

PUBLIC UTILITIES COMMISSION

505 VAN NESS AVENUE
SAN FRANCISCO, CA 94102-3298



May 21, 2009

Mr. Robert Millar
505 Montgomery Street, Suite 800
San Francisco, CA 94111

RE: Determination of Completeness, Application of NextG Network for Authority to Engage in Ground Disturbing Outside Plant Construction in the City of Huntington Beach

Dear Mr. Millar:

On March 3, 2009, NextG Networks submitted Application 09-03-007 along with a Proponent's Environmental Assessment (PEA) to the California Public Utilities Commission (CPUC) to engage in ground-disturbing outside plant construction in the City of Huntington Beach. On May 5, 2009, the Energy Division transmitted Data Request #1 to NextG to request additional data/information regarding the proposed project. On May 20, 2009, NextG Networks submitted its response to the aforementioned data request.

The Energy Division has completed its review of NextG's application and PEA to construct a Distributed Antenna System project in the City of Huntington Beach, California. With the supplemental data and information recently submitted by NextG, the Energy Division finds that the Application and PEA contain sufficient information to satisfy the requirements of the Commission's Information and Criteria List and can now be deemed complete. Please note that this determination has been made with the understanding that the Energy Division may request additional data, as necessary, to further review the environmental effects of the proposed project in accordance with requirements of the California Environmental Quality Act.

Please do not hesitate to call me at (415) 703-5484 if you have any questions.

Sincerely,

A handwritten signature in cursive script that reads "Jensen Uchida".

Jensen Uchida
California Public Utilities Commission

CC: Myra Prestige, Administrative Law Judge
Jason Reiger, CPUC Legal Division
John F. Westermeier, Dudek & Associates
Sharon James, NextG Networks