



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 "CHIP" BEEKER, JR., ASSOCIATE COMMISSIONER

MEMORANDUM

DATE: November 29, 2022

TO: Commissioner Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris "Chip" Beeker, Jr.

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

SUBJECT: Agenda for December 6, 2022 Commission Meeting.

The following items will be presented to the Commission during the regular December 6, 2022 Commission Meeting.

CONSUMER SERVICES REPORT

CONSUMER SERVICES ELECTRIC & GAS INQUIRIES

November

10/25/2022 -11/24/2022

Company	Service Category	Total Inquiries	Service Outage Interruption	Service Quality	Service Connection	Service Disconnected	Billing Issues	Payment Issues	Request Info Only
Alabama Power	Residential	10				3	1	2	4
	Business								
Spire Alabama	Residential	3	1			1	1		
	Business	1							1
Spire Gulf	Residential								
	Business								
TOTAL	Residential	13	1			4	2	2	4
	Business	1							1

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	1								1
	Business									
Total Under PSC Complaint Jurisdiction		2		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	11		3	1	3	2	1		1
Business	2		1			1			
Total	13		4	1	3	3	1		1
Not Under PSC Jurisdiction	8		4		3		1		
Under PSC Jurisdiction	5			1		3			1

Other Retail Services/Issues Under PSC Jurisdiction (Above)	5
Basic Service Inquiries Under PSC Jurisdiction (Previous Page)	2
Total Telecom Inquiries Under PSC Jurisdiction (Non-referrals)	7
Inquiries Not Subject to PSC Jurisdiction	8

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
7	3	8	18

Gas Agenda

NATURAL GAS

Docket 18046 and SPIRE ALABAMA INC. -- Division Report on Rate RSE as of October 31,
18328 2022

Based on preliminary figures as of October 31, 2022, the projected RSE return on average common equity for the rate year ending September 30, 2023, was 9.69 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 October 31, 2022

Based on preliminary figures as of October 31, 2022, the projected RSE return on average common equity for the rate year ending September 30, 2023, was 9.64 percent. The authorized return on average common equity is 9.70 to 10.30 percent.

Docket U-5073 SPIRE GULF INC. -- Application for Approval to Terminate its Self-Insurance Reserve and Refund the Associated Regulatory Liability.
Recommend Approval.

Water Agenda

WASTEWATER

Docket 32553 COMMUNITY UTILITIES OF ALABAMA INC. -- Petition for approval to modify Certificate of Financial Viability. Expands the service territory of Community Utilities of Alabama, Inc. to own, operate and maintain the wastewater collection and treatment facility for Magnolia Cove subdivision located in the community of Dadeville in Tallapoosa County, AL

Recommend Approval.

Docket 32553 COMMUNITY UTILITIES OF ALABAMA INC. -- Petition for approval to modify Certificate of Financial Viability. Expands the service territory of Community Utilities of Alabama, Inc. to own, operate and maintain the wastewater collection and treatment facility for New London Mobile Home Park located in the community of Vincent, in St. Clair County, AL

Recommend Approval.

Docket 32553 COMMUNITY UTILITIES OF ALABAMA INC. -- Petition for approval to modify Certificate of Financial Viability. Expands the service territory of Community Utilities of Alabama, Inc. to own, operate and maintain the wastewater collection and treatment facility for Harmony Cove Cottages located in the community of Eclectic, in Elmore County, AL

Recommend Approval.

Telecommunication Agenda

INTERCONNECTION AGREEMENT (S)

- Docket U-5433 AIRUS, INC., and CENTURYTEL OF ALABAMA, LLC d/b/a CENTURLINK and GULF TELEPHONE COMPANY d/b/a CENTURLINK -- Approval of an Interconnection Agreement between CenturyTel of Alabama, LLC d/b/a CenturyLink; Gulf Telephone Company d/b/a CenturyLink and Airus, Inc. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.

AMENDED INTERCONNECTION AGREEMENT (S)

- Docket U-3834 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and BUSINESS TELECOM, LLC d/b/a EARTHLINK BUSINESS -- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc d/b/a AT&T Alabama or AT&T Southeast and Business Telecom, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.
- Docket U-3943 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and LEVEL 3 COMMUNICATIONS, LLC -- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc d/b/a AT&T Alabama or AT&T Southeast and LeveB Communications, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.
- Docket U-3964 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and THE OTHER PHONE COMPANY, LLC -- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama or AT&T Southeast and The Other Phone Company, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.

- Docket U-4120 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and WINDSTREAM NEW EDGE, LLC -- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama or AT&T Southeast and Windstream New Edge, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.
- Docket U-4131 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and NETWORK TELEPHONE LLC -- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama or AT&T Southeast and Network Telephone, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.
- Docket U-4148 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and US LEC OF ALABAMA, LLC d/b/a PAETEC BUSINESS SERVICES -- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama or AT&T Southeast and US LEC of Alabama, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.
- Docket U-4450 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST, and CENTURYLINK COMMUNICATIONS, LLC d/b/a CENTURYLINK and CENTURYLINK COMMUNICATIONS, LLC d/b/a LUMEN, D/B/A LUMEN TECHNOLOGIES, D/B/A LUMEN TECHNOLOGIES GROUP -- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama or AT&T Southeast and CenturyLink Communications, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.

Docket U-4571 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and WINDSTREAM NUVOX, LLC
-- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama or AT&T Southeast and Windstream Norlight, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

Recommend Approval.

Docket U-4791 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and WINDSTREAM KDL, LLC --
Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama or AT&T Southeast and Windstream KDL, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

Recommend Approval.

Docket U-4818 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and TALK AMERICA, LLC --
Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama or AT&T Southeast and Talk America, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

Recommend Approval.

Docket U-4865 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and LEVEL 3 TELECOM OF ALABAMA, LLC -- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama or AT&T Southeast and Level3 Telecom of Alabama, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

Recommend Approval.

Docket U-4977 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and WINDSTREAM NUVOX, LLC
-- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama or AT&T Southeast and Windstream NuVox, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

Recommend Approval.

Docket U-5038 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and DELTACOM, LLC d/b/a EARTHLINK BUSINESS -- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc d/b/a AT&T Alabama or AT&T Southeast and DeltaCom, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

Recommend Approval.

Docket U-5143 CENTURYLINK COMMUNICATIONS, LLC d/b/a CENTURYLINK, and CENTURYLINK COMMUNICATIONS, LLC d/b/a LUMEN, D/B/A LUMEN TECHNOLOGIES, D/B/A LUMEN TECHNOLOGIES GROUP and FRONTIER COMMUNICATIONS OF THE SOUTH, LLC -- Approval of an Amendment to the Interconnection Agreement between Frontier Communications of the South, LLC and CenturyLink Communications, LLC pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

Recommend Approval.

AMENDED RESALE AGREEMENT (S)

Docket U-5102 CENTURYTEL OF ALABAMA, LLC d/b/a CENTURYLINK, and GULF TELEPHONE COMPANY d/b/a CENTURYLINK and METROPOLITAN TELECOMMUNICATIONS OF ALABAMA, INC. -- Approval of a Resale Forbearance Amendment to the Interconnection Agreement between CenturyTel of Alabama, LLC d/b/a CenturyLink; Gulf Telephone Company d/b/a CenturyLink and Metropolitan Telecommunications of Alabama of Alabama d/b/a MetTel pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.

Recommend Approval.

NAME CHANGE (S)

Docket 25601 GULF TELEPHONE COMPANY, LLC d/b/a CENTURYLINK -- Changes company name to Brightspeed of Southern Alabama, LLC. Filed November 9, 2022 with an immediate effective date.

Recommend Approval.

SUMMARY OF OTHER FILING (S)

- D-7758 FRONTIER COMMUNICATIONS OF THE SOUTH, LLC -- Tariff revision to remove the Lifeline Assistance Program and Tribal Link Up Alabama language. The Company is no longer offering these services to customers per the August 9, 2022 Order Approving Relinquishment of ETC Designation. Effective December 1, 2022.
- D-7759 CENTURYTEL BROADBAND SERVICES, LLC -- Tariff revision add clarifying language regarding resold services, consistent with language in effect for the Company's affiliated competitive local exchange carrier. This filing also includes an administrative correction to change a reference from "CenturyLink" to "Company". Filed November 4, 2022 with an effective date of December 5, 2022.

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>NOVEMBER 2022 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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FIELD SERVICES

October 2022

The Field Services Section (FSS) Staff inspected the Hayneville Ridge wastewater treatment plant managed by Alabama Wastewater Systems Inc. and permitted by ADEM. The system, located in Montgomery County, provides wastewater treatment for 36 residential homes with a potential for growth of up to 54 residents. The attached growth system begins at each home with inceptor tanks. Effluent is then pumped to a sand filter for continued filtering and then time dosed to 22,000 feet of drip field for final disposition.

The system was functioning as designed with no discrepancies noted at the time of this inspection.



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JEREMY H. ODEN, ASSOCIATE COMMISSIONER

CHRIS "CHIP" BEEKER, JR., ASSOCIATE COMMISSIONER

MEMORANDUM

DATE: November 28, 2022

TO: President Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris "Chip" Beeker, Jr.

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

SUBJECT: Agenda for December 6, 2022, Commission Meeting

This memorandum reflects activities of the Gas Pipeline Safety (GPS) Division that will be presented at the December 6, 2022, Commission Meeting.

➤ GPS performed the following inspections during the month of October 2022:

Standard Inspection	Construction	Operator Qualification	Public Awareness	IMP / DIMP	Control Room	Incident /Accident	Section 114	Drug & Alcohol	Follow-Up	Total Inspections
16	6			1		2	6	2	6	39

From the thirty-nine (39) inspections shown above, three (3) enforcement letters of notification were issued, noting four (4) non-compliance issues. There were seven (7) non-compliance items corrected during the month of October.

Incidents/Accidents

No PHMSA reportable incidents were reported during the month of October. There were two State reportable incidents that were reported during the month of October. One in the northern section and the other in the southern section. Neither had fire, explosion, or injuries that occurred.

- 10/5/2022 – North Alabama Gas District – Power Contractor struck a 6” (PE) main at Hughes Road and Eastview Drive, Madison, AL. A locate had been called in for this particular work.
- 10/18/2022 – Spire Gulf – Mobile, AL – Contractor struck a 4” (PE) main. At the intersection of Ziegler Blvd and University Blvd. The contractor was adding a turn lane to the intersection. Fire evacuated near by businesses. Media was on scene reporting.

Training

Five (5) operator/contractor training sessions on Polyethylene (PE) plastic fusion were conducted during the month of October:

- | | |
|--|------------------------|
| ➤ 10/4/2022 – Sylacauga Utilities (PE) | 24 Personnel Qualified |
| ➤ 10/6/2022 – Hartselle Utilities (PE) | 14 Personnel Qualified |
| ➤ 10/12/2022 – Huntsville Utilities (PE) | 76 Personnel Qualified |
| ➤ 10/18/2022 – Leak City (PE) | 60 Personnel Qualified |
| ➤ 10/19/2022 – Scottsboro WSG (PE) | 24 Personnel Qualified |

The total personnel trained was 198 (138 operator personnel and 60 contractors).

Miscellaneous

Mr. Mark Burgess, CEO of South Alabama Gas District, has started the change in management of the Pine Energies Pipeline. South Alabama Gas District is in the process of taking over the operations of the Pine Energies pipeline. It is currently inactive with nitrogen inserted for safety. There is no current demand for the pipeline but it has the possibility of future use in transporting natural gas. South Alabama Gas District is to take over the maintenance and operation of the pipeline and to allow it to remain in active status. This will bring Pine Energies into compliance once completed.

Plains Pipeline LP has submitted a supplemental Annual Report to PHMSA changing the jurisdictional classification of the their pipeline segment from State to PHMSA based on its current use. This assessment will now be inspected by PHMSA.



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JOHN A. GARNER, EXECUTIVE DIRECTOR

MEMORANDUM

DATE: November 29, 2022

TO: President Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris "Chip" Beeker, Jr.

FROM: G. Scott Morris, Director *GSM*
Utility Enforcement Division

SUBJECT: Agenda for the December 6, 2022, Commission Meeting

This memorandum reflects the Utility Enforcement Division's (UED) report describing the major tasks, inspections and activities accomplished by its staff during the month of October 2022.

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	94	2	119	77

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

Railroad Bridge Observations	Roadway Worker Protection	Roadway Maintenance Machines	Bridge Worker Safety
0	9	5	0

The data in the table shown below was collected from Motive Power & Equipment (MP&E) inspections that were 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	11	125	0	599

The table below shows observations completed by the MP&E Inspector in which no non-compliant conditions were identified.

Air Brake Tests	Blue Flag Protection	End of Train Devices
0	0	0

There were three incidents reported by the National Response Center (NRC) in October:

1. A pedestrian was struck at a grade crossing resulting in a fatality in Birmingham on NS
2. A vehicle strike at a grade crossing resulted in unknown injuries in Tuscaloosa on NS
3. A battery acid spill resulting from arson on a railroad right of way in Cullman on CSX

The UED Director and RSW Administrator attended a round table meeting that was hosted by Congresswoman Terri Sewell with FRA Administrator Amit Bose, FRA Staff, and local government leaders. The primary topic of discussion was blocked crossing concerns throughout Alabama.

RWS Administrator attended the Association of State Railway Safety Managers Annual Meeting in Phoenix, Arizona during the week of October 31. Presentations were given by participating states, including Alabama, where information was shared on activities that affect railway safety in each state. Presentations were also given by the FRA discussing topics that affect railway safety and regulatory updates and/or changes that are taking place.

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
10	6	0	4	4	4	45	23	16

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
361	18	13	2	35	35	335

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

UCR Applications		UCR Mailouts for 2022/2023	UCR Audit Correspondence	UCR Inquiries	
Received	Returned			Phone	E-mail
16	4	2,106	20	130	43

As of October 31, there were 10,977 Alabama carriers (83%) registered for 2022 UCR with 2,282 that remain unregistered. The 2023 UCR registration opened on October 1. As of October 31, there were 2,778 Alabama carriers (23%) registered for 2023 UCR with 9,305 that remain unregistered.

During October, the staff mailed seven pending payment letters to carriers that created a voucher several weeks prior where payment had not been received for the 2023 UCR registration year.

In October, \$4,024 was collected for Focused Anomaly Reviews (FARs) audits for the 2023 UCR registration year.

The staff also assisted motor carriers in making necessary changes to their operating status with the Federal Motor Carrier Safety Administration (FMCSA). There were five MCS-150 forms processed indicating that two motor carriers' USDOT numbers were deactivated and three forms contained updates to carriers' USDOT number data.

MCS staff attended the UCR Board call held in October.

The staff received 17 For Non-Profit (FNP) quarterly reports from FNP carriers for the third quarter of 2022.

A show cause hearing was held for eight carriers that failed to submit their 2021 annual reports as required for all household goods and passenger carriers. One annual report was received during the hearing.

There was one household goods supplement tariff for **SWS Investments & Holdings, LLC d/b/a Two Men and A Truck (C4053)** and one passenger tariff for **Taylor's House of Camellias LLC d/b/a Taylor's House of Camellias Transportation (C4139)** accepted in October.

Staff conducted an on-site visit in Huntsville for **GBPB, LLC d/b/a Black Tie Moving Services Huntsville, AL (C4111)** as a follow-up to the carrier's previous audit. Discussed during the meeting were issues found in the audit, solutions to resolve those issues, and the process of how to file a supplement to their existing tariff rates on file with the Commission.

There was an on-site compliance audit conducted in September and resolved in October for **Unique Car Care, LLC (C3721)**. The carrier was advised to immediately update its tariff.



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November 29, 2022

MEMORANDUM

TO: President Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris "Chip" Beeker, Jr.

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

SUBJECT: Agenda – December 6, 2022 Commission Meeting

The Electricity Policy Division will present the following items at the December 6, 2022 Commission Meeting.

ELECTRICITY

ALABAMA POWER COMPANY

Dockets 18117 Division Report on Rate RSE and Rate ECR as of October 31, 2022
and
18416; The Electricity Policy Division performed the regular monthly examination
18148 of the books and records of Alabama Power Company. Included in the table
below are selected financial highlights concerning Rate RSE and Rate ECR.
In addition, the Division's computations and determination of the December
2022 Weighted Return on Average Retail Common Equity (WRRCE),
actualized through October 2022, can be found on page 2 of this report.

Rate RSE Forecast		Rate ECR Summary
12 Months Ending DECEMBER 31, 2022		Energy Cost Over/(Under) Recovered for OCTOBER 2022
6.95% WRRCE		(\$20,744,748)

*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, 2022

Common Equity as of October 31, 2022		\$11,707,953,996
Add Budgeted Net Income:		
November through December 2022	\$178,769,510	
Add Budgeted Capital Contributions:		
November through December 2022	\$13,640,182	
Add Other Adjustments:		
November through December 2022	\$0	\$192,409,692
Deduct Budgeted Stock Dividends:		
November through December 2022	\$2,443,581	\$2,443,581
Projected Common Equity for December 31, 2022		\$11,897,920,108
<hr/>		
Projected Average Common Equity		
For the 12 Months Ending December 31, 2022		\$11,574,680,011
Projected Retail Investment Separation Factor		95.06%
Projected Average Retail Common Equity		
For the 12 Months Ending December 31, 2022		\$11,002,890,818
Projected Retail Net Income		
For the 12 Months Ending December 31, 2022		\$1,451,984,367
Projected Common Equity Percentage of Capital Structure		
For the 12 Months Ending December 31, 2022		52.70%
Projected Weighted Return on Average Retail Common Equity (WRRCE)		
For the 12 Months Ending December 31, 2022		6.95%

The Common Equity as of October 31, 2022 (Actual) was adjusted using net income, payment of Common Stock and Preferred Stock dividends, Capital Contributions, and Other Adjustments from the Company's 2022 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 95.06%. The retail net income (RNI) for average common equity and the common equity percentage (CEP) were calculated by using actual data for the ten months ended October 31, 2022, and then adding two months of budget data for November through December 2022. The Other Adjustments, if any, are the result of the Company adopting FASB Statement 123 (R), which requires the reporting of 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

December 6, 2022 Commission Meeting

Page 3

Docket 18117 On November 21, 2022, Alabama Power Company filed a proposed revision
 and to Rate CNP (Adjustment for Commercial Operation of Certificated New
 18416 Plant). The purpose of the revision is to place into effect a dedicated recovery
 mechanism for changes in depreciation expense that result from periodic
 updates to depreciation rates, and which would not otherwise be recovered
 through the existing provisions of Subparts A and C to Rate CNP or
 associated with the capitalization of asset retirement costs. This new Subpart
 D to Rate CNP would be effective as of the date of a Commission order
 approving the filing.

Recommendation: Approval



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JOHN A. GARNER, EXECUTIVE DIRECTOR

MEMORANDUM

DATE: November 30, 2022

TO: Commission President Twinkle Andress Cavanaugh
Commissioner Jeremy H. Oden
Commissioner Chris "Chip" Beeker, Jr.
Division Directors

FROM: Legal Division

SUBJECT: Agenda - December 6, 2022 Commission Meeting

The Legal Division will present the following at the December 6, 2022
Commission Meeting:

DOCKET 33288 (Y) - Unopposed application to transfer Motor Carrier Certificate F4937
FROM: RMS Trucking, L.L.C., of Dadeville, Alabama, TO: Gary
Ingram Grading & Paving, Inc., of Dadeville, Alabama.

Recommend: Grant

DOCKET 33274 (Y) - *Alabama Public Service Commission v. All Motor Carriers who
failed to file Annual Reports for 2021 operations.* Hearing held for all
motor carriers who failed to file their Annual Reports for 2021
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.

DOCKET 31175 (Y) - Motor Carrier Certificate F4235 held by Houndstooth Transportation, Inc., of Tuscaloosa, Alabama, was suspended by Commission Order dated September 15, 2021, for a period of one year. Houndstooth Transportation, Inc. has failed to notify the Commission of its intent to recommence operations or relinquish Motor Carrier Certificate F4235 despite a request by Commission staff to do so.

Recommend: Cancellation on 30 days' notice

DOCKET C-20419 (B) - Petition of Selma Health and Rehab LLC d/b/a Selma Health and Rehab, of Selma, Alabama, for reinstatement of Motor Carrier Certificate FNP B-99 which was revoked due to Petitioner's failure to maintain proper proof of liability insurance coverage.

Recommend: Grant/Reinstatement

DOCKET C-20408 (B) - Petition of James W Thompson d/b/a R&J Hauling, of Ashville, Alabama, for reinstatement of Motor Carrier Certificate F4983 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET 32412 (B) - Petition of Pearson Delivery Inc., of Mobile, Alabama, for cancellation of Motor Carrier Certificate F3823.

Recommend: Grant cancellation as requested

DOCKET 33231 (B) - APSC v. Delinquent Companies (that failed to timely pay inspection/supervision fees). The Commission has received the inspection and supervision fee and late fee from Mississippi Central Railroad.

Recommend: Reinstatement of Mississippi Central Railroad