



Steven L. Beshear
Governor

Leonard K. Peters
Secretary
Energy and Environment Cabinet

Commonwealth of Kentucky
Public Service Commission
211 Sower Blvd.
P.O. Box 615
Frankfort, Kentucky 40602-0615
Telephone: (502) 564-3940
Fax: (502) 564-3460
psc.ky.gov

David L. Armstrong
Chairman

James Gardner
Vice Chairman

Charles R. Borders
Commissioner

October 26, 2009

Gerald Robinette
East Kentucky Network, LLC dba Appalachian Wireless
101 Technology Trail
Ivel, KY 41642

RE: Case No 2009-00384
Filing Deficiencies

The Commission staff has reviewed your application in the above case. This filing is rejected for the reasons set forth below.

1. Filing deficiencies pursuant to 807 KAR 5:063:

807 KAR 5:063: Section 1(2)(a) The notice on the site must state: "(Name of utility) proposes to construct a telecommunications ('tower' or 'monopole') on this site. If you have questions, please contact (name and address of utility) or the Executive Director, Public Service Commission, 211 Sower Boulevard, P. O. Box 615, Frankfort, Kentucky 40602. Please refer to (assigned docket number) in your correspondence."

807 KAR 5:063: Section 1(2)(b) The notice posted on the nearest public road must state: "(name of utility) proposes to construct a telecommunications ('tower' or 'monopole') on this site. If you have questions, please contact (name and address of utility) or the Executive Director, Public Service Commission, 211 Sower Boulevard, P. O. Box 615, Frankfort, Kentucky 40602. Please refer to (assigned docket number) in your correspondence."

807 KAR 5:063: Section 1(2)(c) In both posted notices, the word "tower" or "monopole" shall be printed in letters at least four (4) inches high.

JD/ke

The statutory time period in which the Commission must process this case will not commence until the above-mentioned information is filed with the Commission. If your filing contains a proposed effective date, the rejection of your filing for reasons of deficiencies voids that proposed effective date. When you file the required information to correct the deficiencies, you may refile your proposed tariff with a new proposed effective date that is at least 30 days from the date you file the required information. You are requested to file 10 copies of this information within 15 days of date of this letter. If you need further assistance, please contact my staff at 502/564-3940.

Sincerely,



Jeff Derouen
Executive Director

JD/ke