



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 V. BEEKER, III, ASSOCIATE COMMISSIONER

MEMORANDUM

DATE: May 28, 2025

TO: Commissioner Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris V. Beeker, III

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

SUBJECT: Agenda for June 5, 2025 Commission Meeting.

The following items will be presented to the Commission during the regular June 5, 2025 Commission Meeting.

CONSUMER SERVICES REPORT

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	4		3						1
Business									
Total	4		3						1
Not Under PSC Jurisdiction	3		3						
Under PSC Jurisdiction	1								1

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

Referred Inquiries (Waived Complaint Jurisdiction)	
Residential	0
Business	4
TOTAL	4

TOTAL TELECOM INQUIRIES			
Under PSC Complaint Jurisdiction	Waived Complaint Jurisdiction (Referrals)	Received But Not Under PSC Jurisdiction	Total Received
1	4	3	8

Gas Agenda

NATURAL GAS

Docket 18046 and SPIRE ALABAMA INC. -- Division Report on Rate RSE as of April 30,
18328 2025

Based on preliminary figures as of April 30, 2025, the projected RSE return on average common equity for the rate year ending September 30, 2025, was 9.62 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, 2025

Based on preliminary figures at point-of-test April 30, 2025, the RSE return on average common equity for the fiscal year ending September 30, 2025, was 9.50 percent, which was below the authorized range and results in no adjustment to rates. The authorized return on average common equity is 9.70 percent to 10.30 percent.

Docket U-4330 SPIRE ALABAMA INC. -- Application for Approval of an Amendment #5 to the Special Services Agreement between Spire Alabama Inc., and Alabama Power (formerly Tenaska Alabama II Partner, LP.)

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 2025 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: May 28, 2025

TO: President Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris V. Beeker, III.

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

SUBJECT: Agenda for June 5th, 2025, Commission Meeting

The following items will be presented to the Commission during the regular June 5th, 2025, Commission Meeting.

GAS PIPELINE SAFETY DIVISION ACTIVITIES
April 2025

Inspections

During the month of April, a total of forty-five (45) inspections were conducted utilizing one hundred and eleven (111) 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								1	TOTAL
	MUNICIPAL	4	10	2	1					3	4	
	MASTER METER	3							1		4	
	LIQUID PROPANE (LP)											
	LIQUIFIED NATURAL GAS (LNG)		1									
	INTRASTATE TRANSMISSION	2	1		1					1	1	
	GAS GATHERING											
OFFSHORE GAS												
LIQUID PIPELINE SYSTEMS	REFINED PETROLEUM PRODUCTS											
	CRUDE OIL											
	HVL FLAMMABLE / TOXIC											
	CARBON DIOXIDE											
	BIOFUEL											
TOTALS		9	17	2	2				1	4	10	45

Training

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

- 4/9/2025 Cullman-Jefferson PE 17 Personnel Trained

Enforcement Actions

From the forty-five (45) inspections shown above, four (4) enforcement letters of notification were issued leading to twelve (12) non-compliance issues. There were sixteen (16) non-compliance items corrected during the month of April.

Incidents / Accidents

There were Five (5) state reportable incidents, and zero (0) federal incidents reported during the month April.

- 4/9/2025 Spire Gulf – The contractor was removing earth material near a main to conduct a tie-over for pressure reduction. While digging, an undocumented 3/4” stub protruding upward was hit. There was an active 811 ticket.
- 4/30/2025 Spire Alabama – Anniston – A contractor struck a three-inch plastic gas main which caused a leak. There was an active ticket but the main was unlocatable.
- 4/11/2025 Clarke-Mobile Counties Gas District - House fire not caused by gas; Ooerator contacted 3 hours after the fire started. Fire melted the meter and riser. Preliminary investigation report indicates that natural gas was not the cause.
- 4/13/2025 Spire Gulf – Excavation damage occurred from a contractor. There was an active 811 ticket. Media reported on this causing it to be a state reportable.
- 4/29/2025 Spire Gulf – Excavator failed to spot 4’’ poly main resulting in line strike. There was an active 811 ticket. The excavator failed to follow the damage prevention law.

Miscellaneous

Inspector Onboarding and Training

Gas Pipeline Safety (GPS) has begun the process of onboarding two new inspectors, both of whom are expected to start within the coming weeks. While their formal PHMSA training is scheduled to begin in January 2026, each will receive in-person, on-the-job instruction under the guidance of a trained inspector within the GPS program immediately upon starting.

This blended training approach, combining field experience with federal instruction, has been well received. It is helping to establish a strong foundation in both regulatory compliance and practical application for new inspectors.

PHMSA Federal Audit Results

GPS has also initiated its PHMSA audit cycle, which includes multiple programmatic evaluations. Preliminary results are as follows:

- Natural Gas Program:
 - Score: 98 out of 100
 - Deductions:
 - One point deducted for not meeting the required number of construction inspection days.
 - One point deducted due to an inspection interval exceedance: an inspection performed in 2022 should have been completed in 2021.
- Hazardous Liquid Program:
 - Score: 96 out of 96 (Perfect score)
- Financial Audit:
 - The three-year financial audit was conducted.
 - Only one minor finding: a single vehicle repair expense was identified that could not be reimbursed under grant guidelines.
 - Ms. Kimberly Holt led the financial reporting efforts, submitting all required supporting documentation. Her diligence ensured GPS remained in full compliance with financial requirements and is currently in good standing.
- Damage Prevention Audit
All necessary documentation for the Damage Prevention Audit has been submitted. The process is progressing well. While the final results have not been received, current indications suggest that GPS may retain full credit for this audit as well.



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JOHN A. GARNER, EXECUTIVE DIRECTOR

MEMORANDUM

DATE: May 28, 2025

TO: President Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris V. Beeker, III

FROM: Amanda D. Shehane, Director ~~AD&S~~
Utility Enforcement Division

SUBJECT: Agenda for the June 5, 2025, Commission Meeting

This memorandum reflects the Utility Enforcement Division's (UED) report describing the major tasks, inspections, and activities accomplished by its staff during April 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	12	51	3	188	83

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

Railroad Bridge Observations	Roadway Worker Protection	Roadway Maintenance Machines	Bridge Worker Safety
4	7	16	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
5	9	119	0	633

The data below reflects both track and MP&E inspectors' record inspection reviews on railroad inspections, repair records, and highway grade crossings.

	Track Inspection Records	MP&E Railcar & Locomotive Repair Records	Highway Grade Crossings
Inspections	2	0	1
Units Inspected	48	0	30
Defects	0	0	2

The National Response Center (NRC) reported six incidents in April:

1. A vehicle strike without injuries in Birmingham on NS.
2. A vehicle strike with unknown injuries in Talladega on CSX.
3. A pedestrian strike with unknown injuries in Bessemer on NS.
4. A vehicle strike without injuries in Birmingham on NS.
5. A trespasser strike with fatal injuries in Lipscomb on NS.
6. A yard derailment of six railcars in Bridgeport on CSX.

A follow-up inspection of the location identified in March that yielded two track violations revealed that the track segment was still non-compliant after the 30-day window had expired. Violations were once again cited at the location, and APSC inspectors are working with the FRA to utilize progressive enforcement procedures. The location has since been repaired, noted at a follow-up inspection.

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
19	15	6	2	15	12	60	52	13

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
309	18	20	2	28	78	92

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

UCR Applications		UCR Mailouts for 2025	UCR Audit Correspondence	UCR Inquiries	
Received	Returned			Phone	E-mail
2	0	124	0	31	16

As of April 30th, 7,790 Alabama carriers (88%) were registered for the 2025 UCR, with 1,090 remaining unregistered. Our office received funds from the UCR Depository for March online payments processed through the National Registration System (NRS) from 460 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). Nine MCS-150 forms were processed. Four motor carriers had their USDOT number deactivated, and five forms contained updates to the motor carriers' USDOT number data.

Eighty-eight For Non-Profit (FNP) quarterly reports for the first quarter of 2025 were sent to FNP carriers by mail and e-mail. Our office received 18 FNP quarterly reports for the first quarter of 2025 and one for the third quarter of 2024 during the month.

Fifty 2024 annual reports were received from household goods and passenger carriers.

In April, one desk audit was completed for a household goods carrier:

- **Jim Potter & Sons, Inc. (C2663)** – A few minor issues were found, and the carrier was advised to either carefully follow its current tariff or submit a new tariff/supplement.

Staff participated in two passenger carrier hearings held during April for:

- **Lisa's Transport LLC**
- **Luxe Automotive Management & Parking, LLC dba Lamp**



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May 28, 2025

MEMORANDUM

**TO: President Twinkle Andress Cavanaugh
 Commissioner Jeremy H. Oden
 Commissioner Chris V. Beeker, III**

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

SUBJECT: Agenda – June 5, 2025 Commission Meeting

The Electricity Policy Division will present the following items at the June 5, 2025 Commission Meeting.

ELECTRICITY

ALABAMA POWER COMPANY

Dockets 18117 Division Report on Rate RSE and Rate ECR as of April 30, 2025
 and
 18416; The Electricity Policy Division performed the regular monthly
 18148 examination of the books and records of Alabama Power Company. Below
 is a table containing selected financial highlights concerning Rate RSE and
 Rate ECR. Additionally, the Division's calculations and determination of
 the December 2025 Weighted Return on Average Retail Common Equity
 (WRRCE), actualized through April 2025, can be found on page 2 of this
 report.

Rate RSE Forecast	Rate ECR Summary
12 Months Ending DECEMBER 31, 2025 6.27% WRRCE	Energy Cost Over/(Under) Recovered for APRIL 2025 (\$23,620,127)

**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, 2025

Common Equity as of April 30, 2025		\$13,500,822,005
Add Budgeted Net Income:		
May through December 2025	\$1,065,490,975	
Add Budgeted Capital Contributions:		
May through December 2025	\$55,848,992	
Add Other Adjustments:		
May through December 2025	\$0	\$1,121,339,967
Deduct Budgeted Stock Dividends:		
May through December 2025	\$600,348,726	\$600,348,726
Projected Common Equity for December 31, 2025		\$14,021,813,246
<hr/>		
Projected Average Common Equity		
For the 12 Months Ending December 31, 2025		\$13,743,553,668
Projected Retail Investment Separation Factor		94.94%
Projected Average Retail Common Equity		
For the 12 Months Ending December 31, 2025		\$13,048,129,853
Projected Retail Net Income		
For the 12 Months Ending December 31, 2025		\$1,502,779,378
Projected Common Equity Percentage of Capital Structure		
For the 12 Months Ending December 31, 2025		54.42%
Projected Weighted Return on Average Retail Common Equity (WRRCE)		
For the 12 Months Ending December 31, 2025		6.27%

As of April 30, 2025, the Common Equity (Actual) was adjusted using net income, payment of Common Stock and Preferred Stock dividends, Capital Contributions, and Other Adjustments from the Company's 2025 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 94.94%. The retail net income (RNI) for average common equity and the common equity percentage (CEP) were calculated using actual data for the four months ended April 30, 2025, and then adding eight months of budget data for May through December 2025. The Other Adjustments, if any, result from the Company adopting FASB Statement 123 (R), which requires reporting stock option expenses.

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



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CHRIS V. BEEKER, III., ASSOCIATE COMMISSIONER

MEMORANDUM

DATE: May 29, 2025

TO: Commission President Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris V. Beeker, III.
Division Directors

FROM: Legal Division

SUBJECT: Agenda - June 5, 2025 Commission Meeting

The Legal Division will present the following at the June 5, 2025 Commission Meeting:

DOCKET C-21225 (B) - Petition of Valley Carriers, Inc. of Arab, Alabama, for approval of cargo self insurance.

Recommend: Approve

DOCKET C-21010 (B) - Petition of Blaze Trucking Inc of Glencoe, Alabama for reinstatement of Motor Carrier Certificate F5335 which was revoked due to Petitioner's failure to maintain proper proof of liability insurance.

Recommend: Grant/Reinstatement

DOCKET C-21153 (B) - Petition of TML Freight Company LLC, of Maplesville, Alabama for reinstatement of Motor Carrier Certificate F4866 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET C-21186 (B) - Petition of Jerry Lavon Smith d/b/a Bear Creek Mobile Home Mover's of Opp, Alabama, for reinstatement of Motor Carrier Certificate F4463 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET C-7576 (B) - Petition of Timothy Lee Martin d/b/a Tim Martin Trucking of Guntersville, Alabama, for approval of cargo self insurance.

Recommend: Approve

DOCKET 33568 (M) - Application of The Wes Stewart Corporation d/b/a Stewart Moving & Storage, of Pensacola, Florida, for a Certificate to transport household goods.

Recommend: Grant certificate and approval of tariff

DOCKET 33570 (M) - Application of Your Carrier LLC, of Mountain Brook, Alabama, for a Certificate to transport household goods.

Recommend: Grant certificate and approval of tariff

DOCKET 33526 (M) - Petition of Baldwin County Non-Emergency Medical Transport LLC of Daphne, Alabama, for an extension of time to make the required filings.

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

DOCKET 33553 (M) - Petition of Fiber Utility Network d/b/a Alabama Fiber Company, of Prattville, Alabama, for a Certificate of Public Convenience and Necessity to provide telecommunications services in the State of Alabama. A hearing was held on May 12, 2025, in which staff participated. There was no intervention in this Docket.

Recommend: Grant

DOCKET 33566 (M) - Unopposed common and contract carrier application of LCS On The Move, LLC d/b/a LCS On The Move, of Birmingham, Alabama, for a certificate to transport passengers. The Applicant waived its right to a Report and Recommended Order at the hearing.

Recommend: Grant

DOCKET 33562 (M) - Unopposed common carrier application of Inspirational NEMT Services Transportation Inc., of Phenix City, Alabama, for a certificate to transport passengers. The Applicant waived its right to a Report and Recommended Order at the hearing.

Recommend: Grant