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DOCKET NO. 56181

IN RE: GEORGIA POWER COMPANY'S APPLICATION FOR THE CERTIFCATION OF THE CARES 2023 UTILITY SCALE RENEWABLE POWER PURCHASE AGREEMENTS

ORDER APPROVING CHANGE OF CONTROL FOR THE GA SOLAR 5, LLC SOLAR FACILITY

On September 4, 2025, the Georgia Public Service Commission ("Commission") certified an executed Energy Only Power Purchase Agreement ("PPA") for the Clean and Renewable Energy Subscription ("CARES") 2023 Utility Scale Request for Proposals ("RFP") at Old Hickory between Georgia Power Company ("Georgia Power") and GA Solar 5, LLC ("GA Solar 5") dated May 21, 2025. The PPA is for a 260-megawatt project located in Mitchell County Georgia with a twenty-five-year term and is expected to begin commercial operation on November 30, 2027.

In an April 10, 2025 filing, Georgia Power stated that GA Solar 5 and its parent company, Pine Gate Renewables, LLC ("Pine Gate"), and certain of their affiliates filed voluntary petitions for relief under Chapter 11 of Title 11 of the United States Code on November 6, 2025, in the United States Bankruptcy Court for the Southern District of Texas. Subject to Georgia Power's consent, GA Solar 5 is undergoing a Change of Control Transaction resulting from an acquisition of all of the issued and outstanding limited liability company interests of GA Solar 5 by BII BID Solar II Aggregator, LP.

Pursuant to Section 18.1.5 of the PPA, Georgia Power's consent to the Change of Control Transaction ("Consent") is required for the assignment of a PPA resulting from an acquisition. Georgia Power has negotiated the appropriate document to provide its Consent and provided a copy to Commission Staff ("Staff") for review. Staff has reviewed the Consent document and recommended approval.

The Commission approved Staff's recommendation at the April 21st, 2026 Administrative Session.

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WHEREFORE IT IS ORDERED that Georgia Power Company's request for approval to consent to the Change of Control Transaction for the GA Solar 5 PPA is hereby approved.

ORDERED FURTHER, that all findings, conclusions, statements, and directives made by the Commission and contained in the foregoing sections of this Order are hereby adopted as findings of fact, conclusions of law, statements of regulatory policy, and orders of this Commission.

ORDERED FURTHER, that a motion for reconsideration, rehearing, or oral argument or any other motion shall not stay the effective date of this Order, unless otherwise ordered by the Commission.

ORDERED FURTHER, that jurisdiction over this matter is expressly retained for the purpose of entering such further Order or Orders as this Commission may deem just and proper.

The above by action of the Commission in Administrative Session on the 21st day of April 2026.

Sallie Tanner
Executive Secretary

4-22-26
Date

Jason Shaw
Chairman

4-22-26
Date