

MINUTES OF A MEETING

OF THE

ALABAMA PUBLIC SERVICE COMMISSION

HELD Tuesday, February 3, 2026

The February 2026 meeting of the Alabama Public Service Commission was held on Tuesday, February 3, 2026, in the Carl L. Evans Chief Administrative Law Judge Hearing Room Complex, 100 North Union Street, Montgomery, Alabama. Commission President Cynthia Lee Almond called the meeting to order at 10:00 a.m. with Commissioner Jeremy H. Oden and Commissioner Chris V. Beeker, III, present. The following staff members were also present: John Garner, Chief Administrative Law Judge and Executive Director; Luke Bentley, and Chad Mason, Administrative Law Judges; Jeff Johnston, Utility Services Division Director, Amanda Shehane, Utility Enforcement Division Director; Jonathan Kimbril, PSC Gas Pipeline Safety Division Director, John Free, Electricity Policy Division Director; Patricia Smith and Donald Powell, Public Utility Analyst Managers; Caleb Hicks, Communications and PR Manager; Tanya Champion, Matthew Singleton, and Stacie Berry, Public Analysts; Aquilla Spivey, Consumer Service Manager; William Partlow, Staff Accountant; Aisha Smith, Technical Assistant to Commissioner Oden; Mary Caitlyn Montgomery, Technical Assistant to Commissioner Beeker; Kaitlyn Rayborn, Executive Assistant to Commissioner Beeker; Janey Whitney, Technical Assistant to Commissioner Almond; Hanna Lombardi, Executive Assistant to Commissioner Almond; Kay Oswalt, Information Systems Manager; Chalandra Tolliver, IT Technicians; Dana Cheek, Programmer Analyst; Jackie Mack, Barbara Smith, and Robin Bonney, Administrative Support Assistants; Devon D. Beaty, Acting Secretary of the Commission.

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Commissioner Almond noted that the public was informed of today's Commission meeting by notice dated November 12, 2025.

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Commissioner Almond opened the meeting with a prayer led by Commissioner Jeremy H. Oden followed by leading the audience in the Pledge of Allegiance.

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Commissioner Almond opened the floor for a motion to approve the minutes of the January 6, 2026, Commission Meeting.

Upon being motioned by Commissioner Beeker and seconded by Commissioner Oden, the Commissioners voted unanimously to approve the minutes.

UTILITY SERVICES DIVISION

Mr. Jeff Johnston reported for the Utility Services Division on Consumer Service Complaint Inquiries for the period of January 2026 as follows: Alabama Power Company had thirty-five residential and one business inquiry, Spire Alabama had one residential inquiry and zero business inquiries, and Spire Gulf had two residential and zero business inquiries. There was a total of nine telecommunication inquiries, consisting of zero under Public Service Commission Complaint jurisdiction, eight were referred to the companies since the complaint jurisdiction was waived, and one was not under Public Service Commission jurisdiction.

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Mr. Johnston reported on Formal Dockets 18046 and 18328, Spire Alabama Inc., Division Report on Rate RSE as of December 31, 2025. Mr. Johnston reported on Rate RSE for Spire Alabama Inc., based on preliminary figures as of December 31, 2025, the projected RSE return on average common equity for the rate year ending September 30, 2026, was 9.86 percent. The authorized return on average common equity is 9.50 to 9.90 percent.

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Mr. Johnston reported on Formal Docket 28101, Spire Gulf Inc., Division Report on Rate RSE as of December 31, 2025. Based on preliminary figures as of December 31, 2025, the projected RSE return on average common equity for the rate year ending September 30, 2026, was 9.26 percent. The authorized return on average common equity is 9.70 to 10.30 percent.

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Mr. Johnston reported on Docket U-5499 Spire Alabama Inc. Application for approval of base contract for sale and purchase of natural gas with JP Morgan Chase Bank, N.A. and recommended approval.

Upon motion by Commissioner Oden and seconded by Commissioner Beeker, the Commissioners voted unanimously to accept the recommendation for approval.

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Mr. Johnston reported on Docket 29180 CBTS Technology Solutions LLC to cancel certificate and withdraw tariff. Company no longer provides regulated telecommunications services in the State of Alabama, so no customers will be affected and recommended approval.

Upon motion by Commissioner Beeker and seconded by Commissioner Oden, the Commissioners voted unanimously to accept the recommendation for approval.

Mr. Johnston noted final items were for information purposes only and require no action by the Commissioners.

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GAS PIPELINE SAFETY DIVISION

Mr. Jonathan Kimbril reported for the Gas Pipeline Safety (GPS) Division Agenda on the following inspections during the month of December 2025.

Inspections

During the month of December, a total of fifty-four (54) inspections were conducted utilizing one hundred and thirty (130) in 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	TOTAL	
GAS PIPELINE SYSTEMS	PRIVATE		8			1					1		
	MUNICIPAL		27	1							11		
	MASTER METER			1									
	LIQUID PROPANE (LP)												
	LIQUIFIED NATURAL GAS (LNG)		1										
	INTRASTATE TRANSMISSION		1								1		
	GAS GATHERING												
	OFFSHORE GAS												
LIQUID PIPELINE SYSTEMS	REFINED PETROLEUM PRODUCTS												
	CRUDE OIL							1					
	HVL FLAMMABLE / TOXIC												
	CARBON DIOXIDE												
	BIOFUEL												
<b>TOTALS</b>			37	2		1		1			13	54	

### Enforcement Actions

From the fifty-four (54) inspections shown above, one (1) enforcement letter of notification was issued leading to one (1) non-compliance item. There were twenty-six (26) non-compliance items corrected during the month of December.

### Training

One (1) operator/contractor training session was conducted in December, covering various combinations of the following topics: polyethylene (PE) plastic fusion, fire response (FR), and regulatory (CFR) training.

12/2-4/2025 Gas Pipeline Safety Seminar CFR 350 OM&E Procedures

### Incidents/Accidents

There was one (1) state reportable incident, and one (1) federal incident reported during the month of December.

12/31/2025 Genesis Alabama Pipeline LLC - On the morning of the 31st, Genesis discovered that a packing seal had failed on a crude oil pump set at the breakout tank facility in Castleberry, Alabama. The failure resulted in the release of multiple barrels of crude oil. Genesis took immediate action by initiating shut-in procedures and implementing containment and cleanup efforts in the affected area. The released crude oil was primarily contained within the facility's containment dikes, with limited spillage observed on a clay area near the fence line. No oil migrated beyond the property boundaries. This incident was initially reported as a state-reportable incident and was later reclassified as a federally reportable incident due to the cost of the response and the volume of product released.

### Miscellaneous

The Gas Pipeline Safety (GPS) Division was able to hold its annual Pipeline Safety Conference during the month, with participation levels remaining consistent with prior years at approximately 350 registered attendees. Attendance and engagement throughout the conference, including presence for each speaker, were the highest GPS has observed in recent years. Historically, attendance on the final day would drop to nearly half; however, this year attendance remained close to 80 percent each day. This improvement is believed to be the result of a closer partnership with the Alabama Natural Gas Association (ANGA), allowing the conference to focus not only on topics GPS identified as needing additional attention, but also on topics specifically requested by operators and ANGA.

UTILITY ENFORCEMENT DIVISION

Mrs. Amanda Shehane reported from the Utility Enforcement Division's report describing the major tasks, inspections and activities accomplished by its staff during the month of December 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
4	30	56	0	203	164

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

Railroad Bridge Observations	Roadway Worker Protection	Roadway Maintenance Machines	Bridge Worker Safety
7	13	19	3

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	5	0	0	9

The results of inspections performed on railroad inspection and repair records and highway grade crossings by both track and MP&E inspectors are reflected below.

	Track Inspection Records	MP&E Railcar & Locomotive Repair Records	Highway Grade Crossings
Inspections	9	0	3
Units Inspected	134	0	27
Defects	7	0	0

The National Response Center (NRC) reported four incidents in December:

1. A vehicle strike with unknown injuries in Mobile on CSX.

2. A vehicle strike with unknown injuries in Tuscaloosa on NS.
3. A 4-car mainline derailment resulting in an employee fatality in Calera on CSX.
4. A trespasser strike with a fatal injury in Pelham on CSX.

There were also three accidents/complaints reported via telephone or email in December.

1. A rough crossing complaint was reported in Attalla.
2. A blocked crossing complaint was reported in Ragland.
3. A four-car industry derailment with no injuries or releases in Birmingham on BNSF.

The rough crossing complaint was investigated and substantiated by RWS staff. Staff met with railroad officials to discuss the rough highway grade crossing condition and to seek a resolution. The rail carrier informed us of their intention to make repairs to the crossing, and a follow-up inspection was scheduled.

The mainline derailment, causing a fatal injury to a railroad employee, resulted in an investigation being conducted with the concerted efforts of the PSC, FRA, and NTSB. The accident involved the train striking its own equipment during a switching move, resulting in four cars derailing and one car striking the employee involved in the switching move. The investigation is ongoing.

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 Registrati on 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
5	10	2	7	6	3	58	29	25

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
259	17	4	2	25	49	101

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
8	7	1,298	25	103	19

As of December 31st, there were 9,222 Alabama carriers (94%) registered for the 2025 UCR, with 593 remaining unregistered.

As of December 31st, there were 5,757 Alabama carriers (68%) registered for the 2026 UCR, leaving 2,730 unregistered. Our office received funds from the UCR Depository for November online payments processed through the National Registration System (NRS) from 1,359 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). Twelve MCS-150 forms were processed. Three motor carriers had their USDOT numbers deactivated, and nine forms contained updates to the motor carriers' USDOT number data.

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

Ninety-four For Non-Profit (FNP) quarterly reports for the fourth quarter of 2025 were sent to FNP carriers by mail and e-mail. Our office received two FNP quarterly reports for the fourth quarter of 2025 during the month.

In December, a household goods tariff for Logan Martin Moving and Delivery, LLC (NEW) was initially rejected due to formatting and rate issues. After corrections were made, the tariff was accepted.

ELECTRICITY POLICY DIVISION

Mrs. Patricia Smith reported on Alabama Power Company's Weighted Return on Average Retail Common Equity Calculation for the 12 Months Ended December 31, 2025.

Mrs. Smith reported on Formal Dockets 18117 and 18416; 18148 Division Report on Rate RSE and Rate ECR as of December 31, 2025. The Electricity Policy Division performed the regular monthly examination of the books and records of Alabama Power Company and found a 6.07% Weighted Return on Average Retail Common Equity for the 12 months ending December 31, 2025, and Energy Cost Under recovered by \$31,062,759 for December 2025.

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LEGAL DIVISION

Judge Luke Bentley reported on the following dockets from the Legal Division Agenda:

DOCKET C-21371, Petition of Benny Darby Construction Company, Inc., of Loxley Alabama for reinstatement of Motor Carrier Certificate F3779 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 and recommended reinstatement of certificate,

DOCKET C-21379, Petition of FreightFishers, LLC, of Mobile, Alabama for reinstatement of Motor Carrier Certificate F5518 which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage. Petitioner submitted documentation that showed their liability and cargo insurance coverage required by law is now in effect and recommended reinstatement of certificate,

DOCKET C-21361, Petition of Howard Smith, LLC d/b/a HQ Smith Co., of Jemison, Alabama for reinstatement of Motor Carrier Certificate F5153 which was which was revoked due to Petitioner's failure to maintain proper proof of liability and cargo insurance coverage. Petitioner submitted documentation that showed their liability and cargo insurance coverage required by law is now in effect and recommended reinstatement of certificate,

DOCKET C-21375, Petition of Lillian Transport, LLC of Chickasaw, Alabama for reinstatement of Motor Carrier Certificate C4152 and FNP B-118 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 and recommended reinstatement of certificate.

DOCKET 33287, Petition of Stephanie McJunkins d/b/a Junkins Transportation, of Phenix City, Alabama, for cancellation of Motor Carrier Certificate FNP B-116 and recommended cancellation.

Upon motion by Commissioner Beeker and seconded by Commissioner Oden, the Commissioners voted unanimously to accept the recommendations.

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Judge Chad Mason reported on the following dockets from the Legal Division Agenda:

DOCKET 33647, Unopposed application to transfer Motor Carrier Certificate of Public Convenience and Necessity 3652 from Crown Limousine & Sedan Service, LLC, of Northport, Alabama to Prestige Limousine Service, Inc. of Tuscaloosa, Alabama and recommended approval,

DOCKET 33619, Petition of Navicare LLC, of Loganville, Georgia, for an extension of time to make the required filings and recommended an additional 90 days to allow applicant to make the require filings.

Upon motion by Commissioner Oden and seconded by Commissioner Beeker, the Commissioners voted unanimously to accept the recommendations.

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Judge Chad Mason reported on the following dockets from the Legal Division Off Agenda items:

DOCKET 33648, Unopposed common carrier application of Alabama Capital Group. LLC d/b/a Reserve Black, of Trussville, Alabama. for a certificate to transport passengers. Hearing was held on January 28. 2026, in which staff participated. The Applicant waived its right to a Report and Recommended Order at the hearing and recommended approval,

DOCKET 33649, Unopposed common carrier application of Sow Enterprise LLC d/b/a Sow Auto Black Car, of Bessemer, Alabama for a certificate to transport passengers. Hearing was held on January 28, 2026, in which staff participated. The Applicant waived its right to a Report and Recommended Order at the hearing and recommended approval,

Upon motion by Commissioner Oden and seconded by Commissioner Beeker, the Commissioners voted unanimously to accept the recommendation.

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DOCKET 33639, Show cause proceeding for Camp Hill Utility Board to address failures to adequately respond to the Gas Pipeline Safety ("GPS") Division's notice of noncompliance with the Pipeline and Hazardous Materials Safety Administration's ("PHMSA") Minimum Pipeline Safety Regulations. This proceeding was established by a vote of the Commission at the December 2025 meeting. An Order dated December 2, 2025, set this matter for a hearing. The Office of the Attorney General intervened on December 12, 2025. A hearing was held on December 18, 2025, in which the Respondent, the Office of the Attorney General and Commission staff participated. As laid out in the Commission's December Order, Camp Hill was found to have six violations and two additional areas of concern.

- At the hearing, the GPS staff recommended immediate actions that needed to be taken by Camp Hill in addition to becoming fully compliant.
  - Conduct a leak survey and odor sampling test within 30 days of the hearing.
  - Complete a cathodic protection survey within 60 days of the hearing.
- Camp Hill's Mayor agreed to the staff's recommendations.
- A Procedural Ruling and Safety Plan were both issued the day of the hearing setting out the recommendations of staff which had been agreed to by Camp Hill at the hearing.
- The Safety Plan directed Camp Hill to provide the Commission with weekly updates on their progress.
- Camp Hill did not provide the updates established in the Safety Plan.
- A conference call was held on January 16, 2026, to provide Camp Hill an opportunity to explain its lack of reporting and detail any progress it had made toward achieving compliance.
- During the conference call, Camp Hill reported to the Commission and the AG it had done only minimal work towards achieving compliance.

- Following the conference call, a further Procedural Ruling was issued directing Camp Hill to file a formal update with the Commission on or before January 20, 2026.
- The parties were also instructed to file Briefs in the form of Proposed Orders recommending the manner in which this proceeding should be brought to closure.
- Camp Hill did not file an update as directed or a brief in the form of a proposed order. The Attorney General did file a Brief in the form of a Proposed Order recommending imposition of the maximum fines allowed by law and requiring Camp Hill to be fully compliant within 30 days or ultimately face a shutdown of its system.

Recommended: An initial fine of \$10,000 to be levied against Camp Hill, which can be offset, up to \$5,000 of the expenditures necessary to get its system in full compliance (subject to Commission approval). Next, Camp Hill is to perform a complete system leak survey, odor sampling test and cathodic protection survey within 30 days. If Camp Hill were to fail to perform these tests/surveys within 30 days, an additional \$10,000 fine would be issued, which is not to be offset. And finally, Camp Hill is to be in full compliance with the Safety Plan issued by Commission staff within 60 days. If Camp Hill were to fail to become fully compliant within 60 days, an additional \$10,000 fine would be issued, which is not to be offset. The Commission also reserves the right to give additional consideration to the recommendations of the Office of the Attorney General if Camp Hill fails to become fully compliant within 60 days. The above-mentioned deadline will not be adjusted unless good cause is shown as to why additional time is necessary.

Upon motion by Commissioner Oden and seconded by Commissioner Beeker, the Commissioners voted unanimously to accept the recommendation.

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Judge John Garner reported on DOCKET 33335, Notice to withdraw Trustee's Motion to Reconsider filed on or about January 12, 2026, by counsel for the Chapter 11 Bankruptcy Trustee for Eco-Preservation Services, LLC ("ECO"). The Motion states that based on the Trustee's review of the record and analysis of existing legal authorities, the Trustee determined that it was appropriate to seek to withdraw the pending application for

reconsideration, rehearing or modification of the Order of the Commission entered in this cause on November 26, 2024.

Recommended: Grant of the Motion to withdraw the pending application for reconsideration, rehearing or modification in this matter.

Upon motion by Commissioner Beeker and seconded by Commissioner Oden, the Commissioners voted unanimously to accept the recommendation.

Judge Garner recommended approval of all items listed on the administrative agenda.

President Almond noted the signed affidavits would be posted on the Alabama Public Service Commission website.

Upon motion by Commissioner Beeker and seconded by Commissioner Oden, the Commissioners voted unanimously to accept the recommendation.

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There being no further business, Commissioner Almond adjourned the meeting at 10:35 a.m.

  
Devon D. Beaty  
Commission Acting Secretary