetery property (Parcel #: 140-00-00-042.01). The PVA records are the official records maintained by the County to ensure landowners receive notice of any taxes due on the property. As shown on **Exhibit J-1** of Applicants’ Response to Commission Staff’s Data Request dated June 23, 2023 (“Response to First Data Request”), the PVA’s record for this property does not list a mailing address or specific physical address for the owner of the Pine Knot Cemetery property. From publicly available information, Applicants determined the Cemetery’s physical address and sent notice to that address, as documented on the returned notice letter attached as Exhibit J-2 of Applicants’ Response to First Data Request. During the course of preparing this response, Applicants identified an entity listed on the Kentucky Secretary of State website as the “Pine Knot Cemetery Association, Inc.” A copy of the organization listing for this entity is attached as **Exhibit J-3**. Applicants’ have attempted to provide notice of the proposal to that entity by mailing a certified notice letter to the last known registered agent. A copy of the green card receipt is attached as **Exhibit J-3**. Applicants will supplement the record when a signed green card is received or returned undelivered.

2. An Affidavit certifying that the response is true and accurate to the best of that person’s knowledge, information, and belief formed after a reasonable inquiry has been signed by the attorney supervising the preparation of the response on behalf of Applicants’ and is included as **Exhibit 1**.

WHEREFORE, there being no ground for denial of the subject application and substantial evidence in support of the requested CPCN, Applicants respectfully request the Kentucky Public Service Commission:

- (a) Accept this Response for filing;
- (b) Issue a Certificate of Public Convenience and Necessity to construct and operate the WCF at the location set forth herein without further delay; and
- (c) Grant Applicants any other relief to which they are entitled.

Respectfully submitted,



David A. Pike
and

F. Keith Brown

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Attorneys for Applicants

LIST OF EXHIBITS

- 1 - Affidavit of Certification
- J-3 - Kentucky Secretary of State Listing for the Pine Knot Cemetery Association, Inc. & Certified Green Card Receipt for the Pine Knot Cemetery Association, Inc.

EXHIBIT 1
AFFIDAVIT OF CERTIFICATION

**AFFIDAVIT OF CERTIFICATION
COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
CASE #: 2022-00116**

I, F. Keith Brown, attorney for New Cingular Wireless PCS, LLC, a Delaware limited liability company, d/b/a AT&T Mobility and Tillman Infrastructure LLC, a Delaware limited liability company (“Applicants”), do hereby certify that I am the person supervising the preparation the Response to Commission Staff’s Second Data Request on behalf of Applicants and that this response is true and accurate to the best of my knowledge, information, and belief formed after a reasonable inquiry.

Further the affiant sayeth naught.

Affiant:

J. Keith Brown

Date: Aug. 7, 2023

State of Kentucky

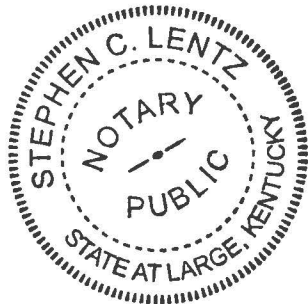
County of Bullitt

AFFIANT ACKNOWLEDGEMENT

On this, the 7 day of August 2023 before me, the subscriber, a Notary Public in and for the above state, personally appeared to me F. Keith Brown and in due form of law, acknowledged, subscribed, and swore that he executed this instrument as his voluntary act and deed.

In testimony whereof, I have hereunto set my hand and affixed my seal in said County and State on the day and year last above written.

My commission expires on: December 4, 2024.



Stephen C. Lentz
Notary Public, State at Large

KYNP19462

EXHIBIT J-2
KENTUCKY SECRETARY OF STATE LISTING FOR THE PINE
KNOT CEMETERY ASSOCIATION, INC.

CERTIFIED GREEN CARD RECEIPT TO THE PINE KNOT
CEMETERY ASSOCIATION, INC.



Kentucky Secretary of State Michael G. Adams



Pine Knot Cemetery Association, Inc.

Reinstatement Application	File Certificate of Assumed Name (DBA)	File Registered Agent Resignation
Printable Forms		Subscribe to changes made to this entity

General Information

Organization Number	0966211
Name	Pine Knot Cemetery Association, Inc.
Profit or Non-Profit	N - Non-profit
Company Type	KCO - Kentucky Corporation
Status	I - Inactive
Standing	B - Bad
State	KY
Country	USA
File Date	10/24/2016 12:44:49 PM
Organization Date	10/24/2016
Last Annual Report	10/4/2017
Principal Office	Po Box 416 Pine Knot, KY 42635
Registered Agent	Vernon Gilreath 262 Shady Acres Rd 6268 S. Hwy 1651 Pine Knot, KY 42635

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[Show Initial Officers](#)

[Show Images](#)

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- Adult Signature Required \$
- Adult Signature Restricted Delivery \$



Postage

VERNON GILREATH
262 SHADY ACRES RD 6268 S. HWY 1651
PINE KNOT, KY 42635