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August 13, 2002

J.B. Schnapp (1920-1994) John W. Reid, II (1940-1991)

PLEASE ADDRESS ALL CORRESPONDENCE TO FREDERICKTOWN

#### VIA UPS OVERNIGHT MAIL

Honorable Dale Hardy Roberts Secretary/Chief Regulatory Law Judge Missouri Public Service Commission 200 Madison Street Jefferson City, MO 65101

FILED<sup>3</sup>
Aug 1 4 2002

RE: Associated Natural Gas Company's

Rate Case Remand Case No. GR-97-272

Missouri Public Service Commission

Dear Mr. Roberts:

Enclosed for filing in the above referenced matter is an original and eight (8) copies of Noranda Aluminum, Inc.'s Motion for Extension of Time to File Briefs.

A copy of same is this date being mailed to counsel of record.

Robin E. VFulton

REF:plw Enclosures

cc: Counsel of Record
 w/encls.

FILED<sup>3</sup>

## BEFORE THE PUBLIC SERVICE COMMISSION STATE OF MISSOURI

AUG 1 4 2002

Missouri Public Service Commission

In the Matter of Associated )
Natural Gas Company's Tariff )
Revision Designed to Increase )
Rates for Gas Service to )
Customers in the Missouri )
Service Area of the Company. )

Case No. GR-97-272

# NORANDA ALUMINUM, INC.'S MOTION FOR EXTENSION OF TIME TO FILE BRIEFS

Comes now Noranda Aluminum, Inc., (hereinafter "Noranda") and for its Motion for Extension of Time to File Briefs states to the Missouri Public Service Commission ("Commission"):

- 1. On February 14, 2002, the Commission issued its Order Directing Filing in which the parties "shall, on or before Monday, March 25, 2002, prepare and file briefs regarding whether or not this matter has become moot due to intervening circumstances and must therefore be dismissed." The Order Directing Filing also stated that Atmos may file a brief on this issue as well.
- 2. On March 18, 2002, Atmos moved for a thirty (30) day extension of the deadline to file briefs and advised the Commission that all parties had been consulted and that none opposed the extension. On March 26, 2002, the Commission granted this Motion. On April 22, 2002, Atmos on behalf of the parties to this proceeding, requested a further extension of the deadline to May 15, 2002. This request was granted on April 29, 2002. On May 13,

- 2002, Atmos again on behalf of the parties, requested another extension of the deadline to June 15, 2002. This request was granted on May 17, 2002. On June 10, 2002, upon the further motion of Atmos, the briefing schedule was extended to August 15, 2002.
- While Noranda is somewhat reluctant to ask for an 3. additional extension, Noranda believes, as a matter of judicial economy and in order to save the various parties the time and expense of preparing their respective briefs at this time, it is appropriate to file this Motion. The purpose of this Motion is to request a further extension on the date for filing briefs by all parties in order to give Noranda and Atmos additional time to finalize discussions that have been ongoing for several months. Atmos and Noranda continue to believe that they are close to being able to sign a contract which would resolve issues between Atmos and Noranda, and should make it unnecessary for the Commission to issue any further Orders in this proceeding. In order to ensure that there will be sufficient time to complete these contract discussions, Noranda requests that the deadline for filing the briefs be extended for an additional ninety (90) days or to November 15, 2002.
- 4. All parties to the case, including Staff, have been contacted regarding this request, and all parties either support this request or have no objection.

WHEREFORE, for the reasons stated herein, Noranda respectfully requests the Commission to issue its Order extending the date to file briefs by all parties until November 15, 2002.

Respectfully submitted,

SCHNAPP, FULTON, FALL,

SILVEY REID, LL.C.

By: (

Robin E. Fulton #295

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573-783-7212

Attorney for Noranda Aluminum, Inc.

### CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing document was mailed, with the proper first class postage affixed thereon, on this 13th day of August, 2002, to:

> Office of the Public Counsel P.O. Box 7800 Jefferson City, MO 65102

Dana K. Joyce General Counsel P.O. Box 360 Jefferson City, MO 65102

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