



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: January 30, 2024

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

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

SUBJECT: Agenda for February 6, 2024 Commission Meeting.

The following items will be presented to the Commission during the regular February 6, 2024 Commission Meeting.

CONSUMER SERVICES REPORT

CONSUMER SERVICES ELECTRIC & GAS INQUIRIES

January

12/23/2023 - 1/24/2024

Company	Service Category	Total Inquiries	Service Outage Interruption	Service Quality	Service Connection	Service Disconnected	Billing Issues	Payment Issues	Request Info Only
Alabama Power	Residential	34	1	4	1		22	2	4
	Business	2					1		1
Spire Alabama	Residential	10			3	3	2	1	1
	Business								
Spire Gulf	Residential	1							1
	Business								
TOTAL	Residential	45	1	4	4	3	24	3	6
	Business	2					1		1

BASIC SERVICE ONLY

Company	Service Category	Total Inquiries	Service Outage	Service Quality	Service Connection	Service Disconnec tion	Billing Issues	Payment Issues	Lifeline	Request Info Only
ILEC	Residential									
	Business									
CLEC	Residential									
	Business									
TOLL	Residential									
	Business									
OTHER	Residential									
	Business									
Total Under PSC Complaint Jurisdiction		0								

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	2		1		1				
Business	1		1						
Total	3		2		1				
Not Under PSC Jurisdiction	3		2		1				
Under PSC Jurisdiction									

Other Retail Services/Issues Under PSC Jurisdiction (Above)	0
Basic Service Inquiries Under PSC Jurisdiction (Previous Page)	0
Total Telecom Inquiries Under PSC Jurisdiction (Non-referrals)	0
Inquiries Not Subject to PSC Jurisdiction	3

Referred Inquiries (Waived Complaint Jurisdiction)	
Residential	4
Business	3
TOTAL	7

TOTAL TELECOM INQUIRIES			
Under PSC Complaint Jurisdiction	Waived Complaint Jurisdiction (Referrals)	Received But Not Under PSC Jurisdiction	Total Received
0	7	3	10

Gas Agenda

NATURAL GAS

Docket 18046 and SPIRE ALABAMA INC. -- Division Report on Rate RSE as of December
18328 31, 2023

Based on preliminary figures as of December 31, 2023, the projected RSE return on average common equity for the rate year ending September 30, 2024, was 9.42 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 December 31,
2023

Based on preliminary figures as of December 31, 2023, the projected RSE return on average common equity for the rate year ending September 30, 2024, was 9.93 percent. 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 to
the Special Services Agreement with Alabama Power Company (formerly
Tenaska Alabama II Partners, L.P.)
Recommend Approval

Docket U-3400 SPIRE GULF INC. -- Application for Approval of a Firm Storage Service
and Interruptible Natural Gas Transportation Agreement with Bay Gas
Storage Company, LLC
Recommend Approval

Water Agenda

WASTEWATER

Docket 32698 RIVER BEND MARINA LLC -- Application for Renewal of Certificate of
Financial Viability for River Bend Marina, LLC.
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>JANUARY 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>
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MEMORANDUM

DATE: January 30, 2024

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

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

SUBJECT: Agenda for February 6, 2024, Commission Meeting

This memorandum reflects activities of the Gas Pipeline Safety (GPS) Division that will be presented at the February 6, 2024, Commission Meeting.

Inspections

During the month of December, a total of sixty-seven (67) inspections and one (1) operator training sessions were conducted utilizing eighty-nine and Quarter (89.25) person-days. The inspections and training are as follows:

Standard Inspection	Construction	Operator Qualification	Public Awareness	IMP / DIMP	Control Room	Incident /Accident	Section 114	Drug & Alcohol	Follow-Up	Total Inspections
12	14	0	23	4	0	1	0	0	13	67

From the sixty-seven (67) inspections shown above, twelve (12) enforcement letter of notification was issued noting twenty-nine (29) non-compliance issues. There were eighteen (18) non-compliance items corrected during the month of December.

Training

One (1) operator/contractor training session on compliance and regulatory update training was conducted in December:

➤ 12/6/2023 Montgomery, AL Seminar 300 Personnel Trained

Incidents / Accidents

There were two (2) state reportable incidents and zero (0) federal incidents reported during the month of December.

- 12/13/2023 Spire Alabama – A contractor using a boring machine struck and damaged the gas main while installing electrical conduit. It appears the gas line was accurately marked.
- 12/13/2023 Southeast Gas – Locator failed to locate main due to not seeing ribbon on pole at 1910 Honeysuckle Rd (west side of Honeysuckle) as per request. Southeast Gas's maps and google maps failed to show 1910 Honeysuckle Rd correctly.

Miscellaneous

The Gas Pipeline Safety recently concluded its annual Pipeline Safety Conference at a new venue. The conference witnessed participation levels consistent with previous years, maintaining the tradition of fostering engagement within the industry.



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JOHN A. GARNER, EXECUTIVE DIRECTOR

MEMORANDUM

DATE: January 30, 2024

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

FROM: Amanda D. Shehane, Director ~~ADD~~
Utility Enforcement Division

SUBJECT: Agenda for the February 6, 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 December 2023.

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
4	11	46	0	145	94

The table below reflects track safety observations made in which no non-compliant conditions were identified. Twenty-three roadway workers, bridge workers, and practices were observed.

Railroad Bridge Observations	Roadway Worker Protection	Roadway Maintenance Machines	Bridge Worker Safety
4	9	6	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
4	0	0	0	0

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	2	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	14	7	1
Units Inspected	382	128	5
Defects	7	0	2

There were six incidents reported by the National Response Center (NRC) in December:

1. A seven-car derailment in yard tracks in Tuscaloosa on **ABS**.
2. A six-car derailment in yard tracks in Birmingham on **NS**.
3. A vehicle strike at a crossing with unknown injuries (driver fled the scene) in Tuscaloosa on **NS**.
4. A vehicle strike at a crossing with unknown injuries in Stevenson on **NS**.
5. A vehicle strike at a crossing with no injuries in Bessemer on **NS**.
6. An unoccupied vehicle strike with no injuries in Coaling on **NS**.

In addition to the incidents reported above, the RWS staff also received the following notifications reported by sources other than NRC.

1. A 100-gallon lube oil spill in Talladega on **CSX**.
2. A vehicle strike with serious injuries in Hartselle on **CSX**.
3. A vehicle strike with injuries in Ashford on **CSX**.

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
23	6	3	1	3	4	37	47	14

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
258	18	12	4	23	27	335

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
10	0	0	6	105	37

As of December 31, there were 10,447 Alabama carriers (94%) registered for 2023 UCR with 662 that remain unregistered. As of December 31, there were 6,049 Alabama carriers (64%) registered for 2024 UCR with 3,436 that remain unregistered.

In December, \$878 was collected for Focused Anomaly Reviews (FARs) audits for the 2024 UCR registration year.

MCS staff participated in the UCR Board call and the UCR Enforcement Subcommittee 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 seven MCS-150 forms processed. Four motor carriers had their USDOT number deactivated. Three forms contained updates to the motor carriers' USDOT number data.

In December, one passenger tariff for **Murdock Transportation LLC (C3881)** was rejected because it was incomplete. One household goods tariff for **Stash & Go LLC dba Stash & Go Moving (NEW)** and one passenger tariff for **Auburn Downtown Limo L.L.C (C4150)** were accepted.

A desk audit was conducted for household goods carrier **Movers Plus LLC (C4089)**. It was recommended to the carrier to list itemized charges on the bill of lading/receipt and to use fractions of time on hourly moves.



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January 30, 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 – February 6, 2024 Commission Meeting

The Electricity Policy Division will present the following items at the February 6, 2024 Commission Meeting.

ELECTRICITY

ALABAMA POWER COMPANY

Dockets 18117 Division Report on Rate RSE and Rate ECR as of December 31, 2023
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 twelve
months ended December 2023 Weighted Return on Average Retail Common
Equity (WRRCE) can be found on page 2 of this report, along with a year-
end overview of Rate RSE.

Rate RSE		Rate ECR Summary
12 Months Ended DECEMBER 31, 2023		Energy Cost Over/(Under) Recovered for DECEMBER 2023
6.13% WRRCE		\$20,689,768

*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
12 Months Ended December 31, 2023

Common Equity as of December 31, 2023	\$12,338,914,900
Average Common Equity For the 12 Months Ended December 31, 2023	\$12,050,874,565
Retail Investment Separation Factor	94.80%
Average Retail Common Equity For the 12 Months Ended December 31, 2023	\$11,424,229,088
Retail Net Income For the 12 Months Ended December 31, 2023	\$1,343,817,466
Common Equity Percentage of Capital Structure For the 12 Months Ended December 31, 2023	52.13%
Weighted Return on Average Retail Common Equity (WRRCE) For the 12 Months Ended December 31, 2023	6.13%

This calculation reflects the amount of revenue to be returned for the benefit of customers, which at this time is estimated to be approximately \$14.8 million. This calculation also reflects a discretionary accrual by the Company of \$52.5 million to the Reliability Reserve.



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JOHN A. GARNER, EXECUTIVE DIRECTOR

MEMORANDUM

DATE: January 31, 2024

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

FROM: Legal Division

SUBJECT: Agenda - February 6, 2024 Commission Meeting

The Legal Division will present the following at the February 6, 2024
Commission Meeting:

DOCKET 33432 (Y) - Application of Stash & Go LLC d/b/a Stash & Go Moving, of
Gadsden, Alabama, for a Certificate to transport household goods.

Recommend: Grant certificate and approval of tariff

DOCKET C-20838 (Y) - Petition of Henderson & Coker, Inc., of Alexander City, Alabama,
for approval of cargo self-insurance.

Recommend: Approval

DOCKET C-20809 (Y) - Petition of New Frontier Oil, L.L.C., of Birmingham, Alabama, for
reinstatement of Motor Carrier Certificate F4899 which was revoked due
to Petitioner's failure to maintain proper proof of cargo insurance
coverage.

Recommend: Grant/Reinstatement

**DOCKET 33033;
33110** (Y) - Petition of Birmingham Mobile Inc d/b/a Zippy Shell of
Birmingham, for cancellation of Motor Carrier Certificates 4112 and
F5256.

Recommend: Grant cancellation as requested

LEGAL DIVISION AGENDA

February 6, 2024 Commission Meeting

January 31, 2024

PAGE #2

DOCKET C-20735 (B) - Petition of BHH Services, LLC, of Chattanooga, Tennessee, for reinstatement of Motor Carrier Certificate 4123 which was revoked due to Petitioner's failure to maintain proper proof of cargo insurance coverage.

Recommend: Grant/Reinstatement