



OFFICE OF CIVIL RIGHTS AND ADJUDICATION

WASHINGTON, D.C. 20460

September 9, 2026

Kimberly S. Greene, President & CEO
c/o Justin T. Wong, Associate General Counsel
Georgia Power Company
241 Ralph McGill Boulevard NE, BIN 10180
Atlanta, GA 30308
via email: jtwong@southernco.com

RE: Rejection and Referral of EPA Complaint No. 24-26-R4

Dear Chief Executive Officer Greene:

As you are aware, the U.S. Environmental Protection Agency (EPA), Office of Civil Rights and Adjudication (OCRA), External Civil Rights Division (ECD) received the above-referenced complaint against Georgia Power Company (Georgia Power). The complaint alleges that Georgia Power discriminated on the basis of race by excluding Complainants from the Ashley Park—Wansley 500kV project land acquisition negotiations and ignoring Complainants' request for information regarding the project.

This letter serves to notify you that ECD is rejecting and referring the complaint.

Pursuant to EPA's nondiscrimination regulation, ECD must conduct a preliminary jurisdictional review of administrative complaints to determine whether to accept, reject, or refer it to an appropriate federal agency. *See* 40 C.F.R. § 7.120(d)(1). To be accepted for investigation, a complaint must meet the jurisdictional requirements described in EPA's nondiscrimination regulation.

First, the complainant must submit a complaint in writing. *See* 40 C.F.R. § 7.120(b)(1). Second, the entity that the complainant identifies as allegedly engaging in discrimination must be an applicant for, or recipient of, EPA financial assistance. *See* 40 C.F.R. § 7.15.

Third, the complainant must describe an alleged discriminatory act that, if true, may violate EPA's nondiscrimination regulation. *See* 40 C.F.R. § 7.120(b)(1) and 7.100. An alleged discriminatory act is one based on race, color, national origin, sex, age, disability, or engaging in or opposing protected activity. Fourth, a complainant must file the complaint within 180 days of the alleged discriminatory act. *See* 7.120(b)(2).

After careful consideration, ECRD is rejecting this complaint because Georgia Power is not a recipient of EPA financial assistance.

However, pursuant to EPA's non-discrimination regulations at 40 C.F.R. § 7.120(d), and due to the subject matter of the allegations, the claim may fall under the jurisdiction of the U.S. Department of Housing and Urban Development (HUD). Therefore, ECRD is referring the complaint to HUD for HUD to make a determination regarding its jurisdiction. ECRD is closing the complaint as of the date of this letter.

Below is HUD's contact information should you wish to follow up on this referral:

U.S. Department of Housing and Urban Development
Atlanta Regional Office
77 Forsyth Street SW
Atlanta, GA 30303
800-440-8091

Finally, EPA's nondiscrimination regulation prohibits applicants, recipients, and other persons from intimidating, threatening, coercing, or engaging in other discriminatory conduct against anyone because they have acted or participated in an action to secure rights protected by the civil rights requirements EPA enforces. See 40 C.F.R. § 7.100. Any individual that believes a recipient has engaged in such misconduct can file a complaint with EPA.

If you have any questions, please contact Case Manager Bianca Garcia by phone at (202) 564-0005 or email at garcia.bianca@epa.gov.

Sincerely,

A handwritten signature in black ink that reads "Juan Carlos Hunt". The signature is written in a cursive, flowing style.

JuanCarlos M. Hunt, Director
U.S. EPA, Office of Civil Rights and Adjudication

cc: Kristy Eubanks, Deputy Regional Administrator/Deputy Civil Rights Official
Suzanne Rubini, Regional Counsel
U.S. EPA, Region 4