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Docket No. 56181

In Re: Georgia Power Company's Supplemental Application for the Certification of the CARES 2023 Utility Scale Renewable Power Purchase Agreements

JOINT PROPOSED ORDER OF THE GEORGIA PUBLIC SERVICE COMMISSION PUBLIC INTEREST ADVOCACY STAFF AND GEORGIA POWER COMPANY

APPEARANCES:

On behalf of Georgia Public Service Commission Public Interest Advocacy Staff:

CHRIS COLLADO, Attorney

On behalf of Georgia Power Company:

ALLISON W. PRYOR, Attorney
HOLLY R. INGRAM, Attorney
ERICA L. WELSH, Attorney

BY THE COMMISSION:

I. BACKGROUND AND PROCEDURAL HISTORY

This matter comes before the Georgia Public Service Commission ("Commission") to consider Georgia Power Company's ("Georgia Power" or "Company") Supplemental Application for the Certification of the CARES 2023 Utility Scale Renewable Power Purchase Agreements

(each a "PPA," and collectively, the "CARES 2023 Reserve List PPAs") filed by Georgia Power on April 23, 2026.

On July 29, 2022, the Commission issued its Order Adopting Stipulation in Docket No. 44160 ("2022 IRP Final Order") regarding Georgia Power's 2022 Integrated Resource Plan ("IRP"). The 2022 IRP Final Order approved a stipulation setting forth a supply-side plan that included the directive to procure 2,100 megawatts ("MW") of utility scale renewable resources, including 650 MW from around the clock carbon free energy resources ("CFE-ATC"). In addition, the Company rolled forward 1,250 MW left unfilled from previous utility scale renewable procurements for a total target of 3,350 MW to be procured through two requests for proposals ("RFP").

In accordance with the Commission Rule 515-3-4-.04(3) et seq. (the "RFP Rule"), the Company drafted the CARES 2023 Utility Scale Renewable RFP ("CARES 2023 US RFP"), a pro forma Energy Only PPA, a pro forma Energy with Storage PPA, a pro forma CFE-ATC PPA, a pro forma Asset Purchase Agreement ("APA"), and a pro forma Build Transfer Agreement ("BTA") (collectively, the "RFP Documents") with input from potential RFP participants, Commission Public Interest Advocacy Staff ("PIA Staff"), and the Independent Evaluator ("IE"). Drafts of the RFP Documents were posted on the IE Website on October 5, 2023, thereby opening the Comment Period. Georgia Power received 160 comments (52 on the RFP Documents and 108 on the proposed pro forma agreements) from 12 different commenters during the Comment Period. Each of the comments submitted was reviewed by the Company, PIA Staff, and the IE. Thereafter, responses to the comments were provided to the commenters by the IE on December 4, 2023. Georgia Power incorporated all appropriate revisions to the RFP Documents suggested by the market.

On December 21, 2023, the Commission approved the Final RFP Documents and pro forma PPAs for issuance to the market in Docket No. 45084. Georgia Power then issued the CARES 2023 US RFP on December 22, 2023, and all bids were submitted by February 12, 2024. The CARES 2023 US RFP sought to procure 2,875 MW of utility-scale renewable generation through an RFP process overseen by PIA Staff and the IE pursuant to the RFP Rule. Proposals submitted for consideration in the RFP were reviewed and evaluated against each other using the avoided cost projections, and the evaluation results were confirmed and approved by the IE and PIA Staff.

In September 2025, the Commission issued its Order Approving Joint Stipulation between PIA Staff and Georgia Power in Docket No. 56181, for the certification of a portfolio of 1,068 MW solar and 91.5 MW storage resources procured through the CARES 2023 US RFP. On April 23, 2026, the Company filed a supplemental application asking the Commission to grant a Certificate of Public Convenience and Necessity ("Certificate") for the following two CARES 2023 Reserve List PPAs for an additional 385 MW portfolio of standalone solar resources as part of the CARES 2023 US RFP:

- A thirty (30) year PPA with Amber Meadow Solar, LLC that will provide energy, Environmental Attributes, and Electrical Products from the 200 MW Facility known as Amber Meadow Solar located in Irwin County, Georgia.

- A thirty (30) year PPA with Shortleaf Solar, LLC that will provide energy, Environmental Attributes, and Electrical Products from the 185 MW Facility known as Shortleaf Solar located in Emanuel County, Georgia.

On June 2, 2026, the Commission issued a Procedural and Scheduling Order setting forth the dates for the filing of testimony and briefs, as well as the dates for hearing in this matter. These proceedings were declared to be contested cases as the term is defined in O.C.G.A. § 50-13-13 and were also held to encompass complex litigation pursuant to O.C.G.A. § 9-11-33.

On June 23, 2026, the Company filed testimony on behalf of Kristin W. Curylo, Jeffrey R. Grubb, and M. Brandon Looney. On July 24, 2026, PIA Staff filed testimony on behalf of John L. Kaduk and Bobby Iseley. The Company did not file rebuttal testimony. There were no intervenors in this proceeding. No party to this proceeding offered testimony or evidence opposing certification of these resources.

On July 29, 2026, the Company and PIA Staff entered into a stipulation resolving all issues in the case (the "Stipulation"). On July 31, 2026, PIA Staff filed the Stipulation with the Commission. On August 18, 2026, a hearing was conducted before the Commission. Georgia Power and PIA Staff witnesses presented testimony as a joint panel. On August 24, 2026, the Company and PIA Staff filed a joint proposed order.

II. FINDINGS OF FACT AND CONCLUSIONS OF LAW

1.

To ensure that the competing interests of all parties were properly considered, the Commission has carefully analyzed the Stipulation entered into by the Company and PIA Staff, and all evidence of record including the testimony given and the various exhibits entered by the parties. The Commission finds and concludes that the terms of the Stipulation are supported by the evidence in the record and is a fair and reasonable resolution that appropriately balances the interests of the parties. The Commission further finds that the evidence presented supports the finding that the CARES 2023 Reserve List PPAs will provide a reliable supply of electric power when needed by Georgia retail customers and finds that certification is appropriate. Therefore, the Commission approves and adopts the Stipulation as detailed below.

2.

The Commission finds and concludes that the provisions of the agreement shall have full force and effect as stated in the Stipulation.

3.

The Commission finds and concludes that the Company's Supplemental Application for the Certification of the CARES 2023 Utility Scale Renewable PPAs is approved as set forth in the Stipulation. The CARES 2023 Reserve List PPAs brought forward for certification in this case will add 385 MW of economical renewable resources in Georgia. The evidence presented in this case supports the approval of the Company's Supplemental Application.

4.

Pursuant to O.C.G.A. § 46-3A-4, the Commission finds and concludes that public convenience and necessity requires the certification of the PPAs with Amber Meadow Solar, LLC and Shortleaf Solar, LLC. These two CARES 2023 Reserve List PPAs were evaluated under the same criteria and timeline as the original portfolio but required further project-specific considerations that required additional remediation. The terms and conditions of the two CARES 2023 Reserve List PPAs are consistent with those approved by the Commission in its September 4, 2025, Order in this docket.

These resources will be utilized to meet needs identified through the 2022 IRP and collectively provide energy, capacity, Environmental Attributes, and Electrical Products. These CARES 2023 Reserve List PPAs reinforce the Commission's and the Company's commitment to expanding renewable development and further the Company's commitment to diversifying its electric supply mix for its customers in an economic way and in accordance with the IRP Process. The CARES 2023 Reserve List PPAs represent additional opportunities to increase the Company's renewable generation portfolio and add resources that provide both energy and capacity benefits to Georgia Power customers.

5.

The RFP was conducted in accordance with the Commission's RFP Rule governing the RFP process. The RFP was facilitated by the IE, Accion Group, LLC. In addition, PIA Staff provided an additional level of evaluation and oversight throughout the process.

6.

The Company will recover the cost to implement and administer the CARES 2023 Reserve List PPAs consistent with the Commission's Final Order in Georgia Power's Fuel Cost Recovery proceeding in Docket No. 56765.

7.

The 2022 IRP Final Order provides for an additional sum of $4.00/kW-year, to be recovered on a levelized basis annually for the term of the Utility Scale Renewable PPAs. The additional sum for each PPA shall begin on the respective Facility's COD. If a PPA terminates

earlier than expected or a project does not reach commercial operation, the additional sum associated with the terminated PPA will cease to be collected. The Commission finds and concludes that the additional sum complies with the 2022 IRP Final Order and is approved.

8.

The Commission finds and concludes that the resolution of the matters raised in this docket is appropriate and is in the best interest of the state of Georgia. It is supported by testimony and other evidence in the record and will result in the addition of cost-effective renewable resources and further fuel diversity for Georgia Power's customers.

9.

The Commission retains its jurisdiction to ensure that the Company abides by and implements the rates, terms, and conditions set forth herein, and to issue such further order or orders as this Commission may deem proper.

III. ORDERING PARAGRAPHS

WHEREFORE IT IS ORDERED that the Commission adopts the Stipulation (Attachment A) as described herein and approves Georgia Power Company's Supplemental Application for the Certification of the CARES 2023 Utility Scale Renewable Power Purchase Agreements, as modified by the Stipulation.

ORDERED FURTHER, the Commission finds that the provisions of the agreement shall have the full force and effect as stated in the Stipulation.

ORDERED FURTHER, that the cost incurred to implement and administer the CARES 2023 Reserve List PPAs shall be recovered consistent with the Commission's Final Order in Georgia Power's Fuel Cost Recovery proceeding in Docket No. 56765.

ORDERED FURTHER, that the additional sum shall be set at the levelized amount of $4.00/kW-year for the term of the CARES 2023 Reserve List PPAs. If a PPA terminates earlier than expected or a project does not reach commercial operation, the additional sum associated with the terminated PPA will cease to be collected.

ORDERED FURTHER, that all findings, conclusions, and decisions contained within the preceding sections of this Order are hereby adopted as findings of fact, conclusions of law, and decisions of regulatory policy of this Commission.

ORDERED FURTHER, that jurisdiction over this proceeding is expressly retained for the purpose of entering such further order or orders as this Commission may deem proper.

ORDERED FURTHER, any motion for reconsideration, rehearing, or oral argument shall not stay the effectiveness of this Order unless expressly ordered by the Commission.

The above by action of the Commission in Administrative Session on the 1st of September, 2026.

_____	_____
Sallie Tanner	Jason Shaw
Executive Secretary	Chairman
_____	_____
Date	Date