

PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

COMMISSION ADVISORY AND COMPLIANCE DIVISION
Telecommunications Branch

RESOLUTION T-14637
Date: October 14, 1991

R E S O L U T I O N

RESOLUTION T-14637. MAMMOTH CELLULAR CORPORATION.
EXECUTIVE ORDER AUTHORIZING THE ADDITION OF A NEW CELL
SITE IN THE CA-6 MAMMOTH CELLULAR GEOGRAPHIC SERVICE
AREA, RURAL SERVICE AREA 341.

BY ADVICE LETTER NO. 4, FILED ON SEPTEMBER 12, 1991.

SUMMARY

MAMMOTH CELLULAR CORPORATION (MAMMOTH), by Advice Letter No. 4, filed on September 12, 1991, requests authority under the provisions of General Order 159 (G.O. 159) and Decision No. 90-03-080 (March 28, 1990) to add a new cellular radiotelephone cell site to its existing cellular system serving the CA-6 Mammoth Cellular Geographic Service Area, Rural Service Area 341 (CGSA RSA 341). This Resolution authorizes the construction of one new cell site, known as Mammoth Cellular Corporation Site No. 3. No protests to this Advice Letter have been filed.

BACKGROUND

Under G.O. 159 (Decision 90-03-080), a cellular utility must obtain authorization from the Commission before construction of cellular facilities not described in the decision granting the certificate of public convenience and necessity. A cellular utility must file an advice letter requesting authorization to construct after it has received all approvals for the proposed construction required by any governmental agencies with jurisdiction over the proposed construction, or which would have jurisdiction absent the Commission's preemption.

DISCUSSION

Advice Letter No. 4 contains all the information required under G.O. 159 to be included in an Advice Letter filing for authority to construct additional cellular facilities.

The new site, Mammoth Cellular Corporation Site No. 3, represents an additional cellular radiotelephone facility not described in Decision 90-08-020, granting MAMMOTH a certificate of public convenience and necessity.

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MAMMOTH has obtained permits or approvals from the following governmental entities and asserts that these entities comprise all governmental entities that have jurisdiction over the proposed construction (with the exception of the California Public Utilities Commission): Mono County Building Department, Mono County Sheriff's Department.

The proposed construction for the new cell site will be located 12 1/2 miles south of Bridgeport, 1/4 mile east of U.S. 395 at Conway Summit in Mono County and is known as Mammoth Cellular Corporation Site No. 3. The site will consist of cellular radiotelephone equipment installed in an existing 8' x 6' communications building and a new 60' self-supporting antenna support structure.

The new cell site, Mammoth Cellular Corporation Site No. 3, will become part of MAMMOTH's cellular system serving the CA-6 Mammoth CGSA RSA 341.

NOTICE

Public notice that MAMMOTH CELLULAR CORPORATION filed Advice Letter No. 4 requesting authority to construct one new cell site, Mammoth Cellular Corporation Site No. 3, appeared in the California Public Utilities Commission's September 16, 1991 Daily Calendar. In addition, copies of MAMMOTH's Advice Letter No. 4 were mailed in accordance with the Commission's General Order No. 96-A, Section III. G, to competing utilities either privately or publicly owned, adjacent utilities either privately or publicly owned, utilities having requested such notification, and other interested parties having requested such notification.

PROTESTS

No protests have been filed on MAMMOTH's Advice Letter No. 4.

FINDINGS

1. On September 12, 1991, MAMMOTH CELLULAR CORPORATION filed Advice Letter No. 4 requesting Executive authorization to construct one new cell site, Mammoth Cellular Corporation Site No. 3.
2. Mammoth Cellular Corporation Site No. 3 represents an additional cellular radiotelephone facility not described in 90-08-020, granting MAMMOTH a certificate of public convenience and necessity.
3. Decision 90-03-080 adopts G.O.159 which sets forth certain requirements for the filing of advice letters requesting authorization to construct cellular radiotelephone facilities not described in a utility's certificate of public convenience and necessity.

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4. Advice Letter No. 4 conforms to the requirements of Decision 90-03-080 and G.O. 159.
5. A MAMMOTH officer signed a declaration which states that MAMMOTH has received all necessary permits or approvals from the governmental entities listed in Advice Letter No. 4.
6. Advice Letter No. 4 lists the following entities which have jurisdiction over the proposed construction of Mammoth Cellular Corporation Site No. 3 cell: Mono County Building Department, Mono County Sheriff's Department.
7. No protests to Advice Letter No. 4 have been received.

THEREFORE, IT IS ORDERED that:

- (1) MAMMOTH CELLULAR CORPORATION's request for authority to construct one new cell site, Mammoth Cellular Corporation Site No. 3, is granted.
- (2) The effective date of this resolution is October 14, 1991.

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By NEAL J. SHULMAN
Executive Director