



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: July 5, 2022

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

FROM: Jeff Johnston, Director 
Utility Services Division

SUBJECT: Agenda for July 12, 2022 Commission Meeting.

The following items will be presented to the Commission during the regular July 12, 2022 Commission Meeting.

CONSUMER SERVICES REPORT

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	1		1						
	Business									
CLEC	Residential	2		2						
	Business									
TOLL	Residential									
	Business									
OTHER	Residential									
	Business									
Total Under PSC Complaint Jurisdiction		3		3						

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									
Not Under PSC Jurisdiction	2				2				
Under PSC Jurisdiction	0								

Other Retail Services/Issues Under PSC Jurisdiction (Above)	0
Basic Service Inquiries Under PSC Jurisdiction (Previous Page)	3
Total Telecom Inquiries Under PSC Jurisdiction (Non-referrals)	3
Inquiries Not Subject to PSC Jurisdiction	2

Referred Inquiries (Waived Complaint Jurisdiction)	
Residential	9
Business	3
TOTAL	12

TOTAL TELECOM INQUIRIES			
Under PSC Complaint Jurisdiction	Waived Complaint Jurisdiction (Referrals)	Received But Not Under PSC Jurisdiction	Total Received
3	12	2	17

Gas Agenda

NATURAL GAS

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

Based on preliminary figures as of May 31, 2022, the projected RSE return on average common equity for the rate year ending September 30, 2022, was 9.48 percent. The authorized return on average common equity is 10.15 to 10.65 percent.

Docket 28101 SPIRE GULF INC. -- Division Report on Rate RSE as of May 31, 2022

Based on preliminary figures as of May 31, 2022, the projected RSE return on average common equity for the rate year ending September 30, 2022, was 8.87 percent. The authorized return on average common equity is 9.70 to 10.30 percent.

Docket U-5188 SPIRE ALABAMA INC. -- Application for Approval of Amended and Restated Intercompany Revolving Credit Agreements with Spire Inc.
Recommend Approval.

Docket U-5426 SPIRE ALABAMA INC. -- Approval of an Agreement for Firm Transportation Capacity with BBT AlaTenn, LLC
Recommend Approval.

Docket U-5427 SPIRE ALABAMA INC. -- Application for Approval of a Base Contract for the Sale and Purchase of Natural Gas with Diversified Energy Marketing LLC
Recommend Approval.

Docket U-5428 SPIRE ALABAMA INC. -- Application for Approval of a Base Contract for the Sale and Purchase of Natural Gas with Scona LLC
Recommend Approval.

Water Agenda

WASTEWATER

- Docket 31803 INTEGRATED WASTEWATER MANAGEMENT, INC. -- Petition for approval to increase tariff rates for Integrated Wastewater Management, Inc. Staff has reviewed the filing and recommends that the filing be suspended for 180 days to and through January 28, 2023.
Recommend Approval.
- Docket 31803 INTEGRATED WASTEWATER MANAGEMENT, INC. -- For Approval to renew Integrated Wastewater Management, Inc.'s Certificate of Financial Viability.;
Recommend approval.
- Docket 32553 COMMUNITY UTILITIES OF ALABAMA INC. -- Petition for approval to modify the existing Certificate of Financial Viability. Expands the service territory of Community Utilities of Alabama Inc by bulding the wastewater collection and treatment facility for Buckhorn Subdivision Phase II located in the Jacksonville Community in Calhoun County AL.;
Recommend approval.

Telecommunication Agenda

AMENDED INTERCONNECTION AGREEMENT (S)

- Docket U-3871 **BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and MICRO-COMM, INC.** -- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama or AT&T Southeast and Micro-Comm, Inc. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.
- Docket U-5422 **BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST and TELIAX, INC.** -- Approval of an Amendment to the Interconnection Agreement between BellSouth Telecommunications, Inc. d/b/a AT&T Alabama or AT&T Southeast and TeliAx, Inc. pursuant to Sections 251 and 252 of the Telecommunications Act of 1996.
Recommend Approval.

SUMMARY OF OTHER FILING (S)

- D-7728 **HOPPER TELECOMMUNICATIONS LLC** -- Modifies the General Subscriber Services Tariff as mandated by the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 2, 2022, with a requested effective date of July 1, 2022.
- D-7729 **BRINDLEE MOUNTAIN TELEPHONE LLC** -- Modifies the General Subscriber Services Tariff as mandated by the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 2, 2022, with a requested effective date of July 1, 2022.

- D-7730 OTELCO TELEPHONE, LLC -- Modifies the General Subscriber Services Tariff as mandated by the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 2, 2022, with a requested effective date of July 1, 2022.
- D-7731 BLOUNTSVILLE TELEPHONE LLC -- Modifies the General Subscriber Services Tariff as mandated by the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 2, 2022, with a requested effective date of July 1, 2022.
- D-7732 BELLSOUTH TELECOMMUNICATIONS, LLC d/b/a AT&T ALABAMA or AT&T SOUTHEAST -- Modifies the Access Services Tariff to comply with the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 1, 2022, with a requested effective date of July 1, 2022.
- D-7733 NATIONAL TELEPHONE OF ALABAMA, INC. -- Modifies the General Subscriber Services Tariff as mandated by the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 7, 2022, with a requested effective date of July 1, 2022.

- D-7734 ROANOKE TELEPHONE COMPANY d/b/a TEC -- Modifies the General Subscriber Services Tariff as mandated by the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 7, 2022, with a requested effective date of July 1, 2022.
- D-7735 BUTLER TELEPHONE COMPANY -- Modifies the General Exchange Tariff as mandated by the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 10, 2022, with a requested effective date of July 1, 2022.
- D-7736 OAKMAN TELEPHONE COMPANY -- Modifies the General Exchange Tariff as mandated by the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 10, 2022, with a requested effective date of July 1, 2022.
- D-7737 PEOPLES TELEPHONE COMPANY d/b/a TDS TELECOM -- Modifies the General Exchange Tariff as mandated by the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 10, 2022, with a requested effective date of July 1, 2022.
- D-7738 GRANITE TELECOMMUNICATIONS, LLC -- Modifies the Switched Exchange Access Tariff as mandated by the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 14, 2022, with a requested effective date of July 1, 2022.

- D-7739 AIRUS, INC. -- Modifies the Access Services Tariff to comply with the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 21, 2022, with a requested effective date of August 2, 2022.
- D-7740 GULF TELEPHONE COMPANY, LLC d/b/a CENTURYLINK -- Modifies the Access Service Tariff to comply with the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 23, 2022, with a requested effective date of July 1, 2022.
- D-7741 CENTURYTEL OF NORTHERN ALABAMA -- Modifies the Access Services Tariff to comply with the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 23, 2022, with a requested effective date of July 1, 2022.
- D-7742 CENTURYTEL OF SOUTHERN ALABAMA -- Modifies the Facilities for Intrastate Access Tariff to comply with the Federal Communications Commission (FCC) Report and Order in WC Docket No. 18-156, FCC Release No. 20-143 issued October 9, 2020. These modifications reduce intercarrier compensation charges to increase efficiencies in call routing and decrease incentives for fraud in 8YY (toll-free) calls. Filed June 23, 2022, with a requested effective date of July 1, 2022.



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MEMORANDUM

DATE: July 5, 2022

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

FROM: Wallace R. Jones, Director *WRJ*
 Gas Pipeline Safety Division

SUBJECT: Agenda for July 12, 2022, Commission Meeting

This memorandum reflects activities of the Gas Pipeline Safety (GPS) Division that will be presented at the July 12, 2022, Commission Meeting.

- GPS performed the following inspections during the month of May 2022:

Standard Inspection	Construction	IMP/DIMP	Operator Qualification	Incident	Damage Prevention	Section 114	Control Room	Follow-Up	Total Inspections
16	18	4	4	1		8		8	59

From the fifty-nine (59) inspections shown above, four (4) enforcement letters of notification were issued, noting six (6) non-compliance issues. Thirteen (13) non-compliance items were corrected during the month of May.

Incidents/Accidents

- Two (2) state-reportable incidents were reported during the month of May:
- 5/9/2022 – Riviera Utilities – Plumber dropped hot solder on plastic service line creating pin hole in pipe.
 - 5/21/2022 – Boaz Gas Board – Fire Marshall investigating possible electrical problem caused fire which spread to gas piping.

Training

- One (1) operator/contractor training session on Polyethylene (PE) plastic fusion was conducted during the month of May:
- 5/17/2022 – Leak City (Athens) 11 Personnel Qualified

Miscellaneous

Mr. Daniel Trapp, Pipeline Safety Investigations Supervisor, attended the “2022 Hurricane Drill” at the Alabama Emergency Management Agency in Clanton on May 10th. Mr. Trapp worked with other stakeholders from different areas of the state, as well as other state agencies, to determine the proper procedures to be followed during a natural disaster.

The final office segment of the annual audit by the Pipeline and Hazardous Materials Safety Administration (PHMSA) of the Gas Pipeline Safety (GPS) natural gas and hazardous liquid programs was conducted in the GPS offices during the week of May 9th. Mr. David Appelbaum, PHMSA State Evaluator, conducted the audit, which also included a financial audit of the GPS. The final letter from PHMSA was received on May 23 and GPS received a score of 90 out of a possible 100 points on the natural gas segment and a score of 95 out of a possible 96 on the hazardous liquid segment. No negative findings were received on the financial audit.



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JOHN A. GARNER, EXECUTIVE DIRECTOR

MEMORANDUM

DATE: July 5, 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 July 12, 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 May 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
3	10	83	0	235	48

The table below reflects track safety observations made 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
54	8	10	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
6	18	243	0	927

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

Air Brake Tests	Blue Flag Protection	End of Train Devices
1	1	0

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

1. A trespasser strike resulting in a fatality was reported in Tuscaloosa on NS
2. A trespasser strike resulting in a fatality was reported in Auburn on CSX
3. A trespasser strike resulting in a fatality was reported in Fort Deposit on CSX

Track inspection staff attended the FRA Track District 3 staff meeting in Birmingham. This was a three-day event in which regulatory compliance issues were presented and discussed. There were also team building exercises and training. The RWS Administrator gave a presentation on the afternoon of the first day where he discussed some unique railroad information for Alabama, recent inspection activity, and interesting finds concerning rail and bridge conditions.

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
17	13	1	1	13	10	62	64	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
285	12	12	5	16	24	262

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

UCR Applications		UCR Mailouts for 2022	UCR Audit Correspondence	UCR Inquiries	
Received	Returned			Phone	E-mail
4	2	161	0	68	17

As of May 31, there were 9,742 Alabama carriers (78%) registered for 2022 UCR with 2,673 that remain unregistered. Our office received funds from the UCR Depository for April online payments processed through the National Registration System (NRS) that came from 392 carriers that were domiciled in Alabama and some that were in 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). There were five MCS-150 forms processed indicating that one motor carrier's USDOT numbers were deactivated and four forms contained updates to carriers' USDOT number data.

MCS staff attended the UCR Board Education & Training Subcommittee call held in May.

The staff received two For Non-Profit (FNP) quarterly reports from FNP carriers for the first quarter of 2022, one for the 4th quarter of 2021 and one for the 3rd quarter of 2021.

At the beginning of May, there were 59 delinquent letters mailed to the household goods and passenger carriers that failed to meet the April 30th deadline. There were 45 annual reports for 2021 received in May.

There were two passenger tariffs for **Johnny McDowell Sr. d/b/a Skinners Transportation Service (C4135)** and **Bryant's Limousine, LLC (C4134)** that were accepted. One household goods tariff for **Pink Zebra Moving, LLC (NEW)** and two household goods supplements for **Eastern Shore Transfer, Inc. (C4037)** and **Armstrong Relocation Company, Huntsville, LLC (C3859)** were also accepted.

There was one passenger carrier hearing held in May for **AL Transit, LLC**

Staff completed two compliance audits for the following carriers:

- **Coleman American Moving Services, Inc. (C457)** – Carrier was advised to remit \$836.00 for incorrect charges to the shipper.
- **Lambert Transfer & Storage Inc. (C604)** – Carrier was advised to remit \$357.33 for incorrect charges to the shipper.

MCS staff with legal division staff and finance staff met with representatives from Lyft to discuss the Commission's request for a third-party auditor to audit two-quarters of local assessment fees submitted to the APSC.

FIELD SERVICES

The Field Services Section (FSS) Staff inspected **Alabama Wastewater Systems Inc.** which provides wastewater treatment for 1,095 customers in the Pine Forest community of Pike Road. The system appeared in good condition with no discrepancies noted during this inspection.

Staff inspected **Tishomingo County Water District** located in Iuka, MS. Tishomingo provides potable water to 90 Alabama residents in the Bear Creek area. With the assistance of USDA grants and a loan, a bid was awarded to build a water treatment plant with an estimated completion date of October 1, 2022. All visible aspects of the company's infrastructure appeared functional with no defects noted at the time of this inspection.

Staff also inspected **Asbury Water Works**. Asbury discontinued the purchase of water from Guntersville Water Works and increased the amount purchased from Albertville Municipal at substantial savings. A new backup generator was installed at their Albertville pump house. All infrastructure appeared functional and in good repair with no defects noted during this inspection.



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July 5, 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 – July 12, 2022 Commission Meeting

The Electricity Policy Division will present the following items at the July 12, 2022 Commission Meeting.

ELECTRICITY

ALABAMA POWER COMPANY

Dockets 18117 Division Report on Rate RSE and Rate ECR as of April 30, 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 April 2022, can be found on page 2 of this report.

Rate RSE Forecast	Rate ECR Summary
12 Months Ending DECEMBER 31, 2022 6.36% WRRCE	Energy Cost Over/(Under) Recovered for APRIL 2022 (\$30,083,681)

**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 April 30, 2022		\$11,281,615,223
Add Budgeted Net Income:		
May through December 2022	\$923,100,960	
Add Budgeted Capital Contributions:		
May through December 2022	\$40,920,545	
Add Other Adjustments:		
May through December 2022	\$0	\$964,021,505
Deduct Budgeted Stock Dividends:		
May through December 2022	\$538,397,753	\$538,397,753
Projected Common Equity for December 31, 2022		\$11,707,238,974
<hr/>		
Projected Average Common Equity		
For the 12 Months Ending December 31, 2022		\$11,478,637,440
Projected Retail Investment Separation Factor		95.06%
Projected Average Retail Common Equity		
For the 12 Months Ending December 31, 2022		\$10,911,592,750
Projected Retail Net Income		
For the 12 Months Ending December 31, 2022		\$1,308,754,292
Projected Common Equity Percentage of Capital Structure		
For the 12 Months Ending December 31, 2022		53.02%
Projected Weighted Return on Average Retail Common Equity (WRRCE)		
For the 12 Months Ending December 31, 2022		6.36%

The Common Equity as of April 30, 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 four months ended April 30, 2022, and then adding eight months of budget data for May 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

July 12, 2022 Commission Meeting

Page 3

Docket 18148 Alabama Public Service Commission vs. Alabama Power Company Investigation of Rate ECR (Energy Cost Recovery)

By Consent Order dated December 7, 2021, the Alabama Public Service Commission (“the Commission”) approved an interim energy cost recovery factor of 1.960 cents per kilowatt-hour for the billing months of January 2022 through December 2022. Absent a further order from the Commission, the ECR factor for billing months January 2023 and thereafter would be 5.910 cents per kilowatt-hour.

Recommendation: Based on the current and projected status of Rate ECR, the Staff recommends that the current interim energy cost recovery factor of 1.960 cents per kilowatt-hour be increased to 2.557 cents per kilowatt-hour for the billing months of August 2022 through December 2024, unless a further change is agreed to sooner as a result of monitoring of operations or until changed by Commission order pursuant to Rate ECR and applicable Rules and Regulations. Absent a further order from the Commission, the ECR factor for billing months January 2025 and thereafter will be 5.910 cents per kilowatt-hour.

Docket U-3556 On June 27, 2022, Alabama Power Company filed with the Alabama Public Service Commission a petition seeking to modify Rate Rider NDR (Natural Disaster Reserve). The Natural Disaster Reserve, which has been in place since 2005, facilitates the ability of Alabama Power to maintain an adequate balance in the reserve on an ongoing basis. The purpose of the revisions is to update the reserve’s establishment and maintenance charges (which have not been changed since 2005) to reflect current cost considerations and better equip the Natural Disaster Reserve to respond to qualifying events and maintain financial stability, as intended. In addition, the proposal calls for updates to the rider’s negative balance charge, including changes to the recovery calculation and a reduction of the maximum negative balance charge that can be collected in any month. The proposed revisions would be effective beginning with August 2022 billings.

Recommendation: Approval

ELECTRICITY POLICY DIVISION AGENDA

July 12, 2022 Commission Meeting

Page 4

Docket U-5425 On June 27, 2022, Alabama Power Company filed a petition with the Alabama Public Service Commission to transition authority related to reliability expenditures currently in the Natural Disaster Reserve (Docket U-3556) to a new Reliability Reserve. The purpose is to help mitigate costs by enhancing the Company's ability to manage system reliability. The Company seeks effectiveness of the proposed reserve and corresponding authority effective with August 2022 billings.

Recommendation: Approval



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CHRIS "CHIP" BEEKER, JR., ASSOCIATE COMMISSIONER

MEMORANDUM

DATE: July 6, 2022

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

FROM: Legal Division

SUBJECT: Agenda - July 12, 2022 Commission Meeting

The Legal Division will present the following at the July 12, 2022 Commission Meeting:

DOCKET 33256 (Y) - Unopposed motor carrier application of Taylor's House of Camellias LLC d/b/a Taylor's House of Camellias Transportation, of Mobile, Alabama, for a certificate to transport passengers and their baggage. The Applicant waived its right to a Report and Recommended Order.

Recommend: Grant

DOCKET 33257 (Y) - Unopposed application to transfer Motor Carrier Certificates 3892 and F3768 FROM: Scott Childress d/b/a Childress Moving Company, of Stapleton, Alabama, TO: Childress Moving Company Inc, of Stapleton, Alabama.

Recommend: Grant

DOCKET C-20302 (Y) - Petition of Western Express, Inc., of Nashville, Tennessee, for reinstatement of Motor Carrier Certificate F4316 which was revoked due to Petitioner's failure to maintain proper proof of cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET C-20322 (B) - Petition of Thomas French d/b/a Moving It, of Huntsville, Alabama, for approval of cargo self-insurance.

Recommend: Approval

DOCKET C-20301 (B) - Petition of TC's Repair Service, LLC, of Fort Payne, Alabama, for reinstatement of Motor Carrier Certificate F3546 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage.

Recommend: Grant/Reinstatement

DOCKET 31823 (B) - Petition of M & S Construction, LLC, of Guntersville, Alabama, for cancellation of Motor Carrier Certificate F4579.

Recommend: Grant cancellation as requested

DOCKET 32465;
C-18201 (B) - Motor Carrier Certificate F4322 held by ZMC Hauling, LLC, of Loxley, Alabama, was suspended by Commission Order dated May 12, 2021, for a period of one year. ZMC Hauling has failed to notify the Commission of its intent to recommence operations or relinquish Motor Carrier Certificate F4322 despite a request by Commission staff to do so. ZMC also has approval of cargo self-insurance authority in Informal Docket C-18201.

Recommend: Cancellation of certificate and cargo self-insurance on 30-days' notice

DOCKET 33231 (B) - APSC v. Delinquent Companies (that failed to timely pay inspection/supervision fees). Petition of LMK Communications, LLC for reinstatement.

Recommend: Reinstatement of LMK Communications, LLC

DOCKET 32780 (M) - Application of Lyft, Inc. for renewal of its permit to operate as a transportation network company ("TNC") in the State of Alabama.

Recommend: Approve the Permit Renewal Application

DOCKET 32779 (M) - Application of Rasier, LLC (a.k.a. "Uber") for renewal of its permit to operate as a transportation network company ("TNC") in the State of Alabama.

Recommend: Approve the Permit Renewal Application

DOCKET 33197 (M) - Application of Seatus Technologies, LLC d/b/a Wyth, of Birmingham, Alabama, for renewal of its permit to operate as a transportation network company ("TNC") in the State of Alabama.

Recommend: Approve the Permit Renewal Application

DOCKET 33063 (M) - Application of UZURV Holdings, Inc., d/b/a UZURV, of Richmond, Virginia, for renewal of its permit to operate as a transportation network company ("TNC") in the State of Alabama.

Recommend: Approve the permit renewal application

DOCKET 33182 (G) - Petition of Alabama Power Company ("Alabama Power") for the issuance of a certificate of convenience and necessity for the acquisition of the generating plant and regulated facilities currently owned by Calhoun Power Company, LLC near Eastaboga, Alabama in Calhoun County. Petitions to Intervene in this matter were timely filed by the Office of the Attorney General of Alabama and Energy Alabama and GASP ("Energy Alabama/GASP"). Both Petitions to Intervene were granted. A public hearing was held in this matter on April 12, 2022. Alabama Power and Energy Alabama/GASP each presented witnesses at the hearing. On May 10, 2022, the parties submitted post-hearing briefs in the form of proposed orders.

Recommend: After extensive review of all of the pre-filed testimony, the discovery produced by the parties, the transcript of the hearing and the post hearing briefs in the form of proposed orders, the staff has determined that Alabama Power Company has demonstrated a need for additional capacity and presented evidence demonstrating that the Calhoun Power Facility proposed by the Company represents a reasonable means by which the Company can meet this need in a reliable and economic manner. Accordingly, the Staff recommends the issuance of a certificate of convenience and necessity for the acquisition of the Calhoun Power plant and facilities located near Eastaboga in Calhoun County, Alabama