August 26, 2026

The Honorable Jason Shaw
Chairman, Georgia Public Service Commission
244 Washington Street, SW
Atlanta, Georgia 30334

RE: Joint Statement of the Georgia Public Service Commission Staff and Georgia Power Company Regarding Large Load Contract Deemed Filed for purposes of review July 27, 2026

Chairman Shaw:

On July 27, 2026, Georgia Power Company ("Georgia Power" or "Company") filed a Large Load Contract in accordance with the Georgia Public Service Commission's ("Commission") January 28, 2025, Order Approving Revisions to Georgia Power's Rules and Regulations, and April 17, 2025, Order on Georgia Power Company's Revision to Rules and Regulations Tariff Compliance Filing in Docket No. 44280 ("Large Load Contract Review Process Orders" or "Orders"). Pursuant to the Orders, the Georgia Public Service Commission Staff ("Staff") has reviewed the contract and its supporting documentation, reviewed additional information provided by the Company, met with the Company on numerous occasions, and confirmed that the contract complies with the Orders and is designed to protect Non-Large Load customers (i.e., customers with loads below 100 MW) from bearing any of the costs of adding new Large Load customers with the understanding set forth below.

During the course of this review process, Staff and the Company reaffirmed the intent of the Orders to protect Non-Large Load customers from bearing any of the costs of adding the new Large Load customers, which are predominantly comprised of data center developers and operators. The Staff has reviewed six prior Large Load contracts under this Large Load Contract Review Process and ensured that each contract has met the requirements of the Orders and protects Non-Large Load customers.

To that end, and as the Company has previously agreed, the Company will track new Large Load customer revenue, associated minimum bills, and the forecasted revenue requirements upon which the minimum bills were based ("forecasted incremental cost"). Additionally, should the termination provision of the Large Load contracts be utilized by a Large Load customer prior to completion of the initial term of the contract, the Company will provide a letter to the Commission within 15 days of the Company's receipt of termination notification from the Large Load customer.

In the event of an early termination of a Large Load Data Center Customer contract approved pursuant to the Orders ("Large Load Data Center Customer"), the Company agrees that, in future ratemaking proceedings, it shall not seek to recover from Non-Large Load customers any Incremental Cost Revenue Deficiency associated with serving Large Load Data Center Customers during the remaining term for which the contract would have been in place but for early termination.

For purposes of this provision, "Incremental Cost Revenue Deficiency" is defined as the amount, if any, by which the total forecasted incremental cost for all Large Load Data Center Customers (including Large Load Data Center Customers that have terminated in part or in full) exceeds the total of all Large Load Data Center Customers' actual and forecasted revenues over the initial term of the contracts. Any such Incremental Cost Revenue Deficiency will be reduced by the termination payments collected by or owed to the Company pursuant to the terms of the Large Load Data Center contracts, the Company's mitigation activities (including but not limited to remarketing of capacity, avoided generation capacity, avoided transmission, retirements, and replacement customer loads), and net benefits attributable to Large Load Data Center Customers over the initial contract terms. It shall be at the Commission's discretion to determine if, and how, any Incremental Cost Revenue Deficiency not mitigated will be recovered, including the allocation of such costs to other Large Load customers. Staff and the Company agree this treatment is sufficient to protect existing Non-Large Load customers from bearing Large Load revenue deficiencies or any of the costs of serving Large Load customers.

Both the Company's and Staff's agreements herein are predicated upon existing laws and regulations. In the event the Company or Staff believes that a change in law or regulations impacting Large Load contracts, electric service, or related matters materially and adversely impacts this agreement, the Company or Staff will notify the Commission. The Company and Staff shall work in good faith to determine whether modifications to this agreement are needed to address the changes in law and may make recommendations to the Commission to preserve or amend this agreement to address the changes in law.

In addition, Staff and the Company agree that as the data center market continues to develop in Georgia, it is important to provide transparent updates to the Commission and the public. In addition to the ongoing quarterly Large Load Economic Development Report, the Company will file a semi-annual public report that provides (1) an overview of the performance of the Company's portfolio of Large Load Data Center Customers, and (2) an operational update of the Large Load Data Center Customers. Further, Georgia Power will provide a public summary of each contract that is filed for Commission Staff review at the time of filing. A summary of the current contract under review will be filed within 10 days of the date of this letter.

Finally, pursuant to the July 31, 2025, Commission Order in Docket No. 44280, base rates are currently frozen through December 31, 2028. In the Stipulation adopted December 30, 2025, in Docket Nos. 56298 and 56310, the Company further agreed to file the July 1, 2028, base rate case in a manner that will ensure the incremental revenue from Large Load customers has downward pressure on the rates of Non-Large Load customers, including at least $8.50 per month to the typical residential customer using an average of 1,000 kWh per month for the years 2029, 2030, and 2031. To further ensure that residential customers and small commercial customers benefit from the large load growth, and to the extent this and future Large Load contracts sufficient to cover the generating capacity certified in Docket Nos. 56298 and 56310 are approved, the Company agrees to increase the downward pressure on rates from $8.50 per month to now provide at least $15.00 per month to the typical residential customer using an average of 1,000 kWh per month for the years 2029, 2030, and 2031 by agreeing to a minimum incremental revenue forecast for those years. Georgia Power will make a filing in Docket No. 44280 providing the incremental revenue from Large Load customers that will be set as a minimum estimate for the years 2029, 2030, and 2031.

Based on the above agreements, Staff acknowledges that the existing Large Load contract portfolio protects Non-Large Load customers from bearing any of the costs of serving new Large Load customers, and therefore Staff does not object to the contract filed on July 27, 2026.

Respectfully submitted,

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