



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

MEMORANDUM

DATE: September 30, 2025

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

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

SUBJECT: Agenda for October 7, 2025 Commission Meeting.

The following items will be presented to the Commission during the regular October 7, 2025 Commission Meeting.

CONSUMER SERVICES REPORT

CONSUMER SERVICES ELECTRIC & GAS INQUIRIES

September

Company	Service Category	Total Inquiries	Service Outage Interruption	Service Quality	Service Connection	Service Disconnected	Billing Issues	Payment Issues	Request Info Only
Alabama Power	Residential	17		3	3	1	5	3	2
	Business								
Spire Alabama	Residential	3					1		2
	Business								
Spire Gulf	Residential	0							
	Business								
TOTAL	Residential	20		3	3	1	6	3	4
	Business	0							

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									
CLEC	Residential	1	1							
	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	2		2						
Business									
Total	2		2						
Not Under PSC Jurisdiction	2		2						
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	2

Referred Inquiries (Waived Complaint Jurisdiction)	
Residential	2
Business	1
TOTAL	3

TOTAL TELECOM INQUIRIES			
Under PSC Complaint Jurisdiction	Waived Complaint Jurisdiction (Referrals)	Received But Not Under PSC Jurisdiction	Total Received
1	3	2	6

Gas Agenda

NATURAL GAS

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

Based on preliminary figures as of August 31, 2025, the projected RSE return on average common equity for the rate year ending September 30, 2025, was 9.98 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 August 31, 2025

Based on preliminary figures as of August 31, 2025, the projected RSE return on average common equity for the rate year ending September 30, 2025, was 8.90 percent. The authorized return on average common equity is 9.70 to 10.30 percent.

Docket 18046 and SPIRE ALABAMA INC. -- Application for Approval to suspend the
18328 operation of the Accelerated Infrastructure Modernization (AIM) Program
for Rate Year 2026

Recommend Approval

Docket U-5493 SPIRE ALABAMA INC. -- Application for Approval of a Special Services
Agreement between Spire Alabama Inc and Sabic Innovative Plastics US
LLC

Recommend Approval

Water Agenda

WASTEWATER

- Docket 31181 ALABAMA WASTEWATER SYSTEMS, INC. -- Petition for the 2025 renewal of Alabama Wastewater Systems Inc.'s Certificate of Financial Viability.
Recommend approval.

Telecommunication Agenda

MISCELLANEOUS

- D-7831 CHARTER FIBERLINK-ALABAMA, LLC -- Revises Local Exchange Tariff No. 1 to update check sheet, update company contact information, adds language regarding returned check and auto pay failure fee, and clarifies Lifeline Promotional language. Filed September 9, 2025 with a September 22, 2025 effective date.

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>SEPTEMBER 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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CHRIS V. BEEKER, III., COMMISSIONER, PLACE 2

MEMORANDUM

DATE: September 30, 2025

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

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

SUBJECT: Agenda for October 7th, 2025, Commission Meeting

The following items will be presented to the Commission during the regular October 7th, 2025, Commission Meeting.

GAS PIPELINE SAFETY DIVISION ACTIVITIES

August 2025

Inspections

During the month of August, a total of fifty-six (56) inspections were conducted utilizing one hundred and four (104) 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		9									TOTAL
	MUNICIPAL	7	8	7					7		6	
	MASTER METER											
	LIQUID PROPANE (LP)											
	LIQUIFIED NATURAL GAS (LNG)	1										
	INTRASTATE TRANSMISSION	3		3					3		2	
	GAS GATHERING											
	OFFSHORE GAS											
LIQUID PIPELINE SYSTEMS	REFINED PETROLEUM PRODUCTS											
	CRUDE OIL											
	HVL FLAMMABLE / TOXIC											
	CARBON DIOXIDE											
	BIOFUEL											
TOTALS		11	17	10					10		8	56

Enforcement Actions

From the fifty-six (56) inspections shown above, six (6) enforcement letters of notification were issued leading to seventeen (17) non-compliance items. There were seven (7) non-compliance items corrected during the month of August.

Training

Three (3) operator/contractor training sessions on polyethylene (PE) plastic fusion and one (1) fire response (FR) training were conducted in August:

➤	8/6/2025	Dadeville Gas Board	PE	13	Personnel Trained
➤	8/20/2025	Riviera Utilities	PE	27	Personnel Trained
➤	8/26/2025	Leak City Fall Training	PE/FR	38	Personnel Trained

Incidents / Accidents

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

- 8/8/2025 Florence Gas – A fiber Contractor cut a 2” PE main with a boring machine. Tracing wire was not connected in several spots and made the main hard to locate. Contractor had a valid locate ticket.
- 8/20/2025 Spire Gulf – A fiber contractor struck a 2”PE Main while excavating. Contractor had a ticket, but it was not for the location and that the ticket itself was expired.

Miscellaneous

The Gas Pipeline Safety (GPS) Division’s Southern Section and Training Coordinator attended the Louisiana Gas Association’s 2025 Pipeline Safety Conference. The State of Alabama co-sponsors this conference to support training for liquid pipeline operators, as Alabama has only seven liquid assets, and all seven operators maintain operations in Louisiana. Co-sponsorship provides documented evidence that Alabama’s pipeline safety program ensures operators are afforded opportunities for training in pipeline safety and operational best practices.



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JOHN A. GARNER, EXECUTIVE DIRECTOR

MEMORANDUM

DATE: September 30, 2025
TO: President Cynthia Lee Almond
Commissioner Jeremy H. Oden
Commissioner Chris V. Beeker, III
FROM: Amanda D. Shehane, Director ~~AD&~~
Utility Enforcement Division
SUBJECT: Agenda for the October 7, 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 August 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
6	23	69	0	549	223

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

Railroad Bridge Observations	Roadway Worker Protection	Roadway Maintenance Machines	Bridge Worker Safety
13	13	9	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	10	126	0	774

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	3	4	0	5

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

	Track Inspection Records	MP&E Railcar & Locomotive Repair Records	Highway Grade Crossings
Inspections	0	0	2
Units Inspected	0	0	27
Defects	0	0	0

The National Response Center (NRC) reported three incidents in August:

1. A vehicle strike at a grade crossing resulted in one fatality and one non-fatal injury in Clanton on **CSX**.
2. An industry derailment with no injuries in Bridgeport on **SQSC**.
3. A yard derailment with a diesel fuel release from the locomotive and no injuries in Talladega on **CSX**.

Operating Practices inspection staff participated in training in Memphis, TN, with FRA OP inspectors, the FRA OP District Specialist, and the FRA Deputy Staff Director. The OP inspector also participated in online training for his FRA OP Fundamentals I course and is progressing well through his training.

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
27	11	3	0	8	11	55	51	11

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
325	26	14	3	16	60	119

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
4	0	80	33	29	14

As of August 31st, 8,620 Alabama carriers (92%) were registered for the 2025 UCR, with 700 remaining unregistered. Our office received funds from the UCR Depository for July online payments processed through the National Registration System (NRS) from 286 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). Six MCS-150 forms were processed. Two motor carriers had their USDOT number deactivated, and four forms contained updates to the motor carriers' USDOT number data.

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

Staff received 8 annual reports for the year ending 2024 during the month. Six motor carriers failed to submit their 2024 annual report and were sent to the Legal Division to set up a show-cause hearing.

Our office received two For Non-Profit (FNP) quarterly reports for the second quarter of 2025 during the month.

In August, one passenger tariff for **Inspirational NEMT Services Transportation Inc. (C4180)** was rejected. Additionally, two passenger tariffs for **Trinity Non-Emergency Transportation LLC (C4183)** and **Inspirational NEMT Services Transportation Inc. (C4180)** were received and approved.

Staff participated in one passenger carrier hearing held during August for:

- **James Keith Howell dba J & G Taxi**



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September 30, 2025

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 – October 7, 2025 Commission Meeting

The Electricity Policy Division will present the following items at the October 7, 2025 Commission Meeting.

ELECTRICITY

ALABAMA POWER COMPANY

Dockets 18117 Division Report on Rate RSE and Rate ECR as of August 31, 2025
 and
 18416; The Electricity Policy Division performed the regular monthly examination
 18148 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 August 2025, can be found on page 2 of this
 report.

Rate RSE Forecast	Rate ECR Summary
12 Months Ending DECEMBER 31, 2025 6.52% WRRCE	Energy Cost Over/(Under) Recovered for AUGUST 2025 \$6,807,967

**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 August 31, 2025		\$13,926,205,330
Add Budgeted Net Income:		
September through December 2025	\$434,466,235	
Add Budgeted Capital Contributions:		
September through December 2025	\$27,017,643	
Add Other Adjustments:		
September through December 2025	\$0	\$461,483,878
Deduct Budgeted Stock Dividends:		
September through December 2025	\$300,174,363	\$300,174,363
Projected Common Equity for December 31, 2025		<u>\$14,087,514,845</u>
Projected Average Common Equity		
For the 12 Months Ending December 31, 2025		\$13,778,053,200
Projected Retail Investment Separation Factor		94.94%
Projected Average Retail Common Equity		
For the 12 Months Ending December 31, 2025		\$13,080,883,708
Projected Retail Net Income		
For the 12 Months Ending December 31, 2025		\$1,564,801,409
Projected Common Equity Percentage of Capital Structure		
For the 12 Months Ending December 31, 2025		54.48%
Projected Weighted Return on Average Retail Common Equity (WRRCE)		
For the 12 Months Ending December 31, 2025		6.52%

As of August 31, 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 both 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 eight months ended August 31, 2025, and then adding four months of budget data for September 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.

ELECTRICITY POLICY DIVISION AGENDA

October 7, 2025 Commission Meeting

Page 3

Docket U-5494

On September 19, 2025, Alabama Power Company filed with the Alabama Public Service Commission a petition seeking regulatory accounting authorization related to production tax credits (“PTCs”) under Section 45U of the Internal Revenue Code associated with energy output from Farley Units 1 and 2. This authorization would enable the Company to establish on its balance sheet a regulatory liability in which to record any such nuclear PTCs that can later be applied for the benefit of customers, as determined by the Commission. The Company is also requesting authorization to establish a regulatory asset to record any subsequent reductions of nuclear PTCs that have already been applied for the customer’s benefit.

Recommendation: Approval



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CHRIS V. BEEKER, III., COMMISSIONER, Place 2

MEMORANDUM

DATE: September 30, 2025

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

FROM: Legal Division

SUBJECT: Agenda - October 7, 2025 Commission Meeting

The Legal Division will present the following at the October 7, 2025
Commission Meeting:

DOCKET C-21041 (B) - Petition of Pick Up My Things, LLC, of Dothan, Alabama for reinstatement of Motor Carrier Certificate F5445 which was revoked due to Petitioner's failure to maintain proper proof of cargo and liability insurance coverage. Petitioner submitted documentation that showed their liability and cargo insurance coverage rescinded by law is now in effect.

Recommend: Grant/reinstatement

DOCKET C-21255 (B) - Petition of Justin H. Smith d/b/a J. H. Smith Trucking, of Altoona, Alabama, for reinstatement of Motor Carrier Certificate F1979 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 rescinded by law is now in effect.

Recommend: Grant/reinstatement

DOCKET 30575 (B) - Petition of Johnny C. Kay d/b/a Kay Contracting, of Lacey's Spring, Alabama, for cancellation of Motor Carrier Certificate F3863.

Recommend: Grant cancellation as requested

DOCKET 33526 (B) - Motor Carrier Permit 662 was issued to Baldwin County Non-Emergency Medical Transport LLC, of Daphne, Alabama, by Commission Order dated February 4, 2025. Said Order also required Baldwin County Non-Emergency Medical Transport LLC to file its schedule of rates. Baldwin County Non-Emergency Medical Transport LLC has failed to make the required filing.

Recommend: Cancellation on 30 days' notice

DOCKET 33597 (B) - Show cause proceeding for Castleberry Property Management Group Inc. (Coosa Bend Apartments) to address failures to adequately respond to the Gas Pipeline Safety Division's (GPS) notice of noncompliance with the Pipeline Hazardous Materials and Safety Administration's (PHMSA) Minimum Pipeline Safety Regulations. The areas of noticed noncompliance included:

1. No documentation of leak surveys
2. Failure to conduct cathodic protection within the prescribed timeframe
3. Failure to provide documentation from its gas source that the gas had the proper concentration of odorant, and did not conduct sniff tests within the prescribed timeframe; and
4. No documentation of the atmospheric corrosion control

Pursuant to GPS Rule 14, a fine of \$4,000 was issued to Coosa Bend Apartments for failure to adequately respond to these notice violations. A show cause hearing was held on August 26, 2025. Representatives for the Respondent addressed all areas of noncompliance and provided supporting documentation. Coosa Bend provided additional supporting documents following the hearing. All noncompliance items have been addressed and corrected.

Recommend: Reduction of the fine to \$1,000 and dismissal from the proceeding upon the payment of this fine.

DOCKET 31182 (B) - Application of Bio-Flow, Inc. for renewal and modification of its certificate of financial viability. The proposed modification involves a request for approval to divest certain assets and customer service responsibilities. A hearing was held on September 23, 2025, in which the applicant, the Office of the Attorney General, and Commission Staff participated. At the hearing, representatives for Bio-Flow presented evidence showing that the proposed divestiture would not place upward pressure on customer rates and that the Applicant would remain financially viable.

Recommend: Approval of application for renewal and modification of certificate of financial viability.

DOCKET 33610 (M) - Uopposed common carrier application of Reliable Rides Caring Service, LLC, of Marion, Alabama, for a certificate to transport passengers. Hearing was held on September 23, 2025, in which staff participated. The Applicant waived its right to a Report and Recommended Order at the hearing.

Recommend: Grant

DOCKET 33572 (M) - Petition of Good Hands Transport/Transporter LLC, of Birmingham, 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 25980 (G) - Application of MTC Long Distance Inc. for designation as an Eligible Telecommunications Carrier ("ETC") in the areas of Alabama served by Bellsouth Telecommunications, LLC d/b/a AT&T Alabama or AT&T Southeast (formally Bellsouth Telecommunications Inc.) and Brightspeed of Alabama, LLC (formally CenturyLink/CenturyTel).

Recommend: Approve. The Applicant has demonstrated it meets all the applicable criteria to be designated as an ETC in the areas of Alabama for which that designation is sought.