



STATE OF ALABAMA

ALABAMA PUBLIC SERVICE COMMISSION

P.O. BOX 304260

MONTGOMERY, ALABAMA 36130-4260

TWINKLE ANDRESS CAVANAUGH, PRESIDENT

JOHN A. GARNER, EXECUTIVE DIRECTOR

JEREMY H. ODEN, ASSOCIATE COMMISSIONER

CHRIS "CHIP" BEEKER, JR., ASSOCIATE COMMISSIONER

MEMORANDUM

DATE: June 4, 2024

TO: Commissioner Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris "Chip" Beeker, Jr.

FROM: Jeff Johnston, Director *JJ*
Utility Services Division

SUBJECT: Agenda for June 11, 2024 Commission Meeting.

The following items will be presented to the Commission during the regular June 11, 2024 Commission Meeting.

CONSUMER SERVICES REPORT

CONSUMER SERVICES ELECTRIC & GAS INQUIRIES

May

Company	Service Category	Total Inquiries	Service Outage Interruption	Service Quality	Service Connection	Service Disconnected	Billing Issues	Payment Issues	Request Info Only
Alabama Power	Residential	26	1	1		2	13	7	2
	Business								
Spire Alabama	Residential	7					4	1	2
	Business								
Spire Gulf	Residential	1					1		
	Business								
TOTAL	Residential	34	1	1		2	18	8	4
	Business								

BASIC SERVICE ONLY

Company	Service Category	Total Inquiries	Service Outage	Service Quality	Service Connection	Service Disconnection	Billing Issues	Payment Issues	Lifeline	Request Info Only
ILEC	Residential									
	Business	1	1							
CLEC	Residential									
	Business									
TOLL	Residential									
	Business									
OTHER	Residential									
	Business									
Total Under PSC Complaint Jurisdiction		1	1							

OTHER RETAIL SERVICES/ISSUES

Service Category	Total Inquiries	Toll Service	Internet Service	Slamming Cramming	Wireless Issues	Number Porting Issues	Video CATV	Inmate Calling Service	Request Info Only
Residential									
Business	1				1				
Total	1				1				
Not Under PSC Jurisdiction	1				1				
Under PSC Jurisdiction									

Other Retail Services/Issues Under PSC Jurisdiction (Above)	0
Basic Service Inquiries Under PSC Jurisdiction (Previous Page)	1
Total Telecom Inquiries Under PSC Jurisdiction (Non-referrals)	1
Inquiries Not Subject to PSC Jurisdiction	1

Referred Inquiries (Waived Complaint Jurisdiction)	
Residential	5
Business	2
TOTAL	7

TOTAL TELECOM INQUIRIES			
Under PSC Complaint Jurisdiction	Waived Complaint Jurisdiction (Referrals)	Received But Not Under PSC Jurisdiction	Total Received
1	7	1	9

Gas Agenda

NATURAL GAS

Docket 18046 and SPIRE ALABAMA INC. -- Division Report on Rate RSE as of April 30,
18328 2024

Based on preliminary figures as of April 30, 2024, the projected RSE return on average common equity for the rate year ending September 30, 2024, was 9.58 percent. The authorized return on average common equity is 9.50 to 9.90 percent.

Docket 28101 SPIRE GULF INC. -- Division Report on Rate RSE as of April 30, 2024

Based on preliminary figures at point-of-test April 30, 2024, the RSE return on average common equity for the fiscal year ending April 30, 2024, was 10.28 percent, which was within the authorized range and results in no adjustment to rates. The authorized return on average common equity is 9.70 to 10.30 percent.

Docket U-4330 SPIRE ALABAMA INC. -- Application for approval of an Amendment #3 to the Special Services Agreement between Spire Alabama Inc and Alabama Power (formerly Tenaska Alabama II Partner, LP.)
Recommend Approval

Water Agenda

WASTEWATER

Docket 32553 COMMUNITY UTILITIES OF ALABAMA INC. -- Application for approval of a Special Services Agreement (Commercial Rate) between Community Utilities of Alabama, Inc. and Auburn Legends RV Condominium Association, Inc.

Recommend approval.

Telecommunication Agenda

INTERCONNECTION AGREEMENT (S)

- Docket U-5466 LEVEL 3 COMMUNICATIONS, LLC and MILLRY TELEPHONE COMPANY, INC. -- Approval of an Interconnection Agreement between Millry Telephone Company, Inc and Level 3 Communications, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.

AMENDED INTERCONNECTION AGREEMENT (S)

- Docket U-5369 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and DISH WIRELESS L.L.C. -- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, LLC d/b/a AT&T Alabama or AT&T Southeast and DISH Wireless L. L. C. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

Recommend Approval.

- Docket U-5417 LEVEL 3 COMMUNICATIONS, LLC and VALLEY TELEPHONE CO., LLC d/b/a Knology or dba WOW! Internet, Cable and Phone -- Approval of an Amendment to the Interconnection Agreement between Valley Telephone Company, LLC d/b/a WOW! Internet, Cable and Phone and Level 3 Communications, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

Recommend Approval.

CANCELLATION/WITHDRAWAL (S)

- Docket 29551 BENCHMARK COMMUNICATIONS, LLC d/b/a COM ONE -- Approval to Cancel Competitive Local Exchange and Telephone Toll Resale Service and withdraw Tariffs. By notice received May 17, 2024, the Company stated it was no longer providing any telecommunications services to consumers; therefore, no customers would be directly affected by the cancellation.

Recommend Approval.

DOCKET 32151 - TELECOMMUNICATION PROVIDERS FILING NOTICE OF THEIR ELECTION TO WAIVE THE COMMISSION'S RETAIL SERVICE COMPLAINT AND DISPUTE JURISDICTION IN ACCORDANCE WITH §37-2A-4(K) of ALABAMA LEGISLATIVE ACT 2014-082.

<p>MAY 2024 ELECTIONS:</p> <p>NONE</p> <p>PRIOR ELECTIONS:</p> <p>ACN Communications Services, Inc.</p> <p>BellSouth Telecommunications, LLC d/b/a AT&T Alabama (Effective June 1, 2014)</p> <p>CenturyTel of Alabama, LLC d/b/a CenturyLink</p> <p>Knology of Alabama, Inc. d/b/a WOW! Internet, Cable and Phone</p> <p>Knology of the Valley, Inc. d/b/a WOW! Internet, Cable and Phone</p> <p>Knology Total Communications, Inc. d/b/a WOW! Internet, Cable and Phone</p> <p>Frontier Communications of Alabama, LLC</p> <p>Frontier Communications of Lamar County, LLC</p> <p>Frontier Communications of the South, LLC</p> <p>Gulf Telephone Company d/b/a CenturyLink</p> <p>McLeodUSA Telecommunication Services</p> <p>National Telephone of Alabama, Inc.</p>	<p>.</p> <p>Network Telephone Corporation</p> <p>Paetec Communications, Inc.</p> <p>Roanoke Telephone Company, Inc.</p> <p>Spectrotel of Alabama, LLC</p> <p>TEC of Jackson, Inc.</p> <p>The Other Phone Company</p> <p>US LEC of Alabama, LLC</p> <p>Valley Telephone Co., LLC d/b/a WOW! Internet, Cable and Phone</p> <p>Wiregrass Telecom, Inc. d/b/a WOW! Internet, Cable and Phone</p> <p>Windstream Alabama, LLC</p> <p>Windstream Communications, Inc.</p> <p>Windstream KDL, Inc.</p> <p>Windstream Norlight, Inc.</p> <p>Windstream NuVox, Inc.</p> <p>YMax Communications Corp.</p>
--	--

SUMMARY OF OTHER FILING (S)

- D-7803 CONSOLIDATED COMMUNICATIONS OF FLORIDA COMPANY, INC. -- Revises General Subscriber Services Tariff to increase residential tariff rates by \$5.00 per month per service for Call Waiting, Caller ID, and Telemarketer Call Block. Filed May 1, 2024 with a proposed effective date of June 1, 2024.



STATE OF ALABAMA
PUBLIC SERVICE COMMISSION
P. O. BOX 304260
MONTGOMERY, ALABAMA 36130

TWINKLE ANDRESS CAVANAUGH, PRESIDENT

JOHN A. GARNER, EXECUTIVE DIRECTOR

JEREMY H. ODEN, ASSOCIATE COMMISSIONER

CHRIS "CHIP" BEEKER, JR., ASSOCIATE COMMISSIONER

MEMORANDUM

DATE: June 4, 2024

TO: President Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris "Chip" Beeker, Jr.

FROM: Jonathan M Kimbril, Director *JMK*
Gas Pipeline Safety Division

SUBJECT: Agenda for June 11, 2024, Commission Meeting

The following items will be presented during to the Commission during the regular June 11th, 2024, Commission Meeting.

Inspections

During the month of April, a total of forty-five (45) inspections were conducted utilizing ninety-two and half (92.5) person-days. The inspections are as follows:

		STANDARD INSPECTION	CONSTRUCTION	OPERATOR QUALIFICATION	PUBLIC AWARENESS	IMP / DIMP	CONTROL ROOM MGMT	INCIDENT / ACCIDENT	SECTION 114	DRUG & ALCOHOL	FOLLOW-UP	
GAS PIPELINE SYSTEMS	PRIVATE	5	3	1							1	TOTAL
	MUNICIPAL	3	4	1	1	1					9	
	MASTER METER	1									4	
	LIQUID PROPANE (LP)											
	LIQUIFIED NATURAL GAS (LNG)											
	INTRASTATE TRANSMISSION	6		2							2	
	GAS GATHERING											
	OFFSHORE GAS											
LIQUID PIPELINE SYSTEMS	REFINED PETROLEUM PRODUCTS	1										
	CRUDE OIL											
	HVL FLAMMABLE / TOXIC											
	CARBON DIOXIDE											
	BIOFUEL											
TOTALS		16	7	4	1	1					16	45

Training

One (1) operator/contractor training session on Polyethylene (PE) plastic fusion and zero (0) fire response training were conducted in April:

➤ 4/3/2024 Cullman-Jefferson PE 20 Personnel Trained

Enforcement Actions

From the forty-five (45) inspections shown above, five (5) enforcement letters of notification were issued noting twelve (12) non-compliance issues. There were six (6) non-compliance items corrected during the month of April.

Incidents / Accidents

There were three (3) state reportable incidents and zero (0) federal incidents reported during the month of April.

- /10/2024 Cullman-Jefferson Counties Gas District – Cullman City Sewer Department hit a 2” main while performing repair. The locate ticket expired on April 9th, 2024. The gas marks on the pavement were off because locator bled off on old steel line that was the prevailing signal.
- 4/11/2024 Spire Gulf – During a storm it is believed that a lightning strike near an odorant station that cause damage led to a failure of the injection equipment. This allowed excess odorant to be injected into the pipeline which resulted in a large volume of leak calls to be reported until levels were brought back into normal levels.
- 4/20/2024 Spire Alabama – Birmingham Division – A contractor struck a $\frac{3}{4}$ inch plastic gas main. The contractor had an active ticket and the main was not located at the time. Spire conducted leak surveys to confirm it was the only leak caused and no other gas leaks were present in the area.

Miscellaneous

Gas Pipeline Safety (GPS) had the opportunity to attend and speak at the Common Ground Alliance (CGA) annual conference. The presentation focused on leveraging damage prevention through Distribution Integrity Management Plans and highlighted common safety actions identified statewide to reduce excavation damages.

Additionally, GPS received findings from the Pipeline and Hazardous Materials Safety Administration (PHMSA) annual audit. The gas portion of the program scored 100 out of 100 possible points, with no deficiencies noted. Similarly, the liquid portion of the program scored 96 out of 96 possible points, also with no deficiencies. While no deficiencies were found, areas for improvement were identified. GPS will focus on these areas during the following year to promote a safer environment within the state of Alabama.



STATE OF ALABAMA

ALABAMA PUBLIC SERVICE COMMISSION

P. O. BOX 304260

MONTGOMERY, ALABAMA 36130-4260

TWINKLE ANDRESS CAVANAUGH, PRESIDENT
JEREMY H. ODEN, ASSOCIATE COMMISSIONER
CHRIS "CHIP" BEEKER, JR., ASSOCIATE COMMISSIONER

JOHN A. GARNER, EXECUTIVE DIRECTOR

MEMORANDUM

DATE: June 4, 2024

TO: President Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris "Chip" Beeker, Jr.

FROM: Amanda D. Shehane, Director ADB
Utility Enforcement Division

SUBJECT: Agenda for the June 11, 2024, Commission Meeting

This memorandum reflects the Utility Enforcement Division's (UED) report describing the major tasks, inspections and activities accomplished by its staff during the month of April 2024.

RAILWAY SAFETY

The track inspection results below reflect activity by our Railway Safety (RWS) Staff in the field.

Rail Carriers Visited	Regular Track Inspections	Track Defects Identified	Violations Recommended	Track Miles Inspected	Track Turnouts Inspected
7	22	75	0	92	94

The table below reflects track safety observations made in which one non-compliant condition was identified. One hundred and five roadway workers, bridge workers, and practices were observed.

Railroad Bridge Observations	Roadway Worker Protection	Roadway Maintenance Machines	Bridge Worker Safety
1	8	21	0

The data in the table below was collected from Motive Power & Equipment (MP&E) inspections performed on locomotives, freight cars, tank cars, and other railroad equipment.

Rail Carriers Visited	Regular Eqpt. Inspections	Defects Identified	Violations Recommended	Number of Units Inspected
7	12	147	0	863

The table below shows observations completed by the MP&E Inspector in which no non-compliant conditions were identified.

Air Brake Tests	Blue Flag Protection	End of Train Devices
0	1	0

Both track and MP&E inspectors performed record inspection reviews shown below on railroad inspections, repair records, and highway grade crossings.

	Track Inspection Records	MP&E Railcar & Locomotive Repair Records	Highway Grade Crossings
Inspections	9	1	2
Units Inspected	119	21	26
Defects	4	0	0

There were five incidents reported by the National Response Center (NRC) in April:

1. A pedestrian strike with unknown injuries by an Amtrak train in Tuscaloosa on **NS**.
2. An employee illness resulted in a fatality in Maplesville on **NS**.
3. A trespasser strike with unknown injuries in Birmingham on **NS**.
4. A seven-car derailment in Lownsboro on **MNBR**.
5. A trespasser strike resulted in a fatality in Cusseta on **CSX**.

The RWS Administrator attended the Association of State Rail Safety Managers mid-year meeting with the FRA.

MOTOR CARRIER SERVICES

The Motor Carrier Services (MCS) staff accomplished the following matters regarding state authority to operate as a motor carrier in Alabama with proof of insurance coverage:

Vehicle Registration Numbers	Intrastate Applications		NOL Processed/ Closed Intra Applications	Under Legal Division Review	New Authority Approved	Motor Carrier Authority Inquiries		
	Processed	Returned				Phone	E-mails	Others
26	10	0	0	13	14	70	78	27

MCS staff members handled the tasks shown below regarding insurance coverage, prepared correspondence that challenged incorrect filings and addressed related inquiries:

Insurance Filings Received	Revocation Orders	Reinstatement Orders	Miscellaneous Actions	Letters Sent	Insurance Inquiries	
					Phone	E-mails
335	19	11	13	22	42	66

The MCS Section addressed the following Unified Carrier Registration (UCR) responsibilities:

UCR Applications		UCR Mailouts for 2024	UCR Audit Correspondence	UCR Inquiries	
Received	Returned			Phone	E-mail
1	0	93	1	43	17

As of April 30, 8,395 Alabama carriers (88%) were registered for 2024 UCR with 1,156 remaining unregistered. Our office received funds from the UCR Depository for March online payments processed through the National Registration System (NRS) from 353 carriers domiciled in Alabama and some non-

participating states.

In April, a show cause hearing was held for a carrier that failed to respond to a Focused Anomaly Review (FAR) audit request. However, they provided the needed documents and paid their adjustment of \$74 a few days before the hearing so they were dismissed from the proceeding.

MCS staff participated in the UCR Board call, UCR Enforcement Subcommittee call, and the UCR Audit Q & A call during the month.

The staff also assisted motor carriers in making necessary changes to their operating status with the Federal Motor Carrier Safety Administration (FMCSA). There were five MCS-150 forms processed. One motor carrier had its USDOT number deactivated. Four forms contained updates to the motor carriers' USDOT number data.

Eighty-four For Non-Profit (FNP) quarterly reports for the first quarter of 2024 were sent to FNP carriers by mail and e-mail. Our office received 17 FNP quarterly reports for the first quarter of 2024 during the month.

Fifty-one 2023 annual reports were received from household goods and passenger carriers.

One household goods supplement for Newesco, Inc. dba Dearborn Moving & Storage (C3147) and one regular passenger tariff for F&S Transportation LLC (C4156) were accepted in April.

Staff participated in three passenger carrier hearings that were held during April for:

- **Inspirational NEMT Services, LLC**
- **Lonnie Franklin Paschall Jr dba Lonnie's Personal Transportation**
- **24 Transportation LLC dba Platinum Chauffeured Transportation Services**

Five desk audits were completed on the following household goods carriers:

- **CJR Enterprises, Inc. dba Two Men And A Truck/Auburn-Montgomery (C3860)** – No issues were found.
- **Liberty Moving, LLC (C4047)** – The carrier was advised to carefully follow its tariff or submit a new tariff/supplement.
- **Big Fish Moving Company (C4104)** – The carrier was advised to carefully follow its tariff or submit a new tariff/supplement.
- **Wise Guys Moving, LLC (C4110)** – Several issues were found during the audit. The carrier will be given time to address the problems found and will have a follow-up audit in 90 days to confirm compliance.
- **This Side Up Moving, Inc. (C3959)** – Several issues were found during the audit. As a result of the problems found, the carrier was instructed to remit overcharges back to the shipper.



STATE OF ALABAMA
PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130

TWINKLE ANDRESS CAVANAUGH, PRESIDENT

JOHN A. GARNER, EXECUTIVE DIRECTOR

JEREMY H. ODEN, ASSOCIATE COMMISSIONER

CHRIS "CHIP" BEEKER, JR., ASSOCIATE COMMISSIONER

June 4, 2024

MEMORANDUM

TO: President Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris "Chip" Beeker, Jr.

FROM: John D. Free, Director *JDF*
Electricity Policy Division

SUBJECT: Agenda – June 11, 2024 Commission Meeting

The Electricity Policy Division will present the following items at the June 11, 2024 Commission Meeting.

ELECTRICITY

ALABAMA POWER COMPANY

Dockets 18117 Division Report on Rate RSE and Rate ECR as of April 30, 2024
and
18416; The Electricity Policy Division performed the regular monthly examination
18148 of the books and records of Alabama Power Company. Included in the table
below are selected financial highlights concerning Rate RSE and Rate ECR.
In addition, the Division's computations and determination of the December
2024 Weighted Return on Average Retail Common Equity (WRRCE),
actualized through April 2024, can be found on page 2 of this report.

Rate RSE Forecast		Rate ECR Summary
12 Months Ending DECEMBER 31, 2024		Energy Cost Over/(Under) Recovered for APRIL 2024
5.92% WRRCE		\$15,680,239

*The authorized Weighted Return on Average Retail Common
Equity Range is 5.75% - 6.15%.

ELECTRICITY POLICY DIVISION
Alabama Power Company
Weighted Return on Average Retail Common Equity Calculation
Forecast - 12 Months Ending December 31, 2024

Common Equity as of April 30, 2024		\$12,604,744,721
Add Budgeted Net Income:		
May through December 2024	\$966,630,439	
Add Budgeted Capital Contributions:		
May through December 2024	\$51,833,178	
Add Other Adjustments:		
May through December 2024	\$0	\$1,018,463,618
Deduct Budgeted Stock Dividends:		
May through December 2024	\$582,045,980	\$582,045,980
Projected Common Equity for December 31, 2024		\$13,041,162,359
<hr/>		
Projected Average Common Equity		
For the 12 Months Ending December 31, 2024		\$12,821,934,585
Projected Retail Investment Separation Factor		95.28%
Projected Average Retail Common Equity		
For the 12 Months Ending December 31, 2024		\$12,216,739,272
Projected Retail Net Income		
For the 12 Months Ending December 31, 2024		\$1,356,193,191
Projected Common Equity Percentage of Capital Structure		
For the 12 Months Ending December 31, 2024		53.30%
Projected Weighted Return on Average Retail Common Equity (WRRCE)		
For the 12 Months Ending December 31, 2024		5.92%

The Common Equity as of April 30, 2024 (Actual) was adjusted using net income, payment of Common Stock and Preferred Stock dividends, Capital Contributions, and Other Adjustments from the Company's 2024 budget. The average common equity is a 12-month average using actual and budgeted data. The average retail common equity (RCE) was calculated using the retail separation factor of 95.28%. The retail net income (RNI) for average common equity and the common equity percentage (CEP) were calculated by using actual data for the four months ended April 30, 2024, and then adding eight months of budget data for May through December 2024. The Other Adjustments, if any, are the result of the Company adopting FASB Statement 123 (R), which requires the reporting of stock option expenses.

The Forecast is subject to change due to uncertainties associated with weather, customer usage patterns and economic conditions across the state.



STATE OF ALABAMA

ALABAMA PUBLIC SERVICE COMMISSION
P.O. BOX 304260
MONTGOMERY, ALABAMA 36130-4260

TWINKLE ANDRESS CAVANAUGH, PRESIDENT

JEREMY H. ODEN, ASSOCIATE COMMISSIONER

CHRIS "CHIP" BEEKER, JR., ASSOCIATE COMMISSIONER

JOHN A. GARNER, EXECUTIVE DIRECTOR

MEMORANDUM

DATE: June 5, 2024

TO: Commission President Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris "Chip" Beeker, Jr.
Division Directors

FROM: Legal Division

SUBJECT: Agenda - June 11, 2024 Commission Meeting

The Legal Division will present the following at the June 11, 2024 Commission Meeting:

DOCKET 33472 (Y) - Unopposed motor carrier application of Angel Wing's Transport, L.L.C., of Birmingham, Alabama, for a certificate to transport passengers. The Applicant waived its right to a Report and Recommended Order.

Recommend: Grant

DOCKET C-20951 (Y) - Petition of Wall Trucking LLC, of Grant, Alabama, for approval of cargo self-insurance.

Recommend: Approval

DOCKET C-20858 (Y) - Petition of Clarence Swift, Jr. d/b/a Swift Enterprises, of Tuskegee, Alabama, for reinstatement of Motor Carrier Certificate F1950 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage.

Recommend: Grant/Reinstatement

LEGAL DIVISION AGENDA

June 11, 2024 Commission Meeting

June 5, 2024

PAGE #2

DOCKET C-20713 (Y) - Petition of International Communication L.L.C. d/b/a C&D Transportation, of Birmingham, Alabama, for reinstatement of Motor Carrier Certificate F5390 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET 33119;
C-20928 (Y) - Petition of Proven Transport LLC, of Greensboro, Alabama, to suspend operations under Motor Carrier Certificate F5262 (Docket 33119) for a period of one year. Motor Carrier Certificate F5262 was revoked by Commission Order dated May 7, 2024, due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage (Informal Docket C-20928).

Recommend: Reinstatement of Motor Carrier Certificate F5262 (Informal Docket C-20928) for the sole purpose of suspending Certificate F5262 in good standing (Docket 33119). Grant one-year suspension.

DOCKET 33221 (Y) - Petition of Old Dog Express LLC, of Duncanville, Alabama, for cancellation of Motor Carrier Certificate F5318.

Recommend: Grant cancellation as requested

DOCKET 31474 (Y) - Petition of Melissa Powell d/b/a Powell Express, of Clio, Alabama, for cancellation of Motor Carrier Certificate F4404.

Recommend: Grant cancellation as requested

DOCKET C-20902 (B) - Petition of Hughes Plumbing & Utility Contractors, Inc., of Mobile, Alabama, to change its company name to Hughes Companies, Inc., and to reinstate Motor Carrier Certificate F5140 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage.

Recommend: Grant/Reinstatement in new company name

DOCKET 32901 (B) - Petition of Zak Bailey Trucking LLC, of Fyffe, Alabama, to recommence operations under Motor Carrier Certificate F5150. Motor Carrier Certificate F5150 was suspended at the request of Zak Bailey Trucking LLC for a period of one year by Commission Order dated April 4, 2024.

Recommend: Grant request to recommence operations under Motor Carrier Certificate F5150.

LEGAL DIVISION AGENDA

June 11, 2024 Commission Meeting

June 5, 2024

PAGE #3

DOCKET 33454 (B) - Show cause proceeding for Wile Energy Services Inc. ("WES") of Boligee, Alabama for failure to respond to audit inquiries for 2024 Unified Carrier Registration ("UCR"). Prior to the scheduled hearing, WES provided the required documentation and paid the correct UCR registration fee.

Recommend: Issuance of an order dismissing Wile Energy Services Inc. from proceeding

DOCKET C-20945; 22259 (B) - Petition of Wade Services, Inc., of Ellisville, Mississippi, for cancellation of Motor Carrier Certificate C2135 (Docket 22259). Motor Carrier Certificate C2135 was revoked by Commission Order dated May 7, 2024, due to Petitioner's failure to acquire current vehicle registration (Informal Docket C-20945).

Recommend: Reinstatement of Motor Carrier Certificate C2135 (Informal Docket C-20945) for the sole purpose of cancelling Motor Carrier Certificate C2135 in good standing. Grant cancellation as requested (Docket 22259).

DOCKET 33455 (B) - Alabama Public Service Commission ("APSC") v. Delinquent Companies. Show cause proceeding established to address the failure of numerous entities to pay Inspection and Supervision fees for FY2023 despite numerous notices. A show cause hearing was held on May 16, 2024 in this matter to give those entities an opportunity to appear and show cause why their respective certificates of public convenience and necessity should not be revoked for their failure to pay the required fees.

Recommend: Issuance of an order revoking certificates of the entities that have not paid the required Inspection and Supervision fees and did not appear at the May 16, 2024 show cause hearing. Said entities may achieve reinstatement upon payment of \$100 for each month the required fees are delinquent. Further recommend that all entities that have now paid the Inspection and Supervision fees be dismissed from this proceeding.

DOCKET 33470 (M) - Application of Uniti Fiber Gulfco LLC, of Little Rock, Arkansas, for a Certificate to provide telecommunications services in the State of Alabama. A hearing was held on May 16, 2024, in which Commission Staff participated.

Recommend: Approval

LEGAL DIVISION AGENDA

June 11, 2024 Commission Meeting

June 5, 2024

PAGE #4

DOCKET 33459 (M) - Application of Mid South Alabama, LLC, for a Certificate to construct, own, operate, lease, manage and control intrastate pipeline facilities. A hearing was held on May 16, 2024, in which Commission Staff participated.

Recommend: Approval

DOCKET 33350 (M) - Investigation Proceeding to Consider the Non-Compliance of Fern Parc Apartment Homes and other similarly situated gas pipeline master meter operators with the Gas Pipeline Safety regulations enforced by the Commission. This proceeding was established by a vote of the Commission at the April 2023 meeting and expanded at the June 2023 meeting. A show cause hearing was held on August 22, 2023, with Berry Housing Authority ("Berry") as a participating party. At the show cause hearing Berry was shown to be in non-compliance, in one way or another, with the Commission's rules and regulations, but was willing to work towards compliance. At the September 2023 Commission Meeting Berry was fined \$50,000 to be waived if compliance was reached within 90 days. If Berry failed to become compliant within 90 days, an additional fine of \$1,000 per day would be assessed for each day of continued non-compliance for the following 90 days. The Commission reserved the right to amend time periods. On February 1, 2024, Berry requested the initial 90 days be extended by 60 days. The request was granted.

Per Commission Order dated November 6, 2023, once an operator reached full compliance, the operator was directed to contact Commission staff with the Gas Pipeline Safety Division to initiate an inspection by Commission staff to verify full compliance. Once Commission staff had determined full compliance had been obtained and so advised the operator, the operator was directed to file a petition under this docket seeking a formal finding of compliance and dismissal from this proceeding.

Berry Housing Authority has filed for dismissal from this proceeding. Commission staff has inspected and confirmed compliance with the Commission's November 6, 2023 Order.

Recommend: A finding of compliance with Commission's November 6, 2023 Order, dismissal from this proceeding, and the \$50,000 fine waived for Berry Housing.

LEGAL DIVISION AGENDA

June 11, 2024 Commission Meeting

June 5, 2024

PAGE #5

DOCKET 32382

(G) - Consistent with the requirements of the Certificate of Convenience and Necessity granted in Docket 32382, Alabama Power Company ("the Company") is proposing two fifteen-year Energy Purchase Agreements in connection with two Solar Projects known as Saturn I Solar and Saturn II Solar. The projects will be constructed, owned, operated, and maintained by EG Saturn I, LLC and EG Saturn II, LLC, respectively. Both projects are 79.9 MW each. Detailed project information was submitted to the Alabama Public Service Commission ("the Commission") Staff on May 1, 2024.

As part of its proposal, the Company is also requesting approval of one Contract for Renewable Subscription Program ("Participation Contract") between Alabama Power and WalMart, Inc. ("WalMart"). WalMart has subscribed to 100% of the environmental attributes yielded by the Saturn I Solar Project.

The Staff has reviewed the information provided by the Company, together with other information obtained throughout the review process, and has determined that the Saturn I and II Solar Projects meet the criteria specified in the Certificate granted in Docket No. 32382. The Staff likewise finds the WalMart Participation Contract to be in furtherance of the objectives set forth in the Commission's Order granting certification in this cause.

If the Energy Purchase Agreements and Participation Contract with WalMart are approved by the Commission, the Saturn I and II Solar Projects are expected to commence commercial operation on or before June 1, 2027.

Recommend: Staff from the Legal Division and the Electricity Policy Division personnel recommend approval of the proposed Saturn I and II Solar Projects as well as the accompanying Participation Contract with WalMart for the Saturn I Project.