

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

In the Matter of:

THE APPLICATION OF)
HORVATH TOWERS VI, LLC AND)
CELLCO PARTNERSHIP D/B/A VERIZON WIRELESS)
FOR ISSUANCE OF A CERTIFICATE OF PUBLIC) CASE NO.: 2026-00020
CONVENIENCE AND NECESSITY TO CONSTRUCT)
A WIRELESS COMMUNICATIONS FACILITY)
IN THE COMMONWEALTH OF KENTUCKY)
IN THE COUNTY OF MONROE)

SITE NAME: FLIPPIN

* * * * *

APPLICANTS' RESPONSE TO COMMISSION'S DATA REQUEST

Horvath Towers VI, LLC and Cellco Partnership d/b/a Verizon Wireless ("Applicants"), by counsel, make this Response to the Kentucky Public Service Commission Staff's First Request for Information to Horvath Towers VI, LLC and Cellco Partnership d/b/a Verizon Wireless ("Data Request"). Applicants respectfully state, as follows:

Question 1: Provide a status update on the notice sent to property owner, Wayne McPeak.

Response 1: Since filing, Applicants have not received either a signed green card or a returned undelivered certified mailing corresponding to the notice sent to Wayne McPeak. According to United States Postal Service ("USPS") tracking data, this letter is "Moving Through the Network / In Transit to Next Facility"¹. A copy of the USPS tracking data for this notice, dated April 10, 2026, is attached hereto as **Exhibit J-1**.

¹ Tracking Number: 9589071052702441750527
https://tools.usps.com/go/TrackConfirmAction?qt_c_tlLabels1=9589071052702441750527

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

WHEREFORE, there being no ground for denial of the subject application, and there being substantial evidence in support of the requested CPCN in the case record, 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



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Attorneys for Applicants

LIST OF EXHIBITS

- 1 - Affidavit of Certification
- J-1 - Supplemental Proof of Notice

EXHIBIT 1

AFFIDAVIT OF CERTIFICATION

**AFFIDAVIT OF CERTIFICATION
COMMONWEALTH OF KENTUCKY
PUBLIC SERVICE COMMISSION
CASE #: 2026-00020**

I, F. Keith Brown, attorney for Horvath Towers VI, LLC and Cellco Partnership d/b/a Verizon Wireless ("Applicants"), do hereby certify that I am the person supervising the preparation of this 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:

[Signature]

Date:

04/10/26

State of Kentucky

County of Bullitt

AFFIANT ACKNOWLEDGEMENT

On this, the 10 day of April 2026 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, 2028.



[Signature]

Notary Public, State at Large
KYNP 19462

EXHIBIT J-1

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<https://reg.usps.com/xsell?app=UspsTools&ref=homepageBanner&appURL=https%3A%2F%2Finformeddelivery.usps.com/box/pages/intro/start.action>)

Tracking Number:

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9589071052702441750527

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- Preparing for Delivery
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In Transit to Next Facility**
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NASHVILLE TN DISTRIBUTION CENTER
January 30, 2026, 9:57 am
- [See All Tracking History](#)

[What Do USPS Tracking Statuses Mean?](https://faq.usps.com/s/article/Where-is-my-package)
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