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Commonwealth of Kentucky
Public Service Commission
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Michael J. Schmitt
Chairman

Robert Cicero
Vice Chairman

Talina R. Mathews
Commissioner

October 3, 2017

Jason Ward
1514 New Harmony Road
Benton, KY 42082

RE: Case No. 2017-00368

Application of New Cingular Wireless PCS, LLC d/b/a AT&T Mobility For Issuance of a Certificate of Public Convenience and Necessity to Construct a Wireless Communications Facility in the Commonwealth of Kentucky in the County of Graves

Dear Mr. Ward:

This is in response to your letter received on September 28, 2017. 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 public 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,

A handwritten signature in cursive script that reads "Gwen R. Pinson".

Gwen R. Pinson
Executive Director

cc: Parties of Record

RECEIVED

SEP 28 2017

PUBLIC SERVICE
COMMISSION

September 25, 2017

Kentucky Public Service Commission
Executive Director
211 Sower Blvd
P. O. Box 615
Frankfort, KY 40602-0615

RE: Case 2017-00368
New Wireless Facility at 850 State Route 348 East
Symsonia, KY 42082

To Whom It May Concern:

I have been alerted to the news that you hope to put a cell phone tower near our address, 1514 New Harmony Rd., Benton, Kentucky 42025. My rural location would greatly benefit from this tower. My wife and I researched local internet options in our location when we moved in 2013. As long time ATT customers, we had hoped to obtain DSL services with your company, but were greatly upset when we discovered that you all did not service our location. We researched cable internet and found that \$15,000 was too great a cost for us to pay for their services. We also used Hughes satellite internet and the service was sketchy and expensive. Please, consider this location as one that would be greatly appreciated in our area. Our children could benefit a great deal due to the stringent requirements school work places on their internet needs.

Please, put a tower if not in this location, in one that our community benefits. If you have any questions, please feel free to contact me.

Sincerely,



Jason Ward



*Honorable David A Pike
Attorney at Law
Pike Legal Group PLLC
1578 Highway 44 East, Suite 6
P. O. Box 369
Shepherdsville, KENTUCKY 40165-0369

*New Cingular Wireless PCS, LLC dba AT&T
1010 N St Mary's Street, 9th Floor
San Antonio, TX 78215