COMMONWEALTH OF KENTUCKY BEFORE THE PUBLIC SERVICE COMMISSION

In	the	Matter	of

THE APPLICATION OF)	
CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS)	
AND VB BTS II, LLC D/B/A VERTICAL BRIDGE)	
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC)	CASE NO. 2023-00133
CONVENIENCE AND NECESSITY TO CONSTRUCT)	
A WIRELESS COMMUNICATIONS FACILITY)	
IN THE COMMONWEALTH OF KENTUCKY)	
IN THE COUNTY OF GRAVES)	

SITE NAME: FANCY FARM

Responses are denoted in red:

* * * * * * *

RESPONSE TO SECOND REQUEST FOR INFORMATION TO APPLICATION FOR CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY FOR CONSTRUCTION OF A WIRELESS COMMUNICATIONS FACILITY

Cellco Partnership, d/b/a Verizon Wireless and VB BTS II, LLC d/b/a Vertical Bridge ("Co-Applicants"), submitted an application requesting a Certificate of Public Convenience and Necessity to construct a Wireless Communications Facility in the Commonwealth of Kentucky, in the County of Logan on June 8, 2023.

In support of this Application, Applicant respectfully provides and states the following additional information in response to the July 14, 2023 second request for additional information.

Public Service Commission (PSC) Staff's Request:

1. Refer to KRS 278.665(2) and 807 KAR 5:063, Section 1(1)(1)(1). Also refer to Joint Applicant's response to Commission Staff's First Request for Information, specifically the new response information noted in red in section 2(C) that states "one (1) USPS search shows that the notice to Willett, Williams Merrett was delivered June 10, 2023,

and one (1) USPS search indicates that a notice was left for Thomas, Daniel A & Jennifer on June 8, 2023 and a reminder was left to reschedule delivery on June 13, 2023." Provide all updated information pertaining to the status of an outstanding signed green card for Willett, Williams Merrett and provide all updated information pertaining to the status of a returned envelope or signed green card for Thomas, Daniel A & Jennifer. This is a continuing request:

- **A.** Exhibit 1 contains copies of the notices and map sent, copies of all envelopes, returned green cards, returned envelopes and USPS Tracking information.
 - i. In regard to the notice for Thomas, Daniel A & Jennifer, the notice envelope was returned July 3, 2023 and is included in **Exhibit 1**.
 - ii. In regard to the notice for Willett, Williams Merrett, according to the United States Postal Service Tracking Number 9589071052700167392090, evidence updated July 26, the notice was delivered June 10, 2023, but no green card has been returned. There are no unaccountable notices. Applicant would suggest that the Tracking information from the United States Postal Service is sufficient to meet the requirements of KRS 278.665(2) and 807 KAR 5:063, Section 1(1)(a)(1)(1).
- B. Attached hereto as **Exhibit 2** please find an Affidavit of Certification for all information contained in this application.
- C. All Exhibits to this Application are hereby incorporated by reference as if fully set out as part of the Application.
- D. All responses and requests associated with this Application may be directed to:

Russell L. Brown Clark, Quinn, Moses, Scott & Grahn, LLP 320 North Meridian Street, Suite 1100 Indianapolis, IN 46204

Phone: (317) 637-1321 FAX: (317) 687-2344

Email: rbrown@clarkquinnlaw.com

Attorney for Cellco Partnership d/b/a Verizon Wireless

WHEREFORE, Co-Applicants respectfully request that the PSC accept the foregoing Application for filing, and having met the requirements of KRS §§278.020(1), 278.650, and 278 .665 and all applicable rules and regulations of the PSC, grant a Certificate of Public Convenience and Necessity to construct and operate the WCF at the location set forth herein.

Respectfully submitted,

Russell L. Brown

Clark, Quinn, Moses, Scott & Grahn, LLP 320 North Meridian Street, Suite 1100

Indianapolis, IN 46204

Phone: (317) 637-1321 / FAX: (317) 687-2344

Email: rbrown@clarkquinnlaw.com

Attorney for Cellco Partnership d/b/a Verizon Wireless

DATED <u>JULY 28, 2023</u> Case No. 2023-00133

LIST OF EXHIBITS

- 1. Notice Documents with Green Cards, Returned Envelopes and USPS Tracking Information
- 2. Affidavit of Certification



Russell L. Brown Attorney at Law rbrown@clarkquinnlaw.com 320 N. Meridian St., Ste. 1100 Indianapolis, IN 46204 (317) 637-1321 main (317) 687-2344 fax

June 6, 2023

Notice of Proposed Construction of Wireless Communications Facility Site Name: Fancy Farm

Cellco Partnership, d/b/a Verizon Wireless and VB BTS II, LLC / Vertical Bridge is filing an application with the Kentucky Public Service Commission ("PSC") to construct a new wireless communications facility on a site located on Kentucky Highway 80, Fancy Farm, Kentucky 42039, (North Latitude: (36° 48' 09.61, West Longitude 88° 47' 54.21"). The proposed facility will include a 290-foot tall antenna tower, plus a 5-foot lightning arrestor and related ground facilities. This facility is needed to provide improved coverage for wireless communications in the area.

This notice is being sent to you because the County Property Valuation Administrator's records indicate that you may own property that is within a 500' radius of the proposed tower site or contiguous to the property on which the tower is to be constructed. You have a right to submit testimony to the Kentucky Public Service Commission ("PSC"), either in writing or to request intervention in the PSC's proceedings on the application. You may contact the PSC for additional information concerning this matter at: Kentucky Public Service Commission, Executive Director, 211 Sower Boulevard, P.O. Box 615, Frankfort, Kentucky 40602. Please refer to docket number 2023-00133 in any correspondence sent in connection with this matter.

We have attached a map showing the site location for the proposed tower. Applicant's radio frequency engineers assisted in selecting the proposed site for the facility, and they have determined it is the proper location and elevation needed to provide quality service to wireless customers in the area. Please feel free to contact us at 317-637-1321 if you have any comments or questions about this proposal.

Sincerely,

Russell L. Brown

Attorney for Applicant

RLB/mnw enclosure

Site Location Map







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US POSTAGE IMPITNEY BOWES

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Clark Quinn 1rk, Quinn, Moses, Scott & Grahn, LLP

CERTIFIED MAIL



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WILLETT WILLIAM MERRETT 11443 VALMONT LN ALPHARETTA, GA 30004

Clark Quinn ark, Quinn, Moses, Scott & Grahn, LLP

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FANCY FARM WATER DISTRICT PO BOX 329 MAYFIELD, KY 42066

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WILSON MATTHEW ALBERT **18 BARRIGNTON CIRCLE** PADUCAH, KY 42003

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CURTSINGER THOMAS A JR
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PAYNE BEVERLY & CURSTSINGER MARY JO
177 HAYDEN ST
FANCY FARM, KY 42039

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& LYNN ASHLEY	
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MILLS ROBERT & SUSAN & MILLS JOHN D & JOAN 2051 SULLIVAN RD MAYFIELD, KY 42066

ELDER PHILIP L II & JENNIFER B 271 ELDER RD FANCY FARM, KY 42039

WILLETT WILLIAM MERRETT 11443 VALMONT LN ALPHARETTA, GA 30004

R E C PROPERTIES LLC 9965 STATE RT 80 WEST FANCY FARM, KY 42040

NEWTON ANTHONY ALLEN & RENAE MARIE 7555 STATE RT 80 EAST ARLINGTON, KY 42021

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HAYDEN FARMS & AG LLC 77 CLAUDE RD MAYFIELD, KY 42066

FANCY FARM WATER DISTRICT PO BOX 329 MAYFIELD, KY 42066

HENSON JASON S & KAYLA 10678 STATE RT 80 W FANCY FARM, KY 42039

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SLAYBOUGH CHARLES R & BRENDA K 183 CARRICO RD FANCY FARM, KY 42039 SLAYBOUGH CHARLES R & BRENDA K 183 CARRICO RD FANCY FARM, KY 42039

MURPHY BRIAN G & TAMMY M 301 CARRICO RD FANCY FARM, KY 42039

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CARRICO SUSAN 391 CARRICO RD FANCY FARM, KY 42039

WILSON PHILLIP & JOYCE 388 CARRICO RD FANCY FARM, KY 42039

WILSON MATTHEW ALBERT 18 BARRIGNTON CIRCLE PADUCAH, KY 42003

WILSON MATTHEW ALBERT 18 BARRIGNTON CIRCLE PADUCAH, KY 42003

THOMAS DANIEL A & JENNIFER 282 CYPRESS HILL RD FANCY FARM, KY

KEMP NICHOLAS C & ANDREA E 159 EWING DR FANCY FARM, KY 42039

THORNSBROUGH TROY & DANIELLE 152 EWING LN FANCY FARM, KY 42039

WOOD RUTHIE 872 STATE RT 339 S FANCY FARM, KY 42039 WHITLOCK AUTUMN & JULIE 226 PENDEL ST FANCY FARM, KY 42039

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CURTSINGER THOMAS A JR & COLMENARES PATRICIA PAYNE BEVERLY & CURSTSINGER MARY JO 177 HAYDEN ST FANCY FARM, KY 42039

PERKINS, RANDALL & OLIF 55 HALL ST FANCY FARM, KY 42039

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CHAPMAN JACKIE & CHAPMAN JACKSON 1004 SOUTH 10TH ST MAYFIELD, KY 42066

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Article Addressed to:	D. Is delivery address different from item 17 Yes
WILSON MATTHEW ALBERT	If YES, enter delivery address below 2 No
18 BARRIGNTON CIRCLE	
PADUCAH, KY 42003	
	3. Service Type ☐ Priority Mail Express® ☐ Adult Signature ☐ Registered Mail™
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9390 9402 8129 2349 7941 07	☐ Certified Mail Restricted Delivery ☐ Signature Confirmation ☐ Collect on Delivery ☐ Signature Confirmation
2. Article Number (Transfer from service label)	☐ Collect on Delivery Restricted Delivery Restricted Delivery Mail
9589 0710 5270 0167 3921	75 Mail Restricted Delivery
PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receip
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
Complete items 1, 2, and 3.	A. Signature
■ Print your name and address on the reverse	X Sury ames Agent
so that we can return the card to you. Attach this card to the back of the mailpiece,	B. Received by (Printed Name) C. Date of Deliver
or on the front if space permits.	Susan Carrico 16-14-23
1. Article Addressed to:	D. Is delivery address different from item 1? Yes If YES, enter delivery address below:
CARRICO SUSAN	in 120, onto dolivory addiced below.
391 CARRICO RD	
FANCY FARM, KY 42039	
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	
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	☐ Adult Signature ☐ Registered Mail™ ☐ Registered Mail™ ☐ Registered Mail Restricted Delivery ☐ Registered Mail Restricted Delivery
9590 9402 8129 2349 7941 81	Certified Mail® Delivery Certified Mail Restricted Delivery Signature Confirmation
Article Number (Transfer from service label)	☐ Collect on Delivery ☐ Signature Confirmation ☐ Collect on Delivery Restricted Delivery Restricted Delivery
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or on the front if space permits.	Jasu 18en 68-23
1. Article Addressed to:	D. Is delivery address different from item 1? Yes If YES, enter delivery address below:
HENSON JASON S & KAYLA	in 120, onto delivery address below.
10678 STATE RT 80 W	
FANCY FARM, KY 42039	
	3. Service Type ☐ Priority Mail Express®
	☐ Adult Signature ☐ Registered Mail™
9590 9402 8129 2349 7942 28	Certified Mail® □ Restricted Delivery □ Registered Mail Restricted Delivery □ Signature Confirmation
	☐ Collect on Delivery ☐ Signature Confirmation ☐ Collect on Delivery Restricted Delivery Restricted Delivery
2. Article Number (Transfer from service label)	☐ Insured Mail
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LEG COULT OF LEGILLY YEAR 7590-09-000 0059	Domestic Poture Possin

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	tems 1, 2, and 3.		A. Signature	☐ Agent
Print your r	name and address on the reverse can return the card to you.		X	☐ Addresse
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or on the fr	ont if space permits.		D. Is delivery address different fro	
			If YES, enter delivery address	
	BROUGH TROY & DANIELLE		THE PLANT	
152 EWIN	and the			
FANCY FA	IRM, KY 42039			
			3. Service Type	☐ Priority Mail Express®
			☐ Adult Signature ☐ Adult Signature Restricted Delivery	☐ Registered Mail [™] ☐ Registered Mail Restrict
9590	9402 8129 2349 7941 36		Certified Mail® Certified Mail Restricted Delivery	Delivery ☐ Signature Confirmation¹
2 Article Numb	per (Transfer from service label)	: :::	 □ Collect on Delivery □ Collect on Delivery Restricted Delivery 	Signature Confirmation Restricted Delivery
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	1, July 2020 PSN 7530-02-000-9053		0.5	Domestic Return Receip
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	can return the card to you. card to the back of the mailpiece,		B. Received by (Printed Name)	C. Date of Deliver
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KEMP N	ICHOLAS C & ANDREA E			
159 EW		-		
FANCY F	FARM, KY 42039			
			O Service Time	
			3. Service Type ☐ Adult Signature ☐ Adult Signature Restricted Delivery	☐ Priority Mail Express® ☐ Registered Mail [™] ☐ Registered Mail Restrict
9590	9402 8129 2349 7941 43		Certified Mail® Certified Mail Restricted Delivery	Delivery Signature Confirmation
2 Article Numb	per (Transfer from service label)	1	 □ Collect on Delivery □ Collect on Delivery Restricted Delivery 	☐ Signature Confirmation
	1710 5270 0167 398	21 -	Mail Restricted Delivery	
PS Form 38	1, July 2020 PSN 7530-02-000-9053		550)	Domestic Return Receipt
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	can return the card to you. card to the back of the mailpiece	,	B. Received by (Printed Name)	C. Date of Deliver
or on the fi	ront if space permits.		D. Is delivery address different from	<u>Vev (e-7-a3</u> om item 1? ☐ Yes
	SER THOMAS A JR		If YES, enter delivery address	
& COLIME	NARES PATRICIA			
	VERLY & CURSTSINGER MARY	10		
177 HAYE	JEN ST ARM, KY 42039			
FAINCTT	IIIIVI, KI 72000		3. Service Type	
			☐ Adult Signature ☐ Adult Signature Restricted Delivery	 □ Priority Mail Express® □ Registered Mail™ □ Registered Mail Restrict
9590	9402 8129 2349 7940 37		Certified Mail® Certified Mail Restricted Delivery	Delivery Signature Confirmation
	per (Transfer from service label)		☐ Collect on Delivery ☐ Collect on Delivery Restricted Delivery	☐ Signature Confirmation
	0710 5270 0167 39	22	Mail Mail Restricted Delivery	

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
 Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. 	A. Signature X Oly Publish Agent Addresse B. Received by (Printed Name) . C. Date of Deliver C. Date of Deliver
PERKING, RANDALL & OLIF 55 HALL T FANCY ARM, KY 42039	D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No
9590 9402 8129 2349 7940 20 2. Article Number (Transfer from service label) 9599 971,0 5770 0167 3922	3. Service Type □ Adult Signature □ Adult Signature Restricted Delivery □ Certified Mail® □ Collect on Delivery □ Collect on Delivery □ Collect on Delivery □ Collect on Delivery Restricted Delivery □ Mail □ Mail ■ Priority Mail Express® □ Registered Mail™ □ Registered Mail Restricted Delivery □ Signature Confirmation □ Signature Confirmation □ Restricted Delivery
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PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receip
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 Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, 	X ☐ Agent ☐ Addresse B. Received by (Printed Name) C. Date of Deliver
or on the front if space permits. 1. Article Addressed to: CHAPMAN JACKIE & CHAPMAN JACKSON 100% SQUTH 10TH ST MAYHELD, KY 42066	D. Is delivery address different from item 1? ☐ Yes If YES, enter delivery address below: ☐ No
9590 9402 8129 2349 7940 06 2. Article Number (Transfer from service label) 9589 0710 5270 0167 3922 6	3. Service Type Adult Signature Adult Signature Adult Signature Restricted Delivery Certified Mail® Certified Mail Restricted Delivery Collect on Delivery Collect on Delivery Restricted Delivery Insured Mail I Mail Restricted Delivery I Mail Restricted Delivery Registered Mail Signature Confirmation Signature Confirmation Restricted Delivery Restricted Delivery Restricted Delivery
PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receip
SENDER: COMPLETE THIS SECTION Complete items 1, 2, and 3. Print your name and address on the reverse so that we can return the card to you. Attach this card to the back of the mailpiece, or on the front if space permits. Article Addressed to: SLAYBOUGH CHARLES R & BRENDA K 183 CARRICO RD	A. Signature A. Signature Agent Addresse B. Received by (Printed Name) C. Date of Deliver C. Date of Deliver C. Date of Deliver Addresse B. Beceived by (Printed Name) C. Date of Deliver C. Date of Deliver C. Date of Deliver Addresse D. Is delivery address different from item 1? If YES, enter delivery address below:
FANCY FARM, KY 42039	On the Trans
9590 9402 8129 2349 7942 04 2. Article Number (Transfer from service label)	3. Service Type ☐ Adult Signature Restricted Delivery ☐ Certified Mail® ☐ Certified Mail Restricted Delivery ☐ Collect on Delivery ☐ Collect on Delivery ☐ Registered Mail Restricted Delivery ☐ Collect on Delivery Restricted Delivery ☐ Restricted Delivery ☐ Restricted Delivery ☐ Restricted Delivery ☐ Restricted Delivery
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PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receip

SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
Complete items 1, 2, and 3.Print your name and address on the reverse	A. Signature
so that we can return the card to you.	Addresser Land Religion
Attach this card to the back of the mailpiece,	B. Heceward by (Filmed Name) C. Date of Deliver
or on the front if space permits. 1. Article Addressed to:	D. Is delivery address different from item 1? Yes
WILE TOURS TOVCE	If YES, enter delivery address below: No
WILS PHILLIP & JOYCE	
388 CARRICO RD	
FANC FARM, KY 42039	
	3. Service Type ☐ Priority Mail Express® ☐ Adult Signature ☐ Registered Mail™
	Adult Signature Restricted Delivery Registered Mail Restrict Delivery
9590 9402 8129 2349 7941 74	☐ Certified Mall Restricted Delivery ☐ Signature Confirmation¹☐ Collect on Delivery ☐ Signature Confirmation
2. Article Number (Transfer from service label)	☐ Collect on Delivery Restricted Delivery Mail Restricted Delivery
9589 0710 5270 0167 39	Viali Restricted Delivery
PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receip
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■ Complete items 1, 2, and 3.	A. Signature
Print your name and address on the reverse	X by S M G Agent
so that we can return the card to you. Attach this card to the back of the mailpiece,	Addresse
or on the front if space permits.	Boson Mus ~ 6-8-23
Article Addressed to:	D. Is delivery address different from item 1? Yes
MUE HY BRIAN G & TAMMY M	If YES, enter delivery address below: No
301 CARRICO RD	
FANCY FARM, KY 42039	
	3. Service Type ☐ Priority Mail Express® ☐ Adult Signature ☐ Registered Mail™
9590 9402 8129 2349 7941 98	Adult Signature Restricted Delivery Registered Mail Restrict
9590 9402 8129 2349 7941 98	☐ Certified Mail Restricted Delivery ☐ Signature Confirmation ☐ Collect on Delivery ☐ Signature Confirmation
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9589 0710 5270 0167 398	2] 44 Mail Restricted Delivery
PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receipt
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
Complete items 1, 2, and 3.	A. Signature
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FANCY FARM WATER DISTRICT	
PO BOX 329	
MAYFIELD, KY 42066	
II E DIE DIE DE LE CONTROL DE	3. Service Type
	□ Adult Signature □ Registered Mail™ □ Registered Mail™ □ Registered Mail™ □ Registered Mail Restrict
9590 9402 8129 2349 7942 35	Certified Mail® Delivery Signature Confirmation
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PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Receip

OCUBED COLOR BY THE COLOR	COMPLETE THE SECTION ON DELIVERY
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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I. Article Addressed to: BRADEORD PRESTON EUGENE	D. Is delivery address different from item 1? Yes If YES, enter delivery address below:
& TAYLOR PAIGE	
77 CARRICO RD	
FANCY FARM, KY 42039	
9590 9402 8129 2349 7942 42	3. Service Type □ Adult Signature □ Adult Signature Restricted Delivery □ Certified Mail® □ Collect on Delivery □ Signature Confirmatic □ Signature Confirmatic □ Signature Confirmatic
2. Article Number (Transfer from service label)	☐ Collect on Delivery Restricted Delivery Restricted Delivery
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PS Form 3811, July 2020 PSN 7530-02-000-9053	Domestic Return Rece
SENDER: COMPLETE THIS SECTION	COMPLETE THIS SECTION ON DELIVERY
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Print your name and address on the reverse so that we can return the card to you.	X Address Address
Attach this card to the back of the mailpiece,	B. Received by (Printed Name) C. Date of Deliv
or on the front if space permits. Article Addressed to:	D. Is delivery address different from item 1? Yes
	If YES, enter delivery address below: No
WHITLOCK AUTUMN & JULIE	
226 PENDELST	
FANCY FARM, KY 42039	
	3. Service Type □ Priority Mail Express® □ Adult Signature □ Adult Signature Restricted Delivery □ Certified Mail® □ Registered Mail Restricted Delivery
9590 9402 8129 2349 7940 44	Certified Mail® Delivery
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MILLS ROBERT & SUSAN & MILLS JOHN D & JOAN 2051-SULLIVAN RD MAYFIELD, KY 42066	3. Service Type □ Priority Mail Expre	Market Market
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TRUELOVE ALEX P & AUDREY F 77 CARRICO RD FANCY FARM, KY 42039

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RETURN TO SENDER NOT DELIVERABLE AS ADDRESSED UNABLE TO FORWARD

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CERTIFIED MAIL®



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WOOD RUTHIE 872 STATE RT 339 S FANCY FARM, KY 42039

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MANUAL PROC REQ *1812-04400-06-40



CERTIFIED MAIL®



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THOMAS DANIEL A & JENNIFER 282 CYPRESS HILL RD FANCY FARM, KY

NOTICE 6-8-23 CW

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RETURN TO SENDER DECEMBER AS ADDRESSED UNABLE TO FORWARD

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USPS Tracking[®]

FAQs >

Tracking Number:

Remove X

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Copy Add to Informed Delivery (https://informeddelivery.usps.com/)

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Your item was delivered to an individual at the address at 11:55 am on June 10, 2023 in ALPHARETTA, GA 30004.

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Contact USPS Tracking support for further assistance.

FAQs

STATE OF INDIANA)
) SS:
COUNTY OF MARION)

AFFIDAVIT OF CERTIFICATION COMMONWEALTH OF KENTUCKY PUBLIC SERVICE COMMISSION

I Russell L. Brown, attorney for Cellco Partnership, d/b/a Verizon Wireless do hereby certify that as the person supervising the preparation of this application that the all statements and information contained herein are true and accurate to the best of that person's knowledge, information, and belief formed after a reasonable inquiry for all information within this application.

Russell L. Brown

Attorney, for Cellco Partnership, d/b/a Verizon Wireless

STATE OF INDIANA, COUNTY OF MARION, SS:

Subscribed and sworn to before me this 27th day of July, 2023.

Notary Public

Printed Name of Notary: Elizabeth Bentz Williams

My commission expires: November 18, 2028

My County of Residence: Marion

Commission #: 0639620