

**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 VB 500 II, LLC, A DELAWARE)
LIMITED LIABILITY COMPANY)
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC) CASE NO.: 2023-00317
CONVENIENCE AND NECESSITY TO CONSTRUCT)
A WIRELESS COMMUNICATIONS FACILITY)
IN THE COMMONWEALTH OF KENTUCKY)
IN THE COUNTY OF GARRARD)

SITE NAME: HYATTSVILLE

* * * * *

**APPLICANTS' SUPPLEMENTAL RESPONSE
TO COMMISSION STAFF'S DATA REQUEST**

New Cingular Wireless PCS, LLC, a Delaware limited liability company, d/b/a AT&T Mobility and VB 500 II, LLC, a Delaware limited liability company ("Applicants"), by counsel, make this Supplemental Response to the Kentucky Public Service Commission Staff's ("Commission Staff") First Request for Information to New Cingular Wireless PCS, LLC d/b/a AT&T Mobility and VB 500 II, LLC dated October 3, 2023. The aforesaid filing supplements Applicants' Response to Commission Staff's First Request for Information dated October 27, 2023 ("October 27, 2023 Response"). Applicants respectfully state, as follows:

1. When the October 27, 2023 Response was filed, Applicants had not received signed green cards or undelivered notice letters for the Landowners of Parcel # 51-83 (J

& A Investments LLC) and Parcel # 52-15 (Michael D & Julie L Lake). Applicants re-sent notice to both landowners at the addresses listed on the PVA records for their respective properties (see Exhibit J-1 of the October 27, 2023 Response). Additionally, while preparing the October 27, 2023 Response, Applicants identified an entity listed on the Kentucky Secretary of State website as “J & A Investments LLC” (see footnote 2 of the October 27, 2023 Response). Although the registered agent’s address matched the address listed on the relevant PVA records, the Secretary’s information listed a separate address for that entity’s Principal Office. Accordingly, Applicants also sent a copy of the notice to J & A Investments LLC’s Principal Office.

2. Applicants received the returned signed green card for the notice letter that was re-sent to Michael D & Julie L Lake, landowners of Parcel # 52-15. Applicants also received the returned signed green card for the notice letter that was sent to the Principal Office of J & A Investments LLC, landowner of Parcel # 51-83. Copies of both returned signed green cards are attached as **Exhibit J-3**.

3. 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

F. Keith Brown
Pike Legal Group, PLLC
1578 Highway 44 East, Suite 6
P. O. Box 369
Shepherdsville, KY 40165-0369
Telephone: (502) 955-4400
Telefax: (502) 543-4410
Email: dpike@pikelegal.com
Attorneys for Applicants

LIST OF EXHIBITS

- 1 - Affidavit of Certification
- J-3 - Returned Signed Green Cards

EXHIBIT 1
AFFIDAVIT OF CERTIFICATION

**AFFIDAVIT OF CERTIFICATION
COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
CASE #: 2023-00317**

I, F. Keith Brown, attorney for New Cingular Wireless PCS, LLC, a Delaware limited liability company, d/b/a AT&T Mobility and VB 500 II, LLC, a Delaware limited liability company (“Applicants”), do hereby certify that I am the person supervising the preparation of this Supplemental Response to Commission Staff’s Data Request on behalf 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:

[Handwritten signature]

Date:

Nov. 29, 2023

State of Kentucky

County of Bullitt

AFFIANT ACKNOWLEDGEMENT

On this, the 29 day of November 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.

[Handwritten signature]

Notary Public, State at Large

KYNP19462

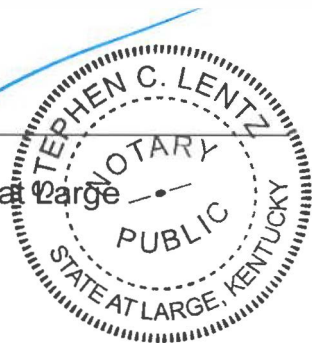


EXHIBIT J-3
RETURNED SIGNED GREEN CARDS

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.

1. Article Addressed to:

LAKE MICHAEL D & JULIE L
1175 RICHMOND RD LOOP 2
LANCASTER, KY 40444



9590 9402 7926 2305 8764 30

2. Article Number (Transfer from service label)

7022 3330 0000 3636 2509

COMPLETE THIS SECTION ON DELIVERY

A. Signature
 Mike Wake Agent
 Addressee

B. Received by (Printed Name) C. Date of Delivery
MIKE WAKE *11/18/03*

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type
- | | |
|--|---|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input checked="" type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation Restricted Delivery |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | |
- Insured Mail
 Insured Mail Restricted Delivery (over \$500)

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.

1. Article Addressed to:

J & A INVESTMENTS LLC
902 RACE STREET
RICHMOND, KY 40475



9590 9402 7926 2305 8764 47

2. Article Number (Transfer from service label)

7022 3330 0000 3636 2523

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
 Addressee

B. Received by (Printed Name)

George Terry

C. Date of Delivery

11/8/23

- D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No



3. Service Type

- Adult Signature
 Adult Signature Restricted Delivery
 Certified Mail®
 Certified Mail Restricted Delivery
 Collect on Delivery
 Collect on Delivery Restricted Delivery
 Registered Mail Express®
 Registered Mail™
 Registered Mail Restricted Delivery
 Signature Confirmation™
 Signature Confirmation Restricted Delivery