

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

In the Matter of:

THE APPLICATION OF APC TOWERS IV, LLC AND	)	
CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS	)	
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC	)	CASE NO.: 2024-00393
CONVENIENCE AND NECESSITY TO CONSTRUCT	)	
A WIRELESS COMMUNICATIONS FACILITY	)	
IN THE COMMONWEALTH OF KENTUCKY	)	
IN THE COUNTY OF LIVINGSTON	)	

SITE NAME: EV LEDBETTER EAST

\* \* \* \* \*

**RESPONSE TO NOTICE OF FILING DEFICIENCY**

Applicants, by counsel and in response to the Kentucky Public Service Commission's ("PSC") letter dated January 23, 2025 requesting additional information to cure a deficiency in the within matter, state as follows:

1. In Response to the PSC's finding of a deficiency with respect to 807 KAR 5:063 Section 1(1)(a)(q), Applicants hereby submit as **Exhibit A** a tear sheet that includes the notice advertisement for the proposed WCF that was published in The Livingston Ledger, a newspaper of general circulation in the county in which the construction is proposed. Also included as part of **Exhibit A**, is an Affidavit from the publisher of The Livingston Ledger attesting that said notice advertisement was published.

**WHEREFORE,** Applicants respectfully request that the PSC accept the foregoing information 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, find the application non-deficient, and proceed to grant a Certificate of Public Convenience and Necessity to construct and operate the WCF at the location set forth in the subject application.

Respectfully submitted,



---

David A. Pike

And



---

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  
Email: kbrown@pikelegal.com  
Attorneys for Applicants

## **LIST OF EXHIBITS**

- A     -     Livingston Ledger Tear Sheet  
            Publisher's Affidavit

**EXHIBIT A**

Livingston Ledger Tear Sheet  
Publisher's Affidavit

Tally-Smith  
from front page

has hopes of playing in more events. She already is serving as a volunteer coach for the women's golf team at Western Kentucky University. This past year she worked for the tour in various media roles, from social media to podcast host.

"Golf has played such a big part in my life, but as you get older, it becomes apparent that life goes by in the blink of an eye."

She remembers a friend, Cullen Brown, who grew up in nearby Lyon County and died in 2020 at age 20 while on the University of Kentucky golf team, and in moments like those "life really became so small."

She said golf "has taken me to different countries and cultures, and I've met a lot of different faiths in the

world. It has led to a lot of conversations about my faith — I'm definitely not shy talking about it. It is a big part of my life, my conversations, and I am very thankful I have gotten to see the world. But obviously my faith is No. 1."

In addition to her parents and other family members as well as a supportive community, she had the benefit of having a Kentucky Baptist as her golf pro. Todd Trimble, a long-time Sunday school teacher at Heartland Church in Paducah and teaching professional at the Golf Complex, has worked with her since she was 9 years old. Not only did he mentor her in golf, but also in life.

"Our first talk was about faith — she brought it up to me. We have prayed about things together. We've read a few books together. Faith has

always been part of our relationship and our conversation."

He said working with her "has been the time of my life ... Just for her to share her life with me has been such a good time," he said, becoming emotional as he recalled the conversations they have had — everything from talking about boyfriends to peer pressure.

"It's almost like I raised another daughter. I have loved her like she is my own daughter — I have prayed for her like she is one of my own. She's always held fast and been inspirational to me," Trimble said.

He said that experience encourages him to continue pouring into the life of other young golfers. "When you have success with one kid it bleeds into another. You want to impact the next kid who comes into the room."

#### PUBLIC NOTICE

APC Towers IV, LLC, a Delaware limited liability company, and Celco Partnership, a Delaware general partnership d/b/a Verizon Wireless are filing an application with the Kentucky Public Service Commission ("PSC") for approval to construct a new communications facility located at 1271 US HWY 60 West, Ledbetter, Kentucky 42058 (37° 03' 52.90" North latitude, 88° 26' 40.12" West longitude) and with an E-911 assigned address of 455 Lockhart Road, Ledbetter, KY 42058. 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 2024-00393 in any correspondence sent in connection with this matter.

#### NOTICE

Fiduciary appointments have been made by the Livingston District Court as follows:

Case No. 24-P-00088 appointed Craig B. Smiley 521 Willow Drive, Westville, IN 46391, Administrator for the Estate of Dennis C. Smiley deceased, 160 Chelsea Drive, Ledbetter, KY 42058, on January 7, 2025. Attorney for the Estate Hon. Hillary C. Landry, McMurry & Livingston, PLLC, P.O. Box 1700, Paducah, KY 42002-1700. Attorney Landry is the Agent for the Service of Process also.

Case No. 24-P-00075 appointed Scott E. Champion 4031 SR 723 South, Salem, KY 42078 and Stephen G. Champion 2350 Siloam Road, Salem, KY 42078, Co-Executors for the Estate of Martha G. Smith, deceased, a resident of Livingston County, on December 17, 2024. Attorney for the Estate Hon. Rebecca J. Johnson, P.O. Box 415, 217 West Bellville Street, Marion, KY 42064.

Case No. 24-P-00084 appointed Elaine Wallum 210 Meadowlark Lane, Grand Rivers, KY 42045, Executrix for the Estate of Cletis Edward Hook, deceased, 1187 Iuka Road, Smithland, KY 42081, on December 6, 2024. Attorney for the Estate Hon. William R. Thomas, 33 East Broadway, Madisonville, KY 42431.

Case No. 24-P-00074 appointed Michael Cunningham 225 Haack Road, Michigan City, IN 46360, Administrator for the Estate of Shirley Smiley deceased, 160 Chelsea Drive, Ledbetter, KY 42058, on December 3, 2024. Attorney for the Estate Hon. Heather L. Jones, 111 S. 6th Street, Paducah, KY 42001. Attorney Jones is the Agent for the Service of Process also.

Case No. 24-P-00079 appointed LaRanda Henson 1703 US Highway 60 West, Ledbetter, KY 42058, Administratrix for the Estate of Randal Dale Henson, deceased, 826 Kellum Road, Grand Rivers, KY 42045, on November 26, 2024.

Case No. 24-P-00077 appointed Donna Powell 773 Iuka Road, Smithland, KY 42081, as Guardian for the Estate of Jada Edmonds, a minor, 773 Iuka Road, Smithland, KY 42081, on November 26, 2024. Attorney for the Estate Hon. Jake Carter, Esq., Moore Law Firm, 103 Fountain Ave., Paducah, KY 42001.

Case No. 24-P-00078 appointed Donna Powell 773 Iuka Road, Smithland, KY 42081, as Guardian for the Estate of Haley Edmonds, a minor, 773 Iuka Road, Smithland, KY 42081, on November 26, 2024. Attorney for the Estate Hon. Jake Carter, Esq., Moore Law Firm, 103 Fountain Ave., Paducah, KY 42001.

Case No. 24-P-00080 appointed Isarel Sanders 1825 US Highway 60 E, Salem, KY 42078 and Jared Sanders 769 Mitchell Road, Burns, KY 42028, as Co-Executors for the Estate of Jerry Wayne Bebout, deceased, 1112 Hampton Road, Salem, KY 42078, on November 26, 2024. Attorney for the Estate Hon. Robert B. Frazer, Frazer Law Office, P.O. Box 361, 200 South Main Street, Marion, KY 42064.

Case No. 24-P-00081 appointed Judith E. Hodge 508 North Hayden Avenue, Salem, KY 42078, as Executrix for the Estate of William F. Tracy, deceased, 508 North Hayden Avenue, Salem, KY 42078, on November 26, 2024. Attorney for the Estate Hon. Robert B. Frazer, Frazer Law Office, P.O. Box 361, 200 South Main Street, Marion, KY 42064.

All persons having claims against said estates are notified to present them to the Fiduciary verified according to law not later than six (6) months from date of qualification of personal representative.

This the 23rd day of January, 2025.

DEBBIE HARP KNOTH, CLERK  
Livingston District Court

#### COMMISSIONER'S SALE

THE COMMONWEALTH OF KENTUCKY, LIVINGSTON CIRCUIT COURT  
CIVIL ACTION NO. 24-CJ-00018

ANP Tax Lien Company, LLC

PLAINTIFF

VERSUS

Donna M. Fraley; Unknown Spouse of  
Donna M. Fraley; Bank of Benton;  
and County of Livingston, Kentucky

DEPENDANT(S)

#### NOTICE OF SALE

Pursuant to a Judgment and Order of Sale entered December 11, 2024, of the Livingston Circuit Court in the above styled Civil Action, the undersigned Master Commissioner shall proceed to offer for sale at the Courthouse door in the town of Smithland, Livingston County, Kentucky, to the highest and best bidder at public auction on Friday, February 7, 2025, at 3:00 o'clock p.m. or soon thereafter the following property located in Livingston County, Kentucky, and more particularly described as follows:

Property Address: 893 Dover Road, Grand Rivers, Kentucky 42045  
Parcel #: 080-00-00-006.00

Said property is to be sold as a whole for the purpose of satisfying the judgment in the amount of \$6,749.92, together with accrued interest thereon at the statutory rate of 6% per annum from date of entry of judgment, until fully paid, plus any other charges which have accrued, plus Plaintiff's costs expended, plus Plaintiff's attorney fees pursuant to KRS 411.195. Plus, additional fees, costs and expenses, including advances in payment of ad valorem taxes, insurance premiums, assessments, weatherization, and preservation of the Real Property. Said property shall be sold subject to all existing restrictions, easements, and covenants of record affecting the same. The property shall be sold for cash, or in the alternative, the Master Commissioner will take from the purchaser (10%) ten percent of the purchase price in cash together with a bond (for the remainder of the purchase price) with good and sufficient surety, bearing interest at the rate of 6% per annum until paid, from the day of the sale and payable to the Master Commissioner within 30 days of the date of sale.

Any purchaser, other than Plaintiff, who does not pay cash in full, shall be required to execute a bond, with surety thereon acceptable to the Master Commissioner at least by noon, two business days before the sale date. The bond surety must be present at the sale and execute the Sale Bond and Affidavit of Surety. A lien shall be retained on the property as additional security.

All delinquent taxes shall be paid from the sale proceeds. Purchaser shall pay 2025 and subsequent ad valorem taxes. Subject property shall be sold free and clear of all liens of the plaintiff and defendants in the action. Bidders shall be prepared to comply with these terms.

*W. Alyssa E. Peek, Esq.*

ALYSSA E. PECK  
MASTER COMMISSIONER,  
LIVINGSTON CIRCUIT COURT

HON. MICHAEL P. BARTLETT  
BURNS & HASSMAN LLC  
ATTORNEY FOR PLAINTIFF

Your loved one is  
always in our care.



We own and manage our new, state of the art crematory. This assures your family that we always have your loved one in our care. This is very important when selecting a funeral home to help your family with cremation services. Our funeral homes and crematory are part of our overall family-owned Care Center. Our cremation process is designed to show respect and dignity to every loved one in our care.

We never take your trust in us for granted because we know what you are trusting us with.

MILNER & ORR  
FUNERAL HOME & CREMATION SERVICES  
www.milnerandorr.com  
270-442-5100

FILBECK-CANN  
www.filbeckcann.com  
270-527-3281

LAKELAND  
FUNERAL HOME & CREMATION SERVICES  
www.lakelandchapel.com  
270-388-4045

ATTACH COPY OF ADVERTISEMENT HERE

KENTUCKY PUBLISHING INC  
Indiana Newspaper Group  
1540 MC CRACKEN BLVD  
PADUCAH, KY 42001  
61-1199269

Prescribed by State Board of Accounts

General Form No. 99P (Rev. 2009)

..... PIKE LEGAL GROUP, PLLC  
(Governmental Unit)

PIKE LEGAL GROUP, PLLC  
SAMANTHA AUBREY  
PO BOX 369  
SHEPHERDSVILLE, KY 40165

INV 5106476

### PUBLISHER'S AFFIDAVIT

AD IN THE LIVINGSTON LEDGER

APC TOWERS  
LEDBETTER

-----  
-----  
-----  
-----

\_\_\_\_\_

LEGAL ADVERTISING IN THE LIVINGSTON LEDGER  
3 COLUMN X 2.5 INCH AD

-----  
-----  
-----

LEGAL NOTICE  
TEARSHEET & AFFIDAVIT

\_\_\_\_\_

Amount due

\_\_\_\_\_

Pursuant to the provisions and penalties of IC 5-11-10-1, I hereby certify that the foregoing account is just and correct, that the amount claimed is legally due, after allowing all just credits, and that no part of the same has been paid.

I also certify that the printed matter attached hereto is a true copy, of the same column width and type size, which was duly published in said paper The dates of publication being as follows:

..... 24-Jan-24

PUBLISHER'S SIGNATURE

..... PUBLIC NOTICE - TOWERS / LEDBETTER

*Teresa LeNeave*  
Teresa LeNeave  
Expires July 2027

Date ..... 24-Jan-24

Notary: TERESA LENEAVE, ACCOUNTING DEPT