**BEFORE THE**

**GEORGIA PUBLIC SERVICE COMMISSION**

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| **Georgia Power Company’s 2023 Integrated Resource Plan Update** | **)****)****)****)** | **Docket No. 55378** |

**APPLICATION OF MICROSOFT CORPORATION**

**FOR LEAVE TO INTERVENE OUT OF TIME**

COMES NOW, Microsoft Corporation (“Microsoft”), pursuant to O.C.G.A.
§§50-13-14 and 46-2-59, Commission Utility Rule 515-2-1.06, and the Procedural and Scheduling Order dated November 21, 2023 (“November Order”), files this Application for Leave to Intervene Out of Time in the above-captioned proceeding. In support of this Application, Microsoft respectfully shows the following:

On October 27, 2023, and as amended on January 10, 2024, Georgia Power Company (“Georgia Power”) filed its 2023 Integrated Resource Plan Update setting out actions necessary to meet customers’ forecasted energy requirements. On November 21, 2023, the Commission issued the November Order to direct certain procedures, set the hearing schedule and filing dates, and identify issues to be addressed in the proceeding. On December 4, 2023, in accordance with the November Order and Commission Utility Rule 515-2-1.04(3), Georgia Power provided first notice of the proceedings in the docket (“First Notice”).

Microsoft is a worldwide technology company that constructs, owns, and operates datacenters around the world. Datacenters require a reliable and resilient supply of electric power. These sites’ largest operating cost is energy. Microsoft is committed to industry-leading sustainability objectives: (1) by 2025, 100% of Microsoft’s energy supply will be 100% renewable for all its operations, and (2) by 2030, 100% of Microsoft’s electricity consumption, 100% of the time, will be matched by zero-carbon energy purchases. Accordingly region-specific electricity rates and the resource mix of power supply portfolios are significant considerations for Microsoft when evaluating possible sites for new facilities and expansions at existing facilities.

As required by Part IV of the November Order and O.C.G.A. § 46-2-59, Microsoft submits that the company has a substantial interest in these proceedings as a large consumer of Georgia Power with particularized needs for electric service, and its interest in this proceeding cannot be adequately represented by any other prospective intervenor or party. Microsoft established its presence in metropolitan Atlanta in 2007, and maintains corporate facilities at Atlantic Yards in West Midtown Atlanta. Microsoft is continuing to grow its presence in the state. In February 2021, Microsoft announced plans for a new datacenter region in Georgia, and is currently building those datacenter facilities in Douglasville, Palmetto, and East Point. Microsoft’s investment in these communities supports economic development in Fulton and Douglas counties and Greater Atlanta. In October 2023, Microsoft announced plans to develop a $1 billion+ datacenter near Rome, further increasing its presence in Georgia. By the end of 2026, Microsoft projects employment of 225 full-time employees and contractors across all its operational datacenter facilities in the state. As a customer of Georgia Power, the 2023 Integrated Resource Plan Update and the Commission’s rulings in this docket may significantly affect future supplies of electric service to Microsoft’s facilities that must be considered in conjunction with Microsoft’s sustainability commitments. Microsoft is not presently intending to submit direct testimony in these proceedings. Microsoft respectfully requests that the Commission grant Microsoft leave to intervene to participate fully as a party.

1.

Microsoft respectfully requests that the following persons be included on the service list in this proceeding, and that all communications regarding this docket be directed to them:

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Microsoft requests the Commission to grant its intervention out of time. The Commission’s November Order directs interested entities to file an application to intervene within 30 days of publication of the First Notice. Georgia Power published First Notice on December 4, 2023, thereby setting January 3, 2024 as the deadline for timely interventions. Microsoft is submitting this Application with a filing date of January 16, 2024, which is 13 days after the deadline. Microsoft respectfully submits that good cause exists to grant its Application for intervention out of time. Microsoft’s intervention is at an early stage of proceedings. Microsoft’s late intervention will not delay or cause disruption to the proceeding, and no party will be harmed or prejudiced by the grant of this intervention. Microsoft submits that it will accept the record compiled to date.

*Wherefore*, for the foregoing reasons, Microsoft respectfully requests that the Commission accept Microsoft’s intervention out of time in this proceeding.

Respectfully submitted,

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|  | Kimberly B. FrankK&L Gates LLP 1601 K Street, N.W. Washington, DC 20006Tel: 202.778.9064kimberly.frank@klgates.com |

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January 16, 2024

**BEFORE THE**

**GEORGIA PUBLIC SERVICE COMMISSION**

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| **Georgia Power Company’s 2023 Integrated Resource Plan Update** | **)****)****)****)** | **Docket No. 55378** |

**VERIFICATION**

Personally appeared before me the undersigned officer, duly authorized to administer oaths, Kimberly Brickell Frank, who after being duly sworn, deposes and states that she is an attorney authorized by Microsoft Corporation to execute this Verification and that the information contained in the **APPLICATION OF MICROSOFT CORPORATION FOR LEAVE TO INTERVENE OUT OF TIME** is true and correct to the best of her information and belief.

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Kimberly Brickell Frank

**BEFORE THE**

**GEORGIA PUBLIC SERVICE COMMISSION**

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| **Georgia Power Company’s 2023 Integrated Resource Plan Update** | **)****)****)****)** | **Docket No. 55378** |

**CERTIFICATE OF SERVICE**

I do hereby certify that I have this 16 day of January, 2024 electronically filed with the Georgia Public Service Commission and served the following parties with the foregoing **APPLICATION OF MICROSOFT CORPORATION FOR LEAVE TO INTERVENE OUT OF TIME**,by electronic mail.

*/s/ Kimberly Brickell Frank*

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