

**13-975 T-MOBILE SOUTH V. ROSWELL, GA**

DECISION BELOW: 731 F.3d 1213

LOWER COURT CASE NUMBER: 12-12250

**QUESTION PRESENTED:**

In order to promote the prompt deployment of telecommunications facilities and to enable expedited judicial review, the Communications Act of 1934, as amended by the Telecommunications Act of 1996, provides that any decision by a state or local government denying a request to place, construct, or modify a personal wireless service facility "shall be in writing and supported by substantial evidence contained in a written record." 47 U.S.C. § 332 (c)(7)(B)(iii).

The question presented is whether a document from a state or local government stating that an application has been denied, but providing no reasons whatsoever for the denial, can satisfy this statutory "in writing" requirement.

CERT. GRANTED 5/5/2014