

MEMORANDUM OF UNDERSTANDING
BETWEEN
THE UNITED STATES ARMY
AND
GEORGIA POWER COMPANY (GPC)

SUBJECT: Renewable Energy and Energy Security Development

1. PURPOSE

This non-binding Memorandum of Understanding (MOU) between the United States Army (Army) and Georgia Power Company (GPC) (each a “party” and collectively the “parties”) establishes a mutually beneficial working relationship with the aim to cooperate in the furtherance of state and national renewable energy, climate action and energy security goals. GPC is a national leader in the utility industry in implementing strategies that contribute to Georgia’s and the nation’s energy resilience and clean energy goals. GPC’s robust energy strategy and integrated resource planning, pursuant to Georgia Public Service Commission (Ga. PSC) regulation, complement Army renewable energy and energy security goals. Working together, the parties seek to achieve greater success than would otherwise be possible.

2. OBJECTIVES

a. As a regulated investor-owned utility in Georgia, GPC presently provides Army and other Department of Defense facilities with regulated electric utility service pursuant to an Areawide Public Utility Contract with the General Services Administration, Contract No. GS-00P-06-BSD-0472 (25 August 2006). In that capacity, and pursuant to an express Ga. PSC regulatory finding of public convenience and necessity, GPC presently operates a generating plant within a DOD installation for the purpose of providing both public utility service and enhanced DOD installation energy security. GPC is presently implementing its Ga. PSC approved integrated resource plan, including specific provision in Ga. PSC Docket No.24505 for GPC ownership of up to three renewable energy generation projects at a location or locations to be determined. This MOU will facilitate the investigation of whether such projects may be located at Army installations to the mutual benefit of the Army, GPC and the public.

b. The US Army is implementing federal strategies that contribute to the nation’s energy resilience and clean energy goals. The Army Energy Initiatives Task Force (EITF) has been established by the Secretary of the Army to serve as the central management office for partnering with Army installations to strengthen Army energy security and sustainability by developing a comprehensive capability. To that end, the EITF plans and helps execute a cost-effective portfolio of large-scale, renewable energy projects by leveraging private sector financing. The Army is currently executing tactics to meet its renewable energy and energy security mandates.

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(1) The FY 2012 National Defense Authorization Act (NDAA) also sets a goal for the Department of Defense to produce or procure not less than 25 percent of the total quantity of facility energy it consumes within its facilities during fiscal year 2025 and each fiscal year thereafter from renewable energy sources;

(2) The FY 2012 NDAA defines Energy Security as “having assured access to reliable supplies of energy and the ability to protect and deliver sufficient energy to meet mission essential requirements.”

c. Cooperation to Achieve Complementary Objectives.

(1) The EITF is actively pursuing opportunities to cooperate with electric utilities to achieve Army energy objectives. With a GPC and Army energy relationship, both organizations can begin to plan for new renewable energy projects that are beneficial to Army interests, GPC and its ratepayers. For example, Army installations have the potential to host projects that advance federal energy strategies and contribute to Ga. PSC approved integrated resource planning renewable energy goals. It is in the public interest for both the Army and GPC to cooperate and work together to achieve mutually beneficial objectives.

(2) Under this MOU, GPC and the Army agree to use best efforts to cooperate by sharing non-confidential information towards the potential of developing one or more GPC renewable energy projects located at Army installations pursuant to GPC's regulated utility service. Experts from GPC and the Army EITF will meet regularly to exchange non-confidential information related to the foregoing energy opportunities. Each party will proceed at its sole cost and expense.

(3) Nothing in this MOU provides GPC with any preference, advantage or otherwise in furtherance or pursuit of any engagement with the Army outside the scope of this MOU. In order to avoid any appearance of a conflict of interest, GPC and Army may mutually agree to set limits on the level of assistance or cooperation either party provides the other in certain cases.

3. POINTS OF CONTACT. The following individuals will be the points of contact for this MOU.

Alan King

Project Execution Director

Energy Initiatives Task Force

Office of the Assistant Secretary of the Army for Installations, Energy and Environment

Norrie McKenzie

Vice President, Renewable Development

Georgia Power Company

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4. NON-BINDING. This MOU does not constitute a binding agreement by any party. Neither party may claim any legal rights, neither against the other by reason of the signing of this MOU nor by taking any action in reliance thereon. Each party understands that no party shall have any legal obligations to the other.


5. TERMINATION. Either party may terminate this MOU at any time by providing written notice, to include email, to the other party.

6. REVIEW; AMENDMENTS. This MOU should be reviewed annually to ensure adequate identification of support requirements. Additional reviews may take place as changing conditions or circumstances require. This MOU may only be amended in a written document signed by both parties.

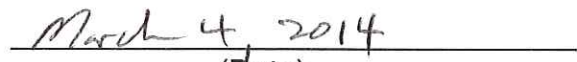
7. EFFECTIVE DATE. The parties have executed this MOU as of the last date indicated below.

8. ACCEPTANCE OF THE MOU.


Richard G. Kidd IV
Deputy Assistant Secretary of the Army
Energy and Sustainability


(Date)


Norrie McKenzie
Vice President
Renewable Development
Georgia Power Company


(Date)