

**UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

**AMERICAN TOWERS, INC., )  
EXCELL COMMUNICATIONS, INC., )**

**Plaintiffs, )**

**v. )**

**No. 3:10-cv-1196**

**WILSON COUNTY, TENNESSEE )  
BOARD OF ZONING APPEALS, )  
WILSON COUNTY, TENNESSEE )  
PLANNING COMMISSION, )**

**Judge Sharp**

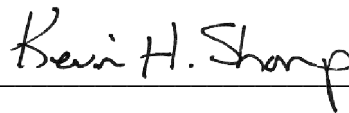
**Defendants. )**

**ORDER**

For the reasons explained in the accompanying Memorandum, the Court GRANTS Plaintiffs' motion for summary judgment, (Docket No. 55). Defendants are ordered to immediately grant the Use Application and all approvals necessary to allow Plaintiffs to construct the proposed tower. In addition, Defendants must cease all attempts to prevent Plaintiffs from subdividing the proposed site.

This Order shall constitute the judgment in this case pursuant to Fed. R. Civ. P. 58.

It is SO ORDERED.



KEVIN H. SHARP

UNITED STATES DISTRICT JUDGE