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## MEMORANDUM

**TO:** Jefferson Energy Board of Directors

**CC:** Chris Dillard, Jaye Jones

**FROM:** Steven T. Minor, Moderator

**DATE:** May 1, 2023

Public Utility Regulatory Policies Act (PURPA) Report

This Report is submitted pursuant to Rule 9(c) of Jefferson Energy's 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 Jefferson Energy's Board of Directors on September 28, 2022, to establish the procedures applicable to the Board's consideration of the PURPA standards, including the conduct of the public Hearing held on April 19, 2023.

On April 19, 2023, I presided as the Moderator of the PURPA hearing held at Jefferson Energy's headquarters in Wrens, Georgia. At just prior to 9:00 a.m., Jefferson Energy staff opened its auditorium and reception area for 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 Jefferson Energy's Board of Directors of the two "standards" set forth in 16 U.S.C.A. 2625(d)(20) & (21). Jefferson Energy representatives were present, including Jefferson Energy's CEO, Chris Dillard, its PURPA Compliance Officer, Martha Scott, its V.P. of Energy Services, Wayne Gossage, and its consultant, Brent Saylor. Jefferson Energy was represented at the hearing by Attorney Jaye Jones.

At 10:03 a.m., the Hearing was formally convened. Ms. Scott was called as a witness, sworn in, and presented proof of notice of the Hearing. Her testimony clearly indicated that extensive and comprehensive efforts were made by Jefferson Energy to provide notice of the PURPA proceedings by multiple means, and that notice was provided in compliance with the Act and the

PURPA Manual. Ms. Scott also identified copies of the various forms of notice that were provided to Jefferson Energy's members. She identified copies of each method of notice, which were then designated as numbered Exhibits, which I entered into the Hearing record.

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(Exhibit 1, Website posting; Exhibit 2, Newsletter; Exhibit 3, Office postings; and Exhibit 4, email). She also identified a copy of the notice provided by mail and email to the U.S. Secretary of Energy, which was marked as Exhibit 5 and was also admitted into the Hearing record. Ms. Scott also testified that no one (other than Jefferson Energy) 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 requested to make a limited appearance in accordance with Rule 5. Ms. Scott testified that as Jefferson Energy's PURPA Officer, she was familiar with the PURPA Manual, and she identified a copy of the PURPA Manual, which was marked as Exhibit 6 and admitted into evidence. Ms. Scott also testified that to the best of her knowledge, Jefferson Energy 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. Mr. Jones announced that he was prepared to present testimony on behalf of Jefferson Energy. Mr. Jones called Mr. Brent Saylor, President of GDS Associates, to the witness stand, and he was sworn in. Mr. Saylor then presented the testimony he had developed with Jefferson Energy's staff that addressed the two relevant PURPA standards:

1. Demand-Response Practices, 16 U.S.C. 2621(d)(20); and
2. Electric Vehicle Charging Programs, 16 U.S.C. 2621(d)(21).

Mr. Saylor's testimony was admitted into the record without objection as Exhibit 7.

Jefferson Energy then called to the witness stand Mr. Gossage, who had staffed the registration desk continuously since prior to 9:00 a.m. Mr. Gossage was sworn in and testified that no one had signed up to participate in the Hearing. Blank registration sheets for both Formal Parties of Record and Limited Appearances were entered into the Hearing record as Exhibit 8. At the conclusion of Mr. Gossage'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 10:16 a.m. The proceeding was taken down by a court reporter.

This concludes the Moderator's report.

Respectfully submitted, this <sup>15<sup>th</sup></sup> day of May, 2023.



STEVEN T. MINOR  
Moderator