

**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) CASE NO. 2023-00308
ISSUANCE OF A CERTIFICATE OF PUBLIC)
CONVENIENCE AND NECESSITY TO CONSTRUCT A)
WIRELESS COMMUNICATIONS FACILITY IN THE)
COMMONWEALTH OF KENTUCKY IN THE COUNTY)
OF CASEY)

SITE NAME: HWY 243

* * * * *

**RESPONSE TO COMMISSION’S FIRST REQUEST FOR INFORMATION OF
APRIL 3, 2024 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”), by counsel, pursuant to (i) KRS §§278.020, 278.040, 278.650, 278.665, and other statutory authority, and the rules and regulations applicable thereto, and (ii) the Telecommunications Act of 1996, respectfully submit this Application requesting issuance of a Certificate of Public Convenience and Necessity (“CPCN”) from the Kentucky Public Service Commission (“PSC”) to construct, maintain, and operate a Wireless Communications Facility (“WCF”) to serve the customers of the Co-Applicants with wireless communications services.

In support of this Application, Co-Applicants respectfully provide and state the following information in response to the Request for Information pursuant to:

1. Refer to KRS 278.665(2) and 807 KAR 5:063, Section 1(1)(l)(1). Provide all updated information pertaining to the status of a signed U.S. Postal Service Form 3811, otherwise known as “signed green cards,” or a copy of the notice reflecting that the

certified mail was returned to Verizon Wireless as undelivered for Woods & Water With KDL LLC. This request is continuing and should be updated in a supplemental filing until all signed green cards and undelivered notices are returned to Verizon Wireless.

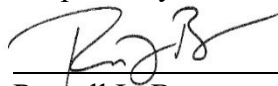
- a. Notice was mailed to Woods & Water With KDL LLC by certified mail on March 18, 2024, when it was determined that there had been a change in ownership.
 - b. The Request for Information sent was not recognized in our email system until today, April 30, 2024.
 - c. Since the March 18, 2023 mailing, no green card or returned envelope have been received. USPS records indicate the mailing is “moving through the system”.
 - d. We understand this is an on-going obligation to update the mailing information. On April 30, 2024, notice was mailed again to Woods & Water With KDL LLC by certified mail. Please see **Exhibit 1** attached for the letter, map and envelope. The green card, returned envelope or evidence of mailing will be submitted to the file as soon as received.
2. Attached hereto as **Exhibit 2** please find an Affidavit of Certification for all information contained in this application.
 4. All Exhibits to this Application are hereby incorporated by reference as if fully set out as part of the Application.
 5. 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

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

LIST OF EXHIBITS

- 1 New Mailing 4.30.2024
- 2 Affidavit of Certification



ClarkQuinn

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Attorney at Law
rbrown@clarkquinnlaw.com

320 N. Meridian St., Ste. 1100
Indianapolis, IN 46204
(317) 637-1321 main
(317) 687-2344 fax

March 18, 2024

**Notice of Proposed Construction of
Wireless Communications Facility
Site Name: HWY 243**

Cellco Partnership, d/b/a Verizon Wireless is filing an application with the Kentucky Public Service Commission ("PSC") to construct a new wireless communications facility on a site located at 3180 Minors Branch Road, Gravel Switch, KY 40328. (North Latitude: (37° 30' 33.53, West Longitude 84° 57' 23.05"). The proposed facility will include a 300-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 2023-00308 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.

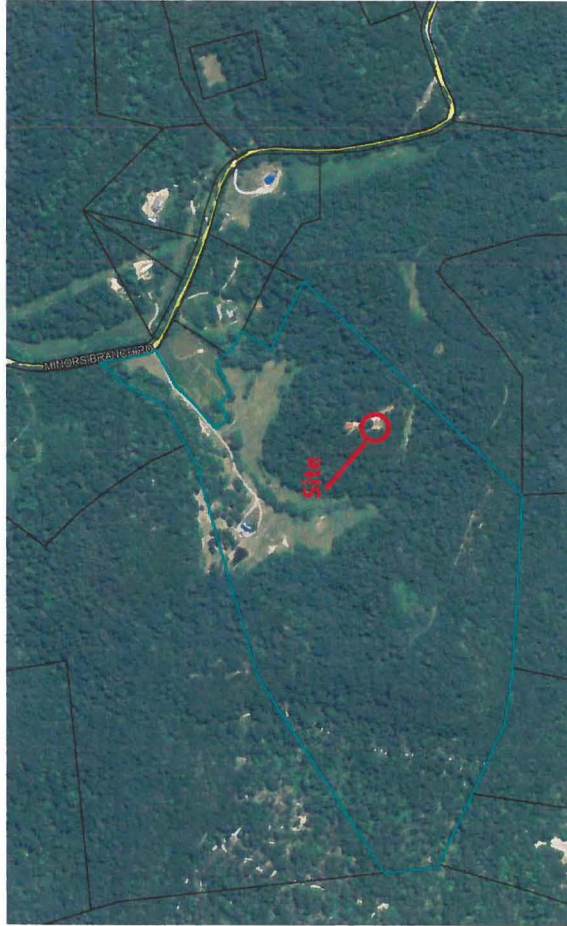
Sincerely,
Russell L. Brown

Attorney for Applicant
RLB/jj
enclosure

Vicinity Map



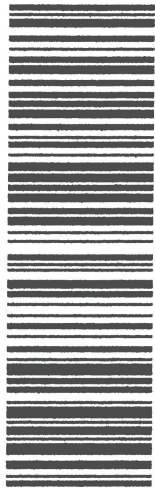
Site Location on Aerial





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

CERTIFIED MAIL®



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FIRST-CLASS



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Woods & Water With KDL LLC
250 Joe Patterson Rd
Middleburg, KY 42541

