



**STATE OF ALABAMA**  
ALABAMA PUBLIC SERVICE COMMISSION  
P.O. BOX 304260  
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

**PAUL WHITEHURST  
KITTY WHITEHURST,**

**Complainants,**

**Docket No. 33679**

**v.**

**ALABAMA POWER COMPANY,**

**Respondent.**

**PROCEDURAL RULING**

Having reviewed Alabama Power Company's Motion to Dismiss and the Complainants' response, this matter is set for a limited hearing to discuss Alabama Power Company's Motion to Dismiss on Monday, June 15, 2026, at 2:00 PM in the Carl L. Evans Chief Administrative Law Judge Hearing Complex.

Additionally, any pre-filed exhibits filed on behalf of the Complainant would be premature and are to be filed in accordance with Rule 17 of the Commission's Rules of Practice.

IT IS SO RULED.

Done at Montgomery, Alabama, this 28th day of May 2026.

A handwritten signature in blue ink, appearing to read "V. Chad Mason, Jr.", is written over a horizontal line.

V. Chad Mason, Jr.  
Administrative Law Judge

c: All parties of record