

JESSE A. LANGER

PLEASE REPLY TO: Bridgeport  
E-Mail Address: [jlanger@cohenandwolf.com](mailto:jlanger@cohenandwolf.com)

March 16, 2010

**VIA FEDERAL EXPRESS  
AND ELECTRONIC MAIL**

Mr. S. Derek Phelps  
Connecticut Siting Council  
Ten Franklin Square  
New Britain, CT 06051

***Re: Docket No. 390 – Application of T-Mobile Northeast LLC,  
For a Certificate of Environmental Compatibility and Public  
Need for the Construction, Maintenance and Operation of a  
Telecommunications Facility at 15 Orchard Park Road in  
the Town of Madison, Connecticut***

---

Dear Mr. Phelps:

I write on behalf of the Applicant, T-Mobile Northeast LLC ("T-Mobile"), regarding the proposed findings of fact issued by the Connecticut Siting Council ("Council") for the proposed telecommunications facility at 15 Orchard Park Road in Madison, Connecticut ("Facility"). T-Mobile respectfully submits the following proposed changes to the findings of fact.

1. **Finding of Fact 4.** "The Facility would provide coverage to the Amtrak rail line in the vicinity of the proposed site, as well as I-95, Route 1, Neck Road, Mungertown Road and nearby residential areas. (T-Mobile 1, p. 1)"

2. **Finding of Fact 22/23.** Insert after Finding of Fact 22. "T-Mobile submitted substantive responses and documentation to the Town regarding the concerns articulated by the Town in the Town's correspondence and by the Town during the various municipal public meetings."

3. **Finding of Fact 45.** "T-Mobile has a master license agreement with Amtrak that would allow the carrier to use Amtrak's right-of-ways on which to locate facilities. The master license agreement does not provide T-Mobile with exclusive rights to Amtrak's right-of-ways. The master license agreement does not pertain to Wi-Fi services. (Tr. 1, pp. 19, 25-26, 114)"

Mr. S. Derek Phelps  
Connecticut Siting Council  
March 16, 2010  
Page 2

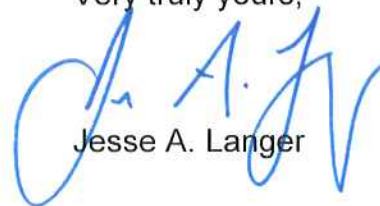
4. **Finding of Fact 52.** "In the area of Madison subject to T-Mobile's coverage objective, T-Mobile did not find an area within Amtrak's right-of-way that would be large enough to accommodate a wireless facility and that would provide sufficient access from public roadways. (Tr. 1, p. 22, 92, 94)"

5. **Finding of Fact 57.** Revise the last sentence as follows: ". . . and would result in an unacceptable level of redundant coverage."

6. **Finding of Fact 68.** Amend the citation so that it reads pp. 36-37.

Please contact me if you have any questions.

Very truly yours,



Jesse A. Langer

JAL:dlm

cc: Service List (*Via First Class U.S. Mail*)