

# SOUTHERN ENVIRONMENTAL LAW CENTER

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April 10, 2020

**VIA E-FILE & OVERNIGHT MAIL**

Mr. Walter L. Thomas, Jr., Secretary  
Alabama Public Service Commission  
RSA Union Building  
100 North Union Street, Suite 950  
Montgomery, AL 36104

**RE: Alabama Power Company Petition for Certificate of Convenience and  
Necessity; Docket No. 32953**

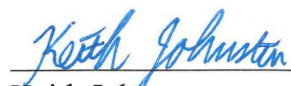
Dear Secretary Thomas:

On behalf of Intervenor Energy Alabama, Gasp and Sierra Club, please find the enclosed *Joint Motion for Extension of Time* for the above referenced matter.

This filing is submitted to the Commission through its e-filing system, consistent with the rules and practices of the Commission. The original and one copy are being delivered to the Commission via overnight mail. A service copy will be served on the parties of record.

Please contact me if you have any questions or concerns.

Sincerely,



Keith Johnston  
Southern Environmental Law Center

Encl.

**BEFORE THE  
ALABAMA PUBLIC SERVICE COMMISSION**

**In re: Petition for a Certificate of  
Convenience and Necessity by  
Alabama Power Company**

**Docket No. 32953**

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**JOINT MOTION FOR EXTENSION OF TIME**

Energy Alabama, Gasp and Sierra Club (Intervenors) hereby move to extend by at least 30 days the deadline for filing post-hearing draft orders in this case, from April 17, 2020, to on or about, May 18, 2020. In support, Intervenors state as follows:

1. “Postponements, continuances, and extensions of time may be granted upon application of any party to a proceeding at the discretion of the Commission,” per Rule 14 of the Commission’s Rules of Practice.

2. The April 17, 2020, deadline for submission of post-hearing draft orders was set on March 11, 2020, at the conclusion of the evidentiary hearing, as noted on page 1283, lines 20-22 of the hearing transcript. At that time, none of the parties were aware that they would soon be operating under significantly changed circumstances.

3. The transcript was posted to the PSC’s website on March 30, 2020, 19 days after the end of the hearing, giving the parties 18 days to review the 1300+ page transcript prior to the April 17, 2020, deadline for post-hearing draft orders.

4. Since the close of the hearing on March 11, the national COVID-19 emergency has rapidly escalated. This has necessitated remote working, with attendant technical and logistical restrictions.

5. The President of the United States has declared a national emergency, and the Governor of Alabama has declared a state emergency due to COVID-19. The Governor of Alabama issued a “stay at home” order on April 4.

6. The Supreme Court of Alabama declared a state of emergency for the entire judicial branch on March 13.

7. The Commission has already extended deadlines in another pending matter by more than one month, as noted in the April 3, 2020, *Procedural Ruling Extending Comment Cycle*, Informal Docket U-5329. That extension reinforces that the unprecedented national emergency has created operational limitations necessitating additional time. Moreover, the matter in Docket U-5329 did not involve a voluminous record like that of Docket 32953.

8. Energy Alabama, Gasp and Sierra Club are authorized to convey that Olivia Martin, Assistant Alabama Attorney General, the Alabama Solar Industry Association and the Alabama Industrial Energy Consumers do not oppose an extension of the deadline for post-hearing draft orders.

Wherefore, Intervenors respectfully move for the entry of an order that extends, by at least 30 days, to May 18, 2020, the deadline for filing post-hearing draft orders.

Respectfully submitted this 10<sup>th</sup> day of April, 2020.

  
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## CERTIFICATE OF SERVICE

I hereby certify that on April 9, 2020, I served the foregoing *Joint Motion for Extension of Time* via electronic mail to the parties below:

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