



## STATE OF ALABAMA

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

CYNTHIA LEE ALMOND, PRESIDENT

JOHN A. GARNER, EXECUTIVE DIRECTOR

JEREMY H. ODEN, COMMISSIONER, Place 1

CHRIS V. BEEKER, III, COMMISSIONER, Place 2

### M E M O R A N D U M

DATE: January 27, 2026

TO: Commissioner Cynthia Lee Almond  
Commissioner Jeremy H. Oden  
Commissioner Chris V. Beeker, III

FROM: Jeff Johnston, Director<sup>PSD</sup>  
Utility Services Division

SUBJECT: Agenda for February 3, 2026 Commission Meeting.

The following items will be presented to the Commission during the regular February 3, 2026 Commission Meeting.

# **CONSUMER SERVICES REPORT**

## CONSUMER SERVICES ELECTRIC & GAS INQUIRIES

January

Company	Service Category	Total Inquiries	Service Outage Interruption	Service Quality	Service Connection	Service Disconnected	Billing Issues	Payment Issues	Request Info Only
<b>Alabama Power</b>	Residential	<b>35</b>		2	4	2	18	6	3
	Business	<b>1</b>					1		
<b>Spire Alabama</b>	Residential	<b>1</b>					1		
	Business								
<b>Spire Gulf</b>	Residential	<b>2</b>			1	1			
	Business								
<b>TOTAL</b>	Residential	<b>38</b>		2	5	3	19	6	3
	Business	<b>1</b>					1		

## **BASIC SERVICE ONLY**

**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	1		1						
Business									
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)	0
Total Telecom Inquiries Under PSC Jurisdiction (Non-referrals)	0
Inquiries Not Subject to PSC Jurisdiction	1

Referred Inquiries (Waived Complaint Jurisdiction)	
Residential	6
Business	2
<b>TOTAL</b>	<b>8</b>

TOTAL TELECOM INQUIRIES			
Under PSC Complaint Jurisdiction	Waived Complaint Jurisdiction (Referrals)	Received But Not Under PSC Jurisdiction	Total Received
0	8	1	9

**Gas Agenda**

**NATURAL GAS**

Docket 18046 and SPIRE ALABAMA INC. -- Division Report on Rate RSE as of December 31, 2025  
18328

Based on preliminary figures as of December 31, 2025, the projected RSE return on average common equity for the rate year ending September 30, 2026, was 9.86 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, 2025

Based on preliminary figures as of December 31, 2025, the projected RSE return on average common equity for the rate year ending September 30, 2026, was 9.26 percent. The authorized return on average common equity is 9.70 to 10.30 percent.

Docket U-5499      SPIRE ALABAMA INC. -- Application for Approval of Base Contract for Sale and Purchase of Natural Gas with JP Morgan Chase Bank, N.A.

Recommend Approval

**Telecommunication Agenda**

**CANCELLATION/WITHDRAWAL (S)**

Docket 29180      CBTS TECHNOLOGY SOLUTIONS LLC -- To cancel Certificate and withdraw Tariff. Company no longer provides regulated telecommunications services in the State of Alabama, so no customers will be affected. Filed December 22, 2025 with an immediate effective date. Recommend Approval.

**SUMMARY OF OTHER FILING (S)**

D-7836      CHARTER FIBERLINK-ALABAMA, LLC -- Revises Local Exchange Tariff to increase the rate on Spectrum Voice when bundled with TV and/or Internet from \$25.00 to \$30.00. Filed January 7, 2026 with a requested effective date of January 15, 2026.

**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.**

<b>JANUARY 2026 ELECTIONS:</b>	
<b>NONE</b>	
<b>PRIOR ELECTIONS:</b>	
ACN Communications Services, Inc.	Network Telephone Corporation
BellSouth Telecommunications, LLC d/b/a AT&T Alabama (Effective June 1, 2014)	Paetec Communications, Inc.
CenturyTel of Alabama, LLC d/b/a CenturyLink	Roanoke Telephone Company, Inc.
Knology of Alabama, Inc. d/b/a WOW! Internet, Cable and Phone	Spectrotel of Alabama, LLC
Knology of the Valley, Inc. d/b/a WOW! Internet, Cable and Phone	TEC of Jackson, Inc.
Knology Total Communications, Inc. d/b/a WOW! Internet, Cable and Phone	The Other Phone Company
Frontier Communications of Alabama, LLC	US LEC of Alabama, LLC
Frontier Communications of Lamar County, LLC	Valley Telephone Co., LLC d/b/a WOW! Internet, Cable and Phone
Frontier Communications of the South, LLC	Wiregrass Telecom, Inc. d/b/a WOW! Internet, Cable and Phone
Gulf Telephone Company d/b/a CenturyLink	Windstream Alabama, LLC
McLeodUSA Telecommunication Services	Windstream Communications, Inc.
National Telephone of Alabama, Inc.	Windstream KDL, Inc.
	Windstream Norlight, Inc.
	Windstream NuVox, Inc.
	YMax Communications Corp.



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**MEMORANDUM**

**DATE:** January 27, 2026

**TO:** President Cynthia Lee Almond  
Commissioner Jeremy H. Oden  
Commissioner Chris V. Beeker, III.

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

**SUBJECT:** Agenda for February 3<sup>rd</sup>, 2026, Commission Meeting

The following items will be presented to the Commission during the regular February 3<sup>rd</sup>, 2026, Commission Meeting.

**GAS PIPELINE SAFETY DIVISION ACTIVITIES**  
**December 2025**

**Inspections**

During the month of December, a total of fifty-four (54) inspections were conducted utilizing one hundred and thirty (130) person-days. The inspections are as follows:

LIQUID PIPELINE SYSTEMS	GAS PIPELINE SYSTEMS	STANDARD INSPECTION								TOTAL
		CONSTRUCTION	OPERATOR QUALIFICATION	PUBLIC AWARENESS	IMP / DIMP	CONTROL ROOM MGMT	INCIDENT / ACCIDENT	SECTION 114	DRUG & ALCOHOL	
	PRIVATE	8			1					1
	MUNICIPAL	27	1							11
	MASTER METER		1							
	LIQUID PROPANE (LP)									
	LIQUIFIED NATURAL GAS (LNG)	1								
	INTRASTATE TRANSMISSION	1								1
	GAS GATHERING									
	OFFSHORE GAS									
	REFINED PETROLEUM PRODUCTS									
	CRUDE OIL						1			
	HVL FLAMMABLE / TOXIC									
	CARBON DIOXIDE									
	BIOFUEL									
	<b>TOTALS</b>	37	2		1		1			13 54

## Enforcement Actions

From the fifty-four (54) inspections shown above, one (1) enforcement letter of notification was issued leading to one (1) non-compliance item. There were twenty-six (26) non-compliance items corrected during the month of December.

## Training

One (1) operator/contractor training session was conducted in December, covering various combinations of the following topics: polyethylene (PE) plastic fusion, fire response (FR), and regulatory (CFR) training.

- 12/2-4/2025 Gas Pipeline Safety Seminar CFR 350 OM&E Procedures

## Incidents / Accidents

There was one (1) state reportable incident, and one (1) federal incident reported during the month of December.

- 12/31/2025 Genesis Alabama Pipeline LLC – On the morning of the 31st, Genesis discovered that a packing seal had failed on a crude oil pump set at the breakout tank facility in Castleberry, Alabama. The failure resulted in the release of multiple barrels of crude oil. Genesis took immediate action by initiating shut-in procedures and implementing containment and cleanup efforts in the affected area. The released crude oil was primarily contained within the facility's containment dikes, with limited spillage observed on a clay area near the fence line. No oil migrated beyond the property boundaries. **This incident was initially reported as a state-reportable incident and was later reclassified as a federally reportable incident due to the cost of the response and the volume of product released.**

## Miscellaneous

The Gas Pipeline Safety (GPS) Division was able to hold its annual Pipeline Safety Conference during the month, with participation levels remaining consistent with prior years at approximately 350 registered attendees. Attendance and engagement throughout the conference, including presence for each speaker, were the highest GPS has observed in recent years. Historically, attendance on the final day would drop to nearly half; however, this year attendance remained close to 80 percent each day. This improvement is believed to be the result of a closer partnership with the Alabama Natural Gas Association (ANGA), allowing the conference to focus not only on topics GPS identified as needing additional attention, but also on topics specifically requested by operators and ANGA.



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JOHN A. GARNER, EXECUTIVE DIRECTOR

### MEMORANDUM

**DATE:** January 27, 2026

**TO:** President Cynthia Lee Almond  
Commissioner Jeremy H. Oden  
Commissioner Chris V. Beeker, III

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

**SUBJECT:** Agenda for the February 3, 2026, Commission Meeting

This memorandum reflects the Utility Enforcement Division's (UED) report describing the major tasks, inspections, and activities accomplished by its staff during December 2025.

### 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	30	56	0	203	164

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

Railroad Bridge Observations	Roadway Worker Protection	Roadway Maintenance Machines	Bridge Worker Safety
7	13	19	3

The table below shows the Operating Practices (OP) inspections performed on railroad operations.

Rail Carriers Visited	Regular OP Inspections	Defects Identified	Violations Recommended	Eqpt. Securement Observed
3	5	0	0	9

The results of inspections performed on railroad inspection and repair records and highway grade crossings by both track and MP&E inspectors are reflected below.

	Track Inspection Records	MP&E Railcar & Locomotive Repair Records	Highway Grade Crossings
<b>Inspections</b>	9	0	3
<b>Units Inspected</b>	134	0	27
<b>Defects</b>	7	0	0

The National Response Center (NRC) reported four incidents in December.

1. A vehicle strike with unknown injuries in Mobile on **CSX**.
2. A vehicle strike with unknown injuries in Tuscaloosa on **NS**.
3. A 4-car mainline derailment resulting in an employee fatality in Calera on **CSX**.
4. A trespasser strike with a fatal injury in Pelham on **CSX**.

There were also three accidents/complaints reported via telephone or email in December.

1. A rough crossing complaint was reported in Attalla.
2. A blocked crossing complaint was reported in Ragland.
3. A four-car industry derailment with no injuries or releases in Birmingham on **BNSF**.

The rough crossing complaint was investigated and substantiated by RWS staff. Staff met with railroad officials to discuss the rough highway grade crossing condition and to seek a resolution. The rail carrier informed us of their intention to make repairs to the crossing, and a follow-up inspection was scheduled.

The mainline derailment, causing a fatal injury to a railroad employee, resulted in an investigation being conducted with the concerted efforts of the PSC, FRA, and NTSB. The accident involved the train striking its own equipment during a switching move, resulting in four cars derailing and one car striking the employee involved in the switching move. The investigation is ongoing.

### **MOTOR CARRIER SERVICES**

The Motor Carrier Services (MCS) staff accomplished the following 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
5	10	2	7	6	3	58	29	25

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
259	17	4	2	25	49	101

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

UCR Applications		UCR Mailouts for 2025/2026	UCR Audit Correspondence	UCR Inquiries	
Received	Returned			Phone	E-mail
8	7	1,298	25	103	19

As of December 31<sup>st</sup>, there were 9,222 Alabama carriers (94%) registered for the 2025 UCR, with 593 remaining unregistered.

As of December 31<sup>st</sup>, there were 5,757 Alabama carriers (68%) registered for the 2026 UCR, leaving 2,730 unregistered. Our office received funds from the UCR Depository for November online payments processed through the National Registration System (NRS) from 1,359 carriers domiciled in Alabama and non-participating states.

The staff also assisted motor carriers in making necessary changes to their operating status with the Federal Motor Carrier Safety Administration (FMCSA). Twelve MCS-150 forms were processed. Three motor carriers had their USDOT numbers deactivated, and nine forms contained updates to the motor carriers' USDOT number data.

MCS staff participated in the UCR Board call during the month.

Ninety-four For Non-Profit (FNP) quarterly reports for the fourth quarter of 2025 were sent to FNP carriers by mail and e-mail. Our office received two FNP quarterly reports for the fourth quarter of 2025 during the month.

In December, a household goods tariff for **Logan Martin Moving and Delivery, LLC (NEW)** was initially rejected due to formatting and rate issues. After corrections were made, the tariff was accepted.



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**January 27, 2026**

**MEMORANDUM**

**TO:** President Cynthia Lee Almond  
Commissioner Jeremy H. Oden  
Commissioner Chris V. Beeker, III

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

**SUBJECT:** Agenda – February 3, 2026 Commission Meeting

The Electricity Policy Division will present the following items at the February 3, 2026 Commission Meeting.

**ELECTRICITY**

**ALABAMA POWER COMPANY**

Dockets 18117 and 18416; 18148 Division Report on Rate RSE and Rate ECR as of December 31, 2025

The Electricity Policy Division performed the regular monthly examination 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 2025 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.

<b>Rate RSE</b>	<b>Rate ECR Summary</b>
<b>12 Months Ended DECEMBER 31, 2025</b>  <b>6.07%</b> <b>WRRCE</b>	<b>Energy Cost Over/(Under) Recovered for DECEMBER 2025</b>  <b>(\$31,062,759)</b>

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

ELECTRICITY POLICY DIVISION AGENDA

February 3, 2026 Commission Meeting

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**ELECTRICITY POLICY DIVISION**  
**Alabama Power Company**  
**Weighted Return on Average Retail Common Equity Calculation**  
**12 Months Ended December 31, 2025**

Common Equity as of December 31, 2025	\$13,996,314,500
Average Common Equity	
For the 12 Months Ended December 31, 2025	\$13,777,968,525
Retail Investment Separation Factor	94.96%
Average Retail Common Equity	
For the 12 Months Ended December 31, 2025	\$13,083,558,911
Retail Net Income	
For the 12 Months Ended December 31, 2025	\$1,467,802,439
Common Equity Percentage of Capital Structure	
For the 12 Months Ended December 31, 2025	54.10%
Weighted Return on Average Retail Common Equity (WRRCE)	
For the 12 Months Ended December 31, 2025	6.07%

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This calculation recognizes the amount of revenue to be applied to the Natural Disaster Reserve, in accordance with the order of the Commission dated December 5, 2025, which at this time is estimated to be approximately \$57.3 million. This calculation also reflects a discretionary accrual by the Company from shareholders' funds of \$82.8 million to the Reliability Reserve and \$6.9 million to the Natural Disaster Reserve.



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JOHN A. GARNER, EXECUTIVE DIRECTOR

### MEMORANDUM

DATE: January 27, 2026

TO: Commission President Cynthia Lee Almond  
Commissioner Jeremy H. Oden  
Commissioner Chris V. Beeker, III.  
Division Directors

FROM: Legal Division

SUBJ ECT: Agenda - February 3, 2026 Commission Meeting

The Legal Division will present the following at the February 3, 2026 Commission Meeting:

**DOCKET C-21371** (B) - Petition of Benny Darby Construction Company, Inc., of Loxley, Alabama for reinstatement of Motor Carrier Certificate F3779 which was revoked due to Petitioner's failure to maintain proper proof of liability insurance coverage. Petitioner submitted documentation that showed their liability insurance coverage required by law is now in effect.

**Recommend:** Grant / Reinstatement

**DOCKET C-21379** (B) - Petition of FreightFishers, LLC, of Mobile, Alabama for reinstatement of Motor Carrier Certificate F5518 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage. Petitioner submitted documentation that showed their liability and cargo insurance coverage required by law is now in effect.

**Recommend:** Grant / Reinstatement

LEGAL DIVISION AGENDA

February 3, 2026 Commission Meeting

January 27, 2026

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**DOCKET C-21361** (B) - Petition of Howard Smith, LLC d/b/a HQ Smith Co, of Jemison, Alabama for reinstatement of Motor Carrier Certificate F5153 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage. Petitioner submitted documentation that showed their liability and cargo insurance coverage required by law is now in effect.

**Recommend:** Grant / Reinstatement

**DOCKET C-21375** (B) - Petition of Lillian Transport, LLC, of Chickasaw, Alabama for reinstatement of Motor Carrier Certificates C4152 and FNP B-118 which were revoked due to Petitioner's failure to maintain proper proof of liability insurance coverage. Petitioner submitted documentation that showed their liability insurance coverage required by law is now in effect.

**Recommend:** Grant / Reinstatement

**DOCKET 33287** (B) - Petition of Stephanie McJunkins d/b/a Junkins Transportation, of Phenix City, Alabama, for cancellation of Motor Carrier Certificate FNP B-116.

**Recommend:** Grant cancellation as requested

**DOCKET 33647** (M) - Unopposed application to transfer Motor Carrier Certificate of Public Convenience and Necessity 3652 from Crown Limousine & Sedan Service LLC, of Northport, Alabama to Prestige Limousine Service, Inc., of Tuscaloosa, Alabama

**Recommend:** Grant

**DOCKET 33619** (M) - Petition of Navicare LLC, of Loganville, Georgia, for an extension of time to make the required filings.

**Recommend:** Grant additional 90 days to allow applicant to make the required filings.

LEGAL DIVISION AGENDA

February 3, 2026 Commission Meeting

January 27, 2026

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**DOCKET 33335**

(G) - Notice to Withdraw Trustee's Motion to Reconsider filed on or about January 12, 2026, by counsel for the Chapter 11 Bankruptcy Trustee for Eco-Preservation Services, LLC ("ECO"). The Motion states that based on the Trustee's review of the record and analysis of existing legal authorities, the Trustee determined that it was appropriate to seek to withdraw the pending Application for Reconsideration, Rehearing or Modification of the Order of the Commission entered in this cause on November 26, 2024.

**Recommend:** Grant of the Motion to withdraw the Pending Application for Reconsideration, Rehearing or Modification in this matter.



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JOHN A. GARNER, EXECUTIVE DIRECTOR

### **MEMORANDUM**

**DATE:** January 30, 2026

**TO:** Commission President Cynthia Lee Almond  
Commissioner Jeremy H. Oden  
Commissioner Chris V. Beeker, III  
Division Directors

**FROM:** Legal Division

**SUBJECT:** Off Agenda Items – February 3, 2026, Commission Meeting

In addition to the items listed on our previous agenda, the Legal Division will present the following items at the February 3, 2026, Commission Meeting:

### **OFF AGENDA ITEMS February 3, 2026, COMMISSION MEETING**

#### **DOCKET 33648**

(M) – Unopposed common carrier application of Alabama Capital Group, LLC d/b/a Reserve Black, of Trussville, Alabama, for a certificate to transport passengers. Hearing was held on January 28, 2026, in which staff participated. The Applicant waived its right to a Report and Recommended Order at the hearing.

**Recommend:** Grant

#### **DOCKET 33649**

(M) – Unopposed common carrier application of Sow Enterprise LLC d/b/a Sow Auto Black Car, of Bessemer, Alabama, for a certificate to transport passengers. Hearing was held on January 28, 2026, in which staff participated. The Applicant waived its right to a Report and Recommended Order at the hearing.

**Recommend:** Grant

**LEGAL DIVISION OFF AGENDA ITEM**

**February 3, 2026 Commission Meeting**

**PAGE #2**

**Docket 33639**

(M) Show cause proceeding for Camp Hill Utility Board to address failures to adequately respond to the Gas Pipeline Safety (“GPS”) Division’s notice of noncompliance with the Pipeline and Hazardous Materials Safety Administration’s (“PHMSA”) Minimum Pipeline Safety Regulations. This proceeding was established by a vote of the Commission at the December 2025 meeting. An Order dated December 2, 2025, set this matter for a hearing. The Office of the Attorney General intervened on December 12, 2025. A hearing was held on December 18, 2025, in which the Respondent, the Office of the Attorney General and Commission staff participated. As laid out in the Commission’s December Order, Camp Hill was found to have six violations and two additional areas of concern.

- At the hearing, the GPS staff recommended immediate actions that needed to be taken by Camp Hill in addition to becoming fully compliant.
  - Conduct a leak survey and odor sampling test within 30 days of the hearing.
  - Complete a cathodic protection survey within 60 days of the hearing.
- Camp Hill’s Mayor agreed to the staff’s recommendations.
- A Procedural Ruling and Safety Plan were both issued the day of the hearing setting out the recommendations of staff which had been agreed to by Camp Hill at the hearing.
- The Safety Plan directed Camp Hill to provide the Commission with weekly updates on their progress.
- Camp Hill did not provide the updates established in the Safety Plan.
- A conference call was held on January 16, 2026 to provide Camp Hill an opportunity to explain its lack of reporting and detail any progress it had made toward achieving compliance.

**LEGAL DIVISION OFF AGENDA ITEM**

**February 3, 2026 Commission Meeting**

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- During the conference call, Camp Hill reported to the Commission and the AG it had done only minimal work towards achieving compliance.
- Following the conference call, a further Procedural Ruling was issued directing Camp Hill to file a formal update with the Commission on or before January 20, 2026. The parties were also instructed to file Briefs in the form of Proposed Orders recommending the manner in which this proceeding should be brought to closure.
- Camp Hill did not file an update as directed or a brief in the form of a proposed order. The Attorney General did file a Brief in the form of a Proposed Order recommending imposition of the maximum fines allowed by Law and requiring Camp Hill to be fully compliant within 30 days or ultimately face a shut down of its system.

**Recommend:** An initial fine of \$10,000 to be levied against Camp Hill, which can be offset, up to \$5,000 of the expenditures necessary to get its system in full compliance (subject to Commission approval). Next, Camp Hill is to perform a complete system leak survey, odor sampling test and cathodic protection survey within 30 days. If Camp Hill were to fail to perform these tests/surveys within 30 days, an additional \$10,000 fine would be issued, which is not to be offset. And finally, Camp Hill is to be in full compliance with the Safety Plan issued by Commission staff within 60 days. If Camp Hill were to fail to become fully compliant within 60 days, an additional \$10,000 fine would be issued, which is not to be offset. The Commission also reserves the right to give additional consideration to the recommendations of the Office of the Attorney General if Camp Hill fails to become fully compliant within 60 days. The above mentioned deadline will not be adjusted unless good cause is shown as to why additional time is necessary.