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MEMORANDUM

TO: Central Georgia EMC Board of Directors

CC: Ben Thomason; Herschel Arant; Laura French, Esq.; and Robert Melton, Esq.

FROM: Steven T. Minor, Moderator

DATE: May 17, 2023

RE: **Public Utility Regulatory Policies Act (PURPA) Report**

This Report is submitted pursuant to Rule 9(c) of Central Georgia EMC's ("Central Georgia") Rules for Conducting Proceedings Required by the Public Utility Regulatory Policies Act of 1978 (as amended by the Infrastructure Investment and Jobs Act of 2021) (the "PURPA Manual"). The PURPA Manual was adopted by Central Georgia's Board to establish the procedures applicable to the Board's consideration of the PURPA standards, including the conduct of the public hearing held on May 9, 2023.

On May 9, 2023, I presided as the Moderator of the PURPA hearing held at the Locust Grove Recreation Center Auditorium at 10 Cleveland Street, Locust Grove, Georgia. At just prior to 8:00 a.m., Central Georgia's staff opened a reception area at the entrance of the auditorium for the registration of persons desiring to participate in the PURPA public hearing, convened for the purpose of collecting information to be used in the consideration by Central Georgia's Board of Directors of the two "standards" set forth in 16 U.S.C.A. § 2625(d)(20) & (21). Central Georgia representatives were present, including Central Georgia's COO Ben Thomason; its SVP, Herschel Arant; and its PURPA Compliance Officer, Tina Kitchens. Central Georgia was represented at the hearing by Attorney Laura French.

At 9:00 a.m., the Hearing was formally convened. As there were no persons in attendance wishing to make a limited appearance, I asked Ms. French if she had any evidence to present on behalf of Central Georgia EMC. Ms. French called Ms. Kitchens, who was then sworn in. Ms. Kitchens presented proof regarding several procedural aspects of compliance with the PURPA Hearing Manual. Her testimony clearly indicated that extensive and comprehensive efforts were made by Central Georgia to provide notice of the PURPA proceedings by multiple means, and that notice was provided in compliance with the Act and the Manual. Ms. Kitchens also identified copies of the various forms of notice that were provided to Central Georgia's members and to the public at large, which were then designated as numbered exhibits, which I

entered into the Hearing record. (Exhibit 1, Notices--Lobby Posting; 1st Class Mailing to all members; Email to members; and Website Posting.) She identified a copy of the notice provided by mail and email to the U.S. Secretary of Energy, which was marked as Exhibit 2 and was also admitted into the Hearing record. Ms. Kitchens also testified that no one (other than Central Georgia) had intervened in the Hearing to participate as a formal party of record in accordance with Rule 4 of the PURPA Manual, and that as of the time of her testimony, no one had signed in to make a limited appearance in accordance with Rule 5. Ms. Kitchens testified that as Central Georgia's PURPA Officer, she was familiar with the PURPA Manual, that a copy of the Manual had been posted on Central Georgia's PURPA website, and she then identified a copy of the Manual, which was marked as Exhibit 3 and admitted into evidence. Further, Ms. Kitchens identified a copy of the Resolution of the Board of Directors of Central Georgia adopting the PURPA Manual, which was marked as Exhibit 4 and admitted into evidence. Ms. Kitchens also testified that to the best of her knowledge, Central Georgia had complied with all Rules set forth in the PURPA Manual.

I then called for formal parties desiring to enter testimony into the record of the Hearing. Ms. French announced that she was prepared to present testimony on behalf of Central Georgia. Ms. French called Mr. David Purcell to the witness stand, and he was sworn in. Mr. Purcell, Director of Energy Market Forecasting with Energy Consulting Group, an energy management firm, testified that he worked with Central Georgia staff to develop Central Georgia's testimony with regard to Demand-Response Practices, 16 U.S.C. § 2621(d)(20) of the PURPA standards. Mr. Purcell's testimony was identified by Mr. Purcell and admitted into the record without objection as Exhibit 5.

Ms. French then called Mr. Brian Toole to the witness stand, and he was sworn in. Mr. Toole, Director with Energy Consulting Group, an energy management firm, testified that he worked with Central Georgia staff to develop Central Georgia's testimony with regard to Electric Vehicle Charging Programs, 16 U.S.C. § 2621(d)(21) of the PURPA standards. Mr. Toole's testimony was identified by Mr. Toole and admitted into the record without objection as Exhibit 6.

Central Georgia then called to the witness stand Ben Thomason, who had staffed the registration desk continuously since prior to 8:00 a.m. Mr. Thomason was sworn in and testified that no one had signed up to participate in the hearing except for the witnesses for Central Georgia. The registration sheets for Limited Appearances, and for Formal Parties, were entered into the Hearing record as Exhibit 7. At the conclusion of Mr. Thomason's testimony, I asked if anyone present had any additional testimony or other evidence to enter into the record of the Hearing. There being none, the Hearing was concluded at approximately 9:12 a.m.

The proceeding was taken down by certified court reporter, Ms. Collette Jackson.

This concludes the Moderator's report.

Respectfully submitted, this 17th day of May, 2023.



STEVEN T. MINOR
Moderator