

BEFORE THE STATE OF GEORGIA  
PUBLIC SERVICE COMMISSION

In Re:	)	
Georgia Power Company's	)	
Application for the Certification of the	)	
2029–2031 All-Source Capacity RFP and	)	Docket Nos. 56298 & 56310
Georgia Power Company's Application	)	
for the Certification of Supplemental	)	
Resources for 2028–2031 Capacity	)	

**SIERRA CLUB AND SACE'S MOTION FOR EXTENSION OF FILING DEADLINES  
AND CONTINUANCE OF HEARING**

Sierra Club and Southern Alliance for Clean Energy (“SACE”), intervenors in the above-styled dockets, hereby move the Georgia Public Service Commission (“Commission”) to extend certain filing deadlines and continue the hearing in Georgia Power Company’s Application for the Certification of the 2029–2031 All-Source Capacity Request for Proposals (“RFP”) and Supplemental Resources for 2028–2031 by approximately thirty days, as follows:

Staff & Intervenor and Rebuttal Hearings: From Dec. 10-12, 2025 to Jan. 12-14, 2026  
Post-Hearing Briefs and Proposed Orders: From Dec. 16, 2025 to Jan. 16, 2026  
Final Decision: From Dec. 19, 2025 to Jan. 20, 2026

The grounds for Sierra Club and SACE’s motion are as follows:

**A. The Commission Has the Statutory Authority to Order a 30-Day Extension In this Case**

As a threshold matter, it is well within the Commission’s discretion and authority to grant this motion for continuance. Pursuant to O.C.G.A. § 46-3A-05(b), the statutory deadline for a certificate review is 180 days after the utility remits the fee.<sup>1</sup> Because Georgia Power Company

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<sup>1</sup> See O.C.G.A. § 46-3A-05(b).



(“GPC” or the “Company”) remitted its fee on September 11, 2025, the statutory deadline for a final order in this case is March 10, 2026.<sup>2</sup>

## **B. The Magnitude of the Company’s Request Should be Fully Considered**

In this and previous proceedings, Georgia Power has repeatedly stated that the growth it is experiencing due to data center load is “unprecedented”<sup>3</sup> and “extraordinary”.<sup>4</sup> As just one example, Georgia Power’s large load customer pipeline includes over 55 GW of prospective load by the early 2030s –nearly *triple* the Company’s historical all-time peak load.<sup>5</sup> To serve this extraordinary growth, Georgia Power is requesting approval to procure 9.9 GW of nominal capacity from resources that will come online between 2027 and 2030, an amount of generation capacity that would be enough to power the residential electricity demand of the state of Mississippi and that would cost \$15 billion dollars. This includes 3.7 GW of company-owned combined cycle (CC) facilities that will have 45 year lifetimes. The 3.7 GW of CCs alone would be enough to power the entire metro Atlanta area’s residential load.

The Georgia Public Service Commission has never approved such a massive buildout in a single docket in its history. Plant Vogtle, though a sizable expansion, added just over 2 GW of new capacity, less than a quarter of the 9.9 GW Georgia Power is now proposing as part of the All Source Certification. Georgia Power’s proposed 9.9 GW procurement represents more than 50% of the utility’s existing capacity.

Adding 3.7 GW of CCs over the next five years is extremely risky for customers. If data center load materializes at a slower rate than expected, it will bring significant financial burdens for Georgia Power’s ratepayers, who risk being on the hook for infrastructure that, according to expert testimony submitted as part of the 2025 Integrated Resource Plan (IRP) proceedings, is “premised on speculative demand” and “may sit idle for much of their operational life.”<sup>6</sup> In

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<sup>2</sup> Fee Submission for Georgia Power Company’s Certification of the 2029-2031 All-Source Capacity RFP and Capacity Supplemental Resources, Filing No. 223935, Docket Nos. 56298 & 56310 (Sept. 11, 2025), <https://psc.ga.gov/search/facts-document/?documentId=223935>.

<sup>3</sup> See, i.e., Rebuttal Testimony of Jeffrey R. Grubb, J. Randy Hubbert, M. Brandon Looney, Michael B. Robinson, and Francisco Valle on behalf of Georgia Power Company at 26:19, Filing No. 222944, Docket Nos. 56002 & 56003 (June 9, 2025), <https://psc.ga.gov/search/facts-document/?documentId=222944> (referring to Georgia’s “unprecedented economic growth”).

<sup>4</sup> Direct Testimony of Jeffrey R. Grubb, J. Randy Hubbert, M. Brandon Looney, Michael B. Robinson, and Francisco Valle on behalf of Georgia Power Company at 7:23, 8:13, 12:11-12, 15:14, 15:17, 38:25, Filing No. 221657, Docket Nos. 56002 & 56003 (Feb. 28, 2025), <https://psc.ga.gov/search/facts-document/?documentId=221657>.

<sup>5</sup> The Company’s all-time peak load of 18 GW occurred in August 2007. See Budget 2026 Load and Energy Forecast, Filing No. 224003 at 4, Docket Nos. 56298 & 56310 (Sept. 17, 2025), <https://psc.ga.gov/search/facts-document/?documentId=224003>.

<sup>6</sup> Stenclik Testimony at 4111:19-20 [hereinafter, “Stenclik Testimony”], Hrg. Tr. (May 29, 2025), Docket Nos. 56002 & 56003, <https://www.scl.org/wp-content/uploads/2025/06/052925-IRP-Hrg.pdf>.



addition to funding the CCs, ratepayers would also need to invest in firm transportation costs for gas and transmission and distribution associated with bringing the new resources online.

Georgia Power's preference to "to err on the side of having more resources," will have a direct impact on customers' bills for 45 years - the average lifespan for a gas plant.<sup>7</sup> As Sierra Club and SACE's witness explained in the 2025 IRP docket, "[e]ven if the forecasted load ultimately materializes, a slower realization will not justify the Company proactively building resources far in advance."<sup>8</sup> The Commission's decision in this case will lock ratepayers into paying 45 years of capital costs and volatile fuel costs for gas plants, while contracts with data centers last only between 10 and 15 years. Even if Georgia Power exercises its discretion to impose exit fees on data center customers that terminate their contract for electric service early, those fees are unlikely to fully shield remaining customers from the long-term costs of expensive gas plants and infrastructure. The fact that this is the largest and most expensive Georgia Power resource approval in history is, itself, good cause for the Commission to allocate thirty more days for review.

### **C. The Long-term Decision Should Include Newly Elected Commissioners**

Given its unprecedented magnitude and long-term financial consequences, a decision in the All Source Certification dockets should not be finalized during a transitional period when newly elected commissioners have yet to take office. The results of the November 4, 2025, election further indicate that the Commission should defer action on this matter until the newly elected members are seated. Both Peter Hubbard and Alicia Johnson won with nearly 63% of the vote.<sup>9</sup> In PSC races where there was a Democrat and Republican candidate, no candidate received more than 60% of the vote since 1998.<sup>10</sup>

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<sup>7</sup> Hrg. Tr. 693:11-12 (Mar. 26, 2025), Docket Nos. 56002 & 56003, <https://www.sclc.org/wp-content/uploads/2025/06/052925-IRP-Hrg.pdf>.

<sup>8</sup> Stenclik Testimony at 4112:5-6.

<sup>9</sup> *November 4, 2025 - Municipal General / Special Election (PSC): Unofficial Results*, Georgia Election Night Reporting, <https://results.sos.ga.gov/results/public/Georgia/elections/MunicipalGeneralSpecialElectionPSC11042025> (last updated Nov. 7, 2025).

<sup>10</sup> *January 5, 2021 Federal Runoff: Official Results*, Georgia Election Night Reporting, <https://results.sos.ga.gov/results/public/Georgia/elections/2021JanFedRun> (last updated Jan. 2, 2025); *December 4, 2018 General Election Runoff: Official Results*, Georgia Election Night Reporting, <https://results.sos.ga.gov/results/public/Georgia/elections/2018DecGenRun> (last updated Jan. 2, 2025); *November 6, 2018 - General Election: Official Results*, Georgia Election Night Reporting, <https://results.sos.ga.gov/results/public/Georgia/elections/2018NovGen> (last updated Jan. 2, 2025); *November 8, 2016 - General Election: Official Results*, Georgia Election Night Reporting, <https://results.sos.ga.gov/results/public/Georgia/elections/2016NovGen> (last updated Jan. 2, 2025); *November 4, 2014 - General Election: Official Results*, Georgia Election Night Reporting, <https://results.sos.ga.gov/results/public/Georgia/elections/2014NovGen> (last updated Jan. 2, 2025); *November 6, 2012 - General Election: Official Results*, Georgia Election Night Reporting, <https://results.sos.ga.gov/results/public/Georgia/elections/2012NovGen> (last updated Jan. 2, 2025); Ga.



The benefits of protecting the democratic process and allowing the two newly-elected commissioners to hear the remainder of this unprecedented case and vote on it far outweigh any hardships associated with granting a one-month continuance. Further, as explained below, a 30-day extension is insignificant compared to the overall timeline of the RFP.

#### **D. A 30-Day Extension Is Insignificant Compared to the Overall Timeline of the RFP Request**

The requested 30-day extension is insignificant when compared to the overall timeline of the RFP request. Since at least the 2023 IRP Update, Georgia Power has been aware that data centers have been driving the Company's resource needs. While the Company indicated then that "Georgia Power must act on an accelerated timeline to meet Georgia's energy needs," this RFP is not a result of an emergency.<sup>11</sup> In fact, Georgia Power took its time preparing the RFP documentation, as detailed in the independent evaluator's (IE) report: the process of producing

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Secretary of State, *Georgia Election Results: Official Results of the Tuesday, November 02, 2010 General Election* (updated Nov. 15, 2010), [https://sos.ga.gov/sites/default/files/2022-01/november\\_2010\\_generalelection\\_total.pdf](https://sos.ga.gov/sites/default/files/2022-01/november_2010_generalelection_total.pdf); Ga. Secretary of State, *Georgia Election Results: Official Results of the Tuesday, December 02, 2008 General Election Runoff* (updated Dec. 16, 2008), [https://sos.ga.gov/sites/default/files/2022-01/december\\_2008\\_generalelectionrunoff\\_totals.pdf](https://sos.ga.gov/sites/default/files/2022-01/december_2008_generalelectionrunoff_totals.pdf); Ga. Secretary of State, *Georgia Election Results: Official Results of the Tuesday, November 04, 2008 General Election* (updated Feb. 18, 2009), [https://sos.ga.gov/sites/default/files/2022-01/november\\_2008\\_generalelection\\_totals.pdf](https://sos.ga.gov/sites/default/files/2022-01/november_2008_generalelection_totals.pdf); Ga. Secretary of State, *Georgia Election Results: Official Results of the Tuesday, November 07, 2006 General Election* (updated Nov. 16, 2006), [https://sos.ga.gov/sites/default/files/2022-01/november\\_2006\\_generalelection\\_totals.pdf](https://sos.ga.gov/sites/default/files/2022-01/november_2006_generalelection_totals.pdf); Ga. Secretary of State, *Georgia Election Results: Official Results of the Tuesday, December 05, 2006 Runoff* (updated Dec. 14, 2006), [https://sos.ga.gov/sites/default/files/2022-01/december\\_2006\\_generalelectionrunoff\\_totals.pdf](https://sos.ga.gov/sites/default/files/2022-01/december_2006_generalelectionrunoff_totals.pdf); Ga. Secretary of State, *Georgia Election Results: Official Results of the Tuesday, November 02, 2004 General Election* (updated Dec. 21, 2005), [https://sos.ga.gov/sites/default/files/2022-01/november\\_2004\\_generalelection\\_totals.pdf](https://sos.ga.gov/sites/default/files/2022-01/november_2004_generalelection_totals.pdf); Ga. Secretary of State, *Georgia Election Results: Official Results of the November 05, 2002 General Election* (updated Dec. 31, 2004), [https://sos.ga.gov/sites/default/files/2022-01/november\\_2002\\_generalelection\\_totals.pdf](https://sos.ga.gov/sites/default/files/2022-01/november_2002_generalelection_totals.pdf); Ga. Secretary of State, *Georgia Election Results: Official Results of the Tuesday, November 07, 2000 General Election* (updated Nov. 7, 2000), [https://sos.ga.gov/sites/default/files/2022-01/november\\_2000\\_generalelection\\_totals.pdf](https://sos.ga.gov/sites/default/files/2022-01/november_2000_generalelection_totals.pdf); Ga. Secretary of State, *Georgia Election Results: Official Results of the Tuesday, November 03, 1998 General Election* (updated Nov. 20, 1998), [http://sos.ga.gov/sites/default/files/2022-01/november\\_1998\\_generalelection\\_totals.pdf](http://sos.ga.gov/sites/default/files/2022-01/november_1998_generalelection_totals.pdf); Ga. Secretary of State, *Georgia Election Results: Official Results of the November 24, 1998 Special Election Runoff* (updated Nov. 25, 1998), [https://sos.ga.gov/sites/default/files/2022-01/november\\_1998\\_specialelectionrunoff\\_totals.pdf](https://sos.ga.gov/sites/default/files/2022-01/november_1998_specialelectionrunoff_totals.pdf).

<sup>11</sup> Ga. Power Co., 2023 IRP Update Main Document at 1, Filing No. 216166, Docket No. 55378 (Oct. 27, 2023), <https://psc.ga.gov/search/facts-document/?documentId=216166>. [hereinafter, "2023 IRP Update"].



the RFP “was torturous and unreasonably protracted.”<sup>12</sup> The IE report further stated that “GPC knew in July 2022 with the 2022 IRP order that a 2029-2031 All Source RFP would be conducted and should have had preliminary drafts of the documents available for Staff and IE review within [a] year (July 2023) rather than spring of 2024.”<sup>13</sup> During the first round of hearings, when asked whether this is the correct timeline, GPC witnesses admitted this report “has the correct timeline noted.”<sup>14</sup>

Further, during the Company’s direct hearing in this case, Georgia Power witnesses repeatedly emphasized that what the Company believes to be most relevant in the RFP process is the commercial operation dates (CODs) of the resources: “whether [Georgia Power] would have gotten the RFP out sooner rather than later doesn’t change the CODs of the resources.”<sup>15</sup> Because one additional month of Commission review will in no way impact the CODs of the resources, Georgia Power can claim no hardship and the Commission should grant this motion.

In short, granting this motion would not impact the RFP timeline in any way. As discussed above, Georgia Power has acknowledged that the timing of the RFP issuance does not affect when resources will come online. What this brief extension would do, however, is ensure that newly elected commissioners have the opportunity to participate in evaluating the largest resource procurement in Commission history. Instead, should the Commission hold the second round of hearings on December 10, 2025 and rule on the RFP on December 19, 2025, it would deny newly elected commissioners, who represent the electoral mandate, to participate in evaluating the largest resource procurement in Commission history.

## CONCLUSION

For the reasons stated above, Sierra Club and SACE respectfully request that the Commission grant this motion, continuing the second round of hearings until January 12, 2026, and extending the deadline for a final order until January 20, 2026.

Respectfully submitted this 10th day of November, 2025.

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<sup>12</sup> Accion Group, LLC, *Report of the Independent Evaluator Regarding Draft Documents for the Georgia Power Company- 2029-2031 All-Source Capacity RFP* at 15 (June 12, 2024), <https://psc.ga.gov/search/facts-document/?documentId=219043> [hereinafter, “IE Report”].

<sup>13</sup> *Id.*

<sup>14</sup> Hrg. Tr. 259:10-23 (Oct. 21, 2025), Docket Nos. 56298 & 56310.

<sup>15</sup> *Id.* at 260:16-18.

/s/ Isabella Ariza

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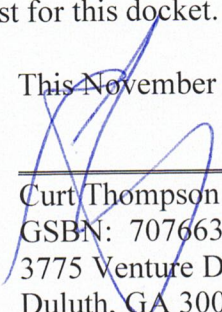
*Counsel for Sierra Club and SACE*



## **CERTIFICATE OF SERVICE**

I do hereby certify that I have this 10<sup>th</sup> day of November, served the following parties with the foregoing **SIERRA CLUB AND SACE'S MOTION FOR EXTENSION OF FILING DEADLINES AND CONTINUANCE OF HEARING** via hand delivery, email and or US mail to all recipients on the service list for this docket.

This November 10, 2025



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