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

MEMORANDUM

DATE: October 29, 2026

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

FROM: Legal Division

SUBJECT: Agenda - November 3, 2026 Commission Meeting

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

DOCKET 33740 (M) - Unopposed common carrier application of Rocket City Private Transportation LLC, of Huntsville, Alabama, for a certificate to transport passengers. A hearing was held on October 27, 2026, in which staff participated. The Applicant waived its right to a Report and Recommended Order at the hearing.

Recommend: Grant

DOCKET 33742 (M) - Unopposed common carrier application of River Region Rides, LLC d/b/a River Region Rides, of Prattville, Alabama, for a certificate to transport passengers. A hearing was held on October 27, 2026, in which staff participated. The Applicant waived its right to a Report and Recommended Order at the hearing.

Recommend: Grant

DOCKET C-21613 (M) - Petition of Mason Dixon Movers, LLC d/b/a Mason Dixon Moving & Storage, of Gadsden, Alabama, for reinstatement of Motor Carrier Certificate 4169 which was revoked due to Petitioner's failure to maintain proper proof of cargo insurance coverage. Petitioner submitted documentation that showed their cargo insurance coverage required by law is now in effect.

Recommend: Grant / Reinstatement

DOCKET 33697 (M) - Petition of NJW 2 LLC, of McCalla, Alabama, for cancellation of Motor Carrier Certificate F5557.

Recommend: Grant cancellation as requested

DOCKET 33695 (M) - Petition of Twin Ponds Trucking LLC, of Bryant, Alabama, for cancellation of Motor Carrier Certificate F5556.

Recommend: Grant cancellation as requested

DOCKET 33521 (M) - Motor Carrier Certificate F5471 held by Williams Transportation/Logistics LLC, of Mobile, Alabama, was suspended by Commission Order dated July 1, 2025, for a period of one year. Williams Transportation/Logistics LLC has failed to notify the Commission of its intent to recommence operations or relinquish Motor Carrier Certificate F5471 despite a request by Commission staff to do so.

Recommend: Cancellation on 30-days' notice

DOCKET 33733 (M) - *Alabama Public Service Commission v. All Motor Carriers Who Failed to File Annual Reports for 2025 Operations,* Motor Carrier Annual Report Proceeding. Wise Guys Moving, LLC, of Opelika, Alabama has now properly filed its Annual Report for 2025 operations.

Recommend: Dismissal of Wise Guys Moving, LLC from Motor Carrier Annual Report Proceeding and Reinstatement of Certificate.

DOCKET 33747 (M) - Show cause proceeding for Lineville Housing Authority to address failures to adequately respond to the Gas Pipeline Safety Division's notices of noncompliance with the Pipeline and Hazardous Materials Safety Administration's (PHMSA) Minimum Pipeline Safety Regulations.

Recommend: Issuance of an order establishing a show cause proceeding for Lineville Housing Authority

DOCKET 33748 (M) - Show cause proceeding for Monarch Ridge Apartments to address failures to adequately respond to the Gas Pipeline Safety Division's notices of noncompliance with the Pipeline and Hazardous Materials Safety Administration's (PHMSA) Minimum Pipeline Safety Regulations.

Recommend: Issuance of an order establishing a show cause proceeding for Monarch Ridge Apartments

DOCKET 33640 (M) **-** Show cause proceeding for City of York Gas Department to address failures to adequately respond to the Gas Pipeline Safety Division's notices of noncompliance with the Pipeline and Hazardous Materials Safety Administration's (PHMSA) Minimum Pipeline Safety Regulations. A hearing was held in this matter on January 20, 2026, in which the Respondent, the Office of the Attorney General and Commission staff participated. By procedural ruling, the parties were directed to file briefs in the form of proposed orders. Both the respondent and the Office of the Attorney General filed briefs. Respondent has now become fully compliant. Due to Respondent's diligence to become compliant, though it did take time, staff does not believe any further action is necessary.

Recommend: Dismissal from the proceeding

DOCKET 33707 (M) - Show cause proceeding for Coosa Bend Apartments to address failures to adequately respond to the Gas Pipeline Safety Division's notices of noncompliance with the Pipeline and Hazardous Materials Safety Administration's (PHMSA) Minimum Pipeline Safety Regulations. A settlement was reached in this matter. All requirements of the settlement agreement have been met.

Recommend: Dismissal from the proceeding

DOCKET 33708 (M) - Show cause proceeding for Bonnie Doone Apartments to address failures to adequately respond to the Gas Pipeline Safety Division's notices of noncompliance with the Pipeline and Hazardous Materials Safety Administration's (PHMSA) Minimum Pipeline Safety Regulations. A settlement was reached in this matter. All requirements of the settlement agreement have been met.

Recommend: Dismissal from the proceeding

DOCKET 33679 (M) - J. Paul Whitehurst and Kitty Whitehurst, Complainants v. Alabama Power Company. A formal complaint was filed against Alabama Power Company on or about March 27, 2026. The Whitehursts' Complaint was dismissed by Commission Order dated August 19, 2026. Complainants filed a Motion to Reconsider on August 27, 2026. Alabama Power Company did not file a response to Complainants' motion.

Recommend: Denial of Complainants' Motion to Reconsider

DOCKET 33732 (M) **-** Application of AUX Rideshare Inc. ("AUX"), of Dallas, Texas, for a permit to operate as a transportation network company ("TNC") in the State of Alabama. A hearing was held on September 22, 2026, in which Staff participated. At the hearing, AUX failed to submit any evidence or sufficient testimony to show that it meets the requirements for a TNC pursuant to Title 32, Chapter 7C, Article 2 of the Code of Alabama. Specifically, AUX failed to satisfy an estimated eight (8) of the eleven (11) requirements set forth in the Code of Alabama and Rule TNC-3, and eight (8) of the twelve (12) additional submission requirements for a TNC application. At the conclusion of the hearing, AUX was given an additional thirty (30) days to submit records and documentation to support its application. As of October 27, 2026, AUX has failed to submit any supplemental documentation and has not otherwise contacted Staff.

Recommend: Deny

DOCKET C-21596 (B) **-** Petition of Skipper's Trucking & Excavating, LLC, of Newville, Alabama for reinstatement of Motor Carrier Certificate F3459 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 33709 (B) **-** Alabama Power Company filed Rate FCR-LLDC (Flexible Contract Rate - Large Load Data Centers) in response to the October 19, 2026 Order. The filed tariff complies with the requirements in that order but does not explicitly reference the consideration of contract terms and conditions in the Review Criteria section.

Recommend: Approval of Rate FCR-LLDC (Flexible Contract Rate - Large Load Data Centers), effective November 23, 2026, with the following change to the second paragraph of the Review Criteria section:

A contract executed pursuant to this Rate FCR-LLDC is consistent with the public interest when the terms and conditions, including but not limited to minimum term for contract length, upfront payments, security and collateral, and minimum payment, as supported by data, information and economic evaluations made in accordance with methods that have been accepted by the Commission, demonstrate the contract satisfies the requirements of § 37-4-22.1, Code of Alabama, as reflected in the October 19, 2026 Order in Docket No. 33709 and the Review Criteria of this Rate FCR-LLDC…

Within 10 calendar days, Alabama Power shall refile the tariff with these changes.

DOCKET 33749 (B) **-** In re: Special Electric Rules. Rule E-2(A) outlines the height requirements for meters installed at customer premises. The rule creates compliance issues for certain meter types. These requirements could be amended to allow flexibility without affecting safety.

Recommend: Initiation of a rulemaking proceeding to consider proposed changes to Rule E-2(A), including a period for public comment.