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# Georgia Public Service Commission

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April 11, 2024

Georgia Power Company
241 Ralph McGill Blvd NE, Bin 10090
Atlanta GA 30303

DOCKET# 45141
DOCUMENT# 218335

DOCKET NO: 45141
Case NO: PSC 24-26358

Attention: Chris T. Defnall

On March 14,2024, a Notice of Probable Violation ("NOPV") of the Georgia Underground Facilities Protection Act ("GUFPA" or "the Act") was filed with the Georgia Public Service Commission Pipeline/Facility Safety Office ("Staff") naming Georgia Power Company as the probable violator ("Respondent"). The probable violation alleged is for failure to comply with section 25-9-7-(a)(1) of the Act:

> Failure of a facility owner to determine whether underground facilities are present on the land upon which blasting or excavating is to occur prior to 7:00 a.m. on the effective date, or calendar day on which blasting or excavating is anticipated to begin.

Staff recommended a civil penalty of $2,874,500.00 and required an affirmative written response to a Consent Agreement or a request for a hearing before the Advisory Committee within 30 days of the date of the notice.

Staff has granted an extension to allow an additional **60** days from the original due date of the response (90 days from the date of the NOPV) for the Respondent to provide an affirmative written response or request a hearing. Failure to respond either by executing

the provided Consent Agreement or requesting a hearing will result in the issuance of a Rule NISI to be heard before the Georgia Public Service Commission ("Commission").

Staff has also attached an electronic copy of the 5748 late locate requests mentioned in the March 14th Notice of Probable violation.

Thank you,

Michelle Thebert

Michelle Thebert
Director, Facilities Protection Unit
Georgia Public Service Commission

**BEFORE THE GEORGIA PUBLIC SERVICE COMMISSION**
**STATE OF GEORGIA**

| | | |
|---|---|---|
| ***IN RE:*** **Georgia Power Company** | ) | **DOCKET NO. 45141** |

**CERTIFICATE OF SERVICE**

I hereby certify that the *Notice of Extension Time* in Docket No. 45141 was filed with the Commission's Executive Secretary and a copy of same was served upon all parties and persons listed below via electronic mail as indicated by an asterisk. I further certify that the *Georgia Power Company* was served a hard copy of the above-stated document by United States Mail.

*Sallie Tanner, Executive Secretary
Georgia Public Service Commission
244 Washington Street, SW
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stanner@psc.ga.gov
*via electronic mail*

*Chris T. Defnall
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*Michelle Thebert, Facilities Protection Unit Director
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Respectfully Submitted this 17th day of April 2024:

Cathy Nesbitt

Cathy Nesbitt, Administrative Assistant
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