

BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Application of Atmos Energy)
Corporation for a Variance and Waiver from the)
Provisions of 4 CSR 240-3.235..)

File No. GE-2009-0443

ORDER GRANTING APPLICATION TO INTERVENE

Issue Date: July 9, 2009

Effective Date: July 9, 2009

On June 19, 2009, Atmos Energy Corporation filed a request for a variance or waiver from 4 CSR 240-3.235. The Commission published notice of the request and set several filing dates, including an intervention deadline. Noranda Aluminum, Inc., filed a timely application to intervene on June 30, 2009. Because Atmos has requested a decision by July 31, 2009, the Commission set a shortened, July 8 deadline for parties to respond to Noranda's application. No responses have been filed.

In support of its application, Noranda stated that as a large customer of Atmos, its interest in this case differs from that of the general public. Noranda stated that it does not yet have sufficient information to take a position regarding Atmos's request, but reserves the right to take positions on all issues that may affect Noranda.

The Commission finds that Noranda has complied with 4 CSR 240-2.075 and that permitting Noranda to intervene would serve the public interest. Therefore, the Commission grants the application to intervene.

THE COMMISSION ORDERS THAT:

1. Noranda Aluminum, Inc.'s Application to Intervene is granted.

2. This order shall become effective upon issuance.

BY THE COMMISSION

A handwritten signature in black ink, appearing to read 'Colleen M. Dale', written over a horizontal line.

Colleen M. Dale
Secretary

(S E A L)

Nancy Dippell, Deputy Chief Regulatory
Law Judge, by delegation of authority
pursuant to Section 386.240, RSMo 2000.

Dated at Jefferson City, Missouri,
on this 9th day of July, 2009.