



Matthew G. Bevin  
Governor

Charles G. Snavely  
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

James W. Gardner  
Chairman

Daniel E. Logsdon Jr.  
Vice Chairman

J. Roger Thomas  
Commissioner

February 19, 2016

Claude H. Johnson  
Anna S. Johnson  
P.O. Box 264  
Lynch, KY 40855

RE: Case No. 2015-00421  
East Kentucky Network, LLC dba Appalachian Wireless

Dear Mr. and Mrs. Johnson:

This is in response to your letter received on February 19, 2016 regarding the application for approval to construct a wireless tower facility in the above-referenced case. The letter has been placed in the official case file of this proceeding and the Commission will carefully analyze this application before rendering its final decision. By this letter, the attached public comment has been forwarded to the Applicant for a response. Commission Staff requests the Applicant to submit a written response to the comment, with a copy to the Commission, within 15 days of the date of this letter.

If a person wishes to become a party in this matter he should submit to the Commission a request for intervention, if intervention is desired. If no request for intervention is received within 30 days of the date of this letter, the Commission Staff will presume that the Applicant's reply has satisfied the concerns raised in the attached request for information.

It may be helpful for you to know the state authority, specifically that of the Public Service Commission, in this matter has been limited by federal law. For example, Section 704 of the federal Telecommunications Act of 1996 prohibits this Commission from regulating the placement of wireless facilities on the basis of environmental effects of the radio frequency emissions to the extent that facilities comply with Federal Communications Commission regulations. Section 704 also prohibits a state or local government from prohibiting telecommunications facilities construction if such denial will have the effect of prohibiting service. In addition, this Commission is required by statute to ensure that utility service, including telecommunications service, is adequate and reliable. The Commission does, however, consider appropriate placement of necessary facilities within applicable engineering boundaries. It also pursues a policy of collocation of facilities whenever possible.

You may view Orders and data requests issued by the Commission or other formal case documents on our website <http://psc.ky.gov>.

Thank you for your letter of interest and concern in this matter.

Sincerely,

James W. Gardner  
Acting Executive Director

RECEIVED

FEB 19 2016

PUBLIC SERVICE  
COMMISSION

February 13, 2016

Executive Directors Office, Public Service Commission of Kentucky

P.O. Box 615, Frankfort, KY 40602

RE: Public Notice-Public Service Commission of Kentucky (Case No. 2015-00421)

PUBLIC NOTICE, Received by certified mail 2-12-2016 Lynch Post Office, Lynch KY 40855

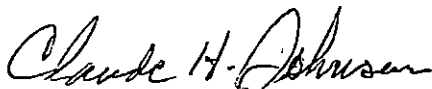

We Claude H, Sr. & Anna S. Johnson, Appose the location of a 180 Ft. tower in approximately 75Ft from our home. This tower location would greatly depreciate the beauty of our landscape and Retirement Home. The enclosed pictures show the proposed tower location with our home and property.

This location is also used for Parents of children to intersect with their School Bus in bad weather.

With all the vacant land in this area, surely there are other locations out of the residential area that would serve this purpose.

The stone in the old school located on this land was queried in these mountains and laid by Immigrant Italian stone masons in the early 1900s. This building should be classified as a Historical Landmark and should be preserved.

Sincerely,

  
Claude H. Johnson  
  
Anna S. Johnson

PO Box 264 Lynch, KY 40855

Case No. 2015-00421

EAST KENTUCKY  
NETWORK   
101 TECHNOLOGY TRAIL • IVEL, KY 41642

PLACE STICKER AT TOP OF ENVELOPE TO THE RIGHT  
OF THE RETURN ADDRESS. FOLD AT DOTTED LINE

**CERTIFIED MAIL**



7014 2120 0002 5646 1722

NAME \_\_\_\_\_  
1st Notice 2-8  
2nd Notice \_\_\_\_\_  
Return \_\_\_\_\_

Claude H., Sr. & Anna S. Johnson  
P.O. Box 264  
Lynch, KY 40855

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0003212434 FEB 04 2016  
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# Appalachian Wireless Location Map



Site Name

Lynch Site

Location

JCT. of HWY 160 & Gap Br. Lynch, KY

GPS Location

N 36 57 47.31

W 82 54 27.08



Case No: 2015-00421







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\*Cindy D McCarty  
Staff Attorney  
East Kentucky Network, LLC dba Appalachian  
101 Technology Trail  
Ivel, KY 41642

\*East Kentucky Network, LLC dba Appalachian  
101 Technology Trail  
Ivel, KY 41642

\*Lynn Haney  
Regulatory Compliance Director  
East Kentucky Network, LLC dba Appalachian  
101 Technology Trail  
Ivel, KY 41642

\*W.A. Gillum  
General Manager  
East Kentucky Network, LLC dba Appalachian  
101 Technology Trail  
Ivel, KY 41642