

LAW OFFICES  
**TISINGER VANCE, P.C.**  
100 WAGON YARD PLAZA  
CARROLLTON, GEORGIA 30117

DIRECT DIAL AND E-MAIL ADDRESS:  
(770) 214-5108  
CELL (770) 841-2854  
SMINOR@TISINGERVANCE.COM

WWW.TISINGERVANCE.COM

TELEPHONE: (770) 834-4467  
FAX: (770) 834-5426

ROBERT D. TISINGER  
1909-1991

## MEMORANDUM

TO: GreyStone Power Board of Directors

CC: Gary Miller, David Johnson

FROM: Steven T. Minor, Moderator

DATE: June 29, 2023

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

This Report is submitted pursuant to Rule 9(c) of GreyStone Power'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 GreyStone Power'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 June 27, 2023.

On June 27, 2023, I presided as the Moderator of the PURPA hearing held at GreyStone Power's headquarters in Hiram, Georgia. At just prior to 8:00 a.m., GreyStone Power 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 GreyStone Power's Board of Directors of the two "standards" set forth in 16 U.S.C.A. § 2625(d)(20) & (21). GreyStone Power representatives were present, including GreyStone Power's VP of Operations, David Johnson, its PURPA Compliance Officer, Erin Harper, director David Hagenow, and employee Toni Kimball.

At 9:00 a.m., the Hearing was formally convened. Ms. Harper 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 GreyStone Power 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. Harper also identified copies of the various forms of notice that were provided to GreyStone Power's members, which were then designated as Exhibits and were entered into the Hearing record. She also identified a copy of the notice provided by mail to the U.S. Secretary of Energy, which was marked as an Exhibit and also admitted into the

Hearing record. Ms. Harper also testified that no one (other than GreyStone Power) 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. Harper testified that as GreyStone Power's PURPA Officer, she was familiar with the PURPA Manual, and she identified a copy of the PURPA Manual, which was marked as an Exhibit and admitted into evidence. Ms. Harper also testified that to the best of her knowledge, GreyStone Power 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. Steve Shurbutt, who has prepared testimony on behalf of GreyStone Power, approached the stand, and he was sworn in. Mr. Shurbutt testified that he had worked with GreyStone staff to develop GreyStone Power's testimony with regard to 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. Shurbutt's pre-filed written testimony was identified by Mr. Shurbutt and admitted into the record.

GreyStone Power then called to the witness stand Ms. Kimball, who had staffed the registration desk continuously since prior to 8:00 a.m. Ms. Kimball was sworn in and testified that no one had signed up to participate in the Hearing other than Mr. Shurbutt. A blank registration sheet for Limited Appearances was marked as an Exhibit and entered into the Hearing record, as was the sign-in sheet for Formal Parties of Record with Mr. Shurbutt's signature. At the conclusion of Ms. Kimball'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 9:14 a.m. The proceeding was taken down by certified court reporter, Ms. Kara Barger.

This concludes the Moderator's report.

Respectfully submitted, this 29<sup>th</sup> day of June, 2023.

  
\_\_\_\_\_  
STEVEN T. MINOR  
Moderator