



STATE OF ALABAMA
ALABAMA PUBLIC SERVICE COMMISSION
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MONTGOMERY, ALABAMA 36130-4260

CYNTHIA LEE ALMOND, PRESIDENT
JEREMY H. ODEN, COMMISSIONER, PLACE 1
CHRIS V. BEEKER, III, COMMISSIONER, PLACE 2

LUKE D. BENTLEY IV, EXECUTIVE DIRECTOR

MEMORANDUM

DATE: September 30, 2026

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

FROM: Legal Division

SUBJECT: Agenda - October 6, 2026 Commission Meeting

The Legal Division will present the following at the October 6, 2026
Commission Meeting:

DOCKET 33046

Case 2026-1

(S) - In Re: Amendment to Rules of Practice. The Commission currently requires that electronic filings be accompanied by a physical copy, and that physical filings include ten (10) additional copies. On September 2, 2026, the Commission initiated a rulemaking proceeding and proposed amendments to simplify and clarify Rule 4 of the Rules of Practice. During the comment period, four sets of comments were received and reviewed by Staff.

Recommend: Approve the amendment of Rule 4 of the Rules of Practice, which includes: eliminating the physical copy requirement for electronic filings; eliminating the requirement of ten (10) additional copies for physical filings; and formatting and drafting corrections. Additionally, it is recommended to retain the current 11:59 p.m. deadline for all electronic filings and include a disclaimer informing filers that submissions will not be processed until the next business day due to the requirement for manual review.

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DOCKET 33736 (M) - Unopposed common carrier application of Caring Hands Medical Transportation & Courier, LLC d/b/a Caring Hands NEMT, of Birmingham, Alabama, for a certificate to transport passengers. A hearing was held on September 22, 2026, in which staff participated. The Applicant waived its right to a Report and Recommended Order at the hearing.

Recommend: Grant

DOCKET 33735 (M) - Unopposed common carrier application of Derrick Golden d/b/a Heavy D Transport, of Wetumpka, Alabama, for a certificate to transport passengers. A hearing was held on September 22, 2026, in which staff participated. The Applicant waived its right to a Report and Recommended Order at the hearing.

Recommend: Grant

DOCKET 32819 (M) - Unopposed common carrier application of Haynes Ambulance of Troy, LLC d/b/a Haynes Ambulance of Troy, of Troy, Alabama, to extend an existing common carrier operation under Motor Carrier Certificate 4081. A hearing was held on September 22, 2026, in which staff participated. The Applicant waived its right to a Report and Recommended Order at the hearing.

Recommend: Grant

DOCKET 33727 (M) - Unopposed common carrier application of Rides All Kinds LLC d/b/a Rides All Kinds, of Florence, Alabama, for a certificate to transport passengers. A hearing was held on September 22, 2026, in which staff participated. The Applicant waived its right to a Report and Recommended Order at the hearing.

Recommend: Grant

DOCKET C-21565 (M) - Petition of CHS Inc. d/b/a CHS, of Inver Grove Heights, Minnesota, for reinstatement of Motor Carrier Certificate F2139 which was revoked due to Petitioner's failure to maintain proper proof of cargo insurance. Petitioner submitted documentation that showed their cargo insurance coverage required by law is now in effect.

Recommend: Grant / Reinstatement

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DOCKET C-21468 (M) - Petition of John Alan Carr d/b/a Carr Trucking, of Fyffe, Alabama, for reinstatement of Motor Carrier Certificate F2203 which was revoked due to Petitioner's failure to maintain proper proof of liability insurance. Petitioner submitted documentation that showed their liability insurance coverage required by law is now in effect.

Recommend: Grant / Reinstatement

DOCKET C-21591 (M) - Petition of Tommy Beasley Construction Co., Inc., of Tuscaloosa, Alabama, for reinstatement of Motor Carrier Certificate F4581 which was revoked due to Petitioner's failure to maintain proper proof of cargo and liability insurance coverage. Petitioner submitted documentation that showed their cargo and liability insurance coverage required by law is now in effect.

Recommend: Grant / Reinstatement

DOCKET C-21425 (M) - Petition of West Mobile Home Transport, Inc., of Mt. Hope, Alabama, for reinstatement of Motor Carrier Certificate F1013 which was revoked due to Petitioner's failure to maintain proper proof of cargo insurance. Petitioner submitted documentation that showed their cargo insurance coverage required by law is now in effect.

Recommend: Grant / Reinstatement

DOCKET 33463 (M) - Petition of 24 Transportation LLC d/b/a Platinum Chauffeured Transportation Services, of Foley, Alabama, to suspend operations under Motor Carrier Certificate 4161 for a period of one year.

Recommend: Grant one-year suspension

DOCKET 33677 (M) - Motor Carrier Certificate 4205 was issued to Apex Transportation, LLC d/b/a Apex Transportation ("Apex Transportation"), of Birmingham, Alabama, by Commission Order dated June 4, 2026. Said Order also required Apex Transportation to file its tariff and liability insurance. Apex Transportation has failed to make the required filing.

Recommend: Cancellation on 30 days' notice

DOCKET 29876 (M) - Petition of Am-Brit Trucking, LLC, of Trussville, Alabama, for cancellation of Motor Carrier Certificate F3383.

Recommend: Grant cancellation as requested

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DOCKET 29719

Case 2026-1

(M) - Show Cause proceeding for failure of Thomas French d/b/a Moving It to comply with the terms of its tariff, the rules of the Commission, and Alabama Motor Carrier Act.

Recommend: Thomas French d/b/a Moving It to be ordered to appear and show cause why its certificate should not be revoked for failure to comply with the terms of its tariff, the rules of the Commission, and Alabama Motor Carrier Act.

DOCKET 33733

(M) - *Alabama Public Service Commission v. All Motor Carriers who failed to file Annual Reports for 2025 operations.* A hearing was held on September 22, 2026 for all motor carriers who failed to file their Annual Reports for 2025 operations.

Recommend: Revocation of all carriers who failed to appear at the Show Cause hearing; dismissal of all carriers from proceeding who have now complied or otherwise shown good cause why they should be dismissed from this proceeding.

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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. An initial hearing was held on December 18, 2025, in which the Respondent, the Office of the Attorney General and Commission staff participated. Previously, the Commission found Camp Hill was not in compliance, and issued fines and timelines to become compliant. In its Order, the Commission also stated that if Camp Hill were to fail to become compliant the Commission would give additional consideration to the Attorney General’s initial request. Having failed to become compliant, on April 23, 2026, the Office of the Attorney General filed a motion to Request for the Public Service Commission to Give Additional Consideration to Attorney General Recommendations. Camp Hill was directed it had 30 days to respond. Camp Hill failed to do so. A hearing was set for the Attorney General’s motion for August 25, 2026. At that hearing, in which the Respondent, the Office of the Attorney General and Commission staff again participate, Camp Hill acknowledged its failure to become compliant. The Attorney General again requested additional fines and penalties.

Recommend: An additional fine of \$10,000 to be levied against Camp Hill. Also, Camp Hill is directed to become compliant within 30 days. Failure to do so, could result in additional fines. And finally, direct Camp Hill to pay all outstanding fines, including the additional fine levied today, within 60 days.

DOCKET 33668

(B) - Alabama Public Service Commission v. Delinquent Companies (that failed to timely pay Inspection and Supervision (“I&S”) fees for the fiscal year 2025). The Commission has received the inspection and supervision fee and late fee from Hypercube Networks, LLC.

Recommend: Reinstatement of Hypercube Networks, LLC and Dismissal from proceeding

DOCKET 33709 (B) - Generic Proceeding to Establish a Process for Consideration of Contracts for Electric Service Between Alabama Power Company and Large Load Data Center Customers

Alabama law (Ala. Code § 37-4-22) allows electric utilities, such as Alabama Power Company (“Alabama Power”), to enter into contracts to provide electric service subject to the Commission's approval, which must be based on a finding that the contract provisions are consistent with the public interest. A recently enacted law, Act No 2026-610 (“Act 610”), refines the public-interest standard in Section 37-4-22 for large load data center customers.

While the criteria in Act 610 are consistent with the Commission's current standards, the Commission found it appropriate to evaluate its contract review procedures in light of the emergence of large data centers. On July 8, 2026, the Commission issued an order establishing this generic proceeding, proposing a new review process for contracts between Alabama Power and large load data center customers, and seeking comments. The proposed process would have required Alabama Power to file a public version of the proposed contract (redacted as needed) and submit certain unredacted information to the Commission and the Office of the Attorney General (“Attorney General”). Under the proposed process, absent a Commission order disapproving the contract within sixty calendar days of filing, the contract would have been deemed approved.

During the comment period, the Commission received 19 sets of initial comments and 10 sets of reply comments. All comments are available on the Commission’s website. Overall, the comments were thoughtful, detailed, and varied, and they provided numerous perspectives and information that proved useful in developing the recommended procedures below.

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Recommend:

Applicability. The following procedures are applicable to large load data center customers as defined by Act 610.

Submission Requirements. Alabama Power is required to: 1) file a Petition to Contract with Large Load Data Center (“Petition”) with the Secretary of the Commission; and 2) contemporaneously with the Petition, provide the Legal Division of the Commission and the Attorney General with the contract and required supporting documents (“Confidential Submission”). The Commission will post the Petition and make it available to the public. The Confidential Submission will not be available to the public.

The Petition shall include: 1) cover letter; 2) contract summary (including name of counterparty and parent entities, municipality or county where facility is located, and the maximum contracted electric capacity); 3) a summary of the methods utilized to ensure compliance with the “public interest” statutory and regulatory requirements; and 4) a certificate of service reflecting contemporaneous delivery of the Confidential Submission to the Legal Division of the Commission and the Attorney General.

The Confidential Submission shall include: 1) a complete copy of the contract, including all exhibits, attachments, and amendments; 2) a copy of the proposed contract, including all exhibits, attachments, and amendments, redacted to remove all confidential and proprietary information, along with a description of the basis for the redactions; 3) a detailed analysis demonstrating how the contract satisfies the requirements of Alabama Code § 37-4-22.1(b), including the estimated incremental capacity required to maintain reliability, the estimated cost of total incremental generation that should be allocated to the project, the estimated cost of bulk transmission that should be allocated to the project, customer-specific direct costs, estimated revenue under the contract for the term of the contract, Rate Impact Measure (“RIM”) test results, showing the comparison of the incremental costs of serving the contract capacity with the revenues generated by the contract over its term; 4) supporting documentation regarding the considerations set forth in Alabama Code § 37-4-22(c), including impacts on other customers' costs, power system efficiency, and economic development; and 5) contact information, including an email address, for the company representative who can respond to questions from Commission Staff or the Attorney General.

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Decision and Review. Contracts submitted under this process shall be approved or disapproved through a Commission vote. The process would not call for a hearing or intervention. Because the Commission will vote on each Petition, the review period does not require a set time. However, Alabama Power should file the Petition and provide the Confidential Submission at least 120 days before the date the contract would become void for failing to meet the condition precedent of Commission approval. Alabama Power shall not informally submit information to Commission Staff or the Attorney General prior to filing the Petition. The Commission may vote on the Petition any time after the review is completed.

After the Petition is filed and prior to the vote, Commission Staff and the Attorney General may serve the Company representative with inquiries or data requests. Alabama Power shall use its best efforts to respond within five business days. Staff may communicate with Alabama Power about potential modifications to the contract. The Attorney General may request to be included in any communication between the Staff and Alabama Power and have access to all data requests from Staff, along with Alabama Power's responses. The Attorney General may also offer suggested modifications to the contract. Staff will recommend approval or disapproval at a publicly noticed meeting.

Contract Review Standards/Required Terms and Conditions The standards in Act 610 and FCR are sufficient without additional formal established requirements.

Compliance. Within ten calendar days of the effective date of this order, Alabama Power shall file a tariff that complies with the requirements of this order. The tariff shall include an effective date of not less than 30 calendar days from the date it is filed.