



**STATE OF NEW MEXICO
WATER QUALITY CONTROL COMMISSION**

**IN THE MATTER OF PROPOSED
AMENDMENTS TO 20.6.2,
THE COPPER MINE RULE,**

**New Mexico Environment Department,
Petitioner.**

No. WQCC 12-01(R)

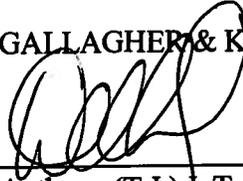
**FREEPORT'S UNOPPOSED MOTION
FOR EXTENSION OF TIME TO SUBMIT EXHIBIT**

Freeport-McMoRan Chino Mines Company, Freeport-McMoRan Tyrone Inc. and Freeport-McMoRan Cobre Mining Company (collectively "Freeport") hereby intend to submit as an exhibit to John Brack's pre-filed direct testimony a video produced by Edison Tech Center titled "Copper In Our Electrical World." This material is designated in Mr. Brack's testimony as Brack Exhibit-4. This video will inform the Commission about copper production processes and will provide information on present and potential future uses of copper. The video was produced for use by the Society of Mining, Metallurgy, and Exploration, Inc. (hereinafter, "SME") as an educational video and is scheduled to be unveiled at the SME annual meeting on February 25, 2013. Consequently, public distribution of this video is embargoed until its debut and we are unable to pre-file and serve it in accordance with Hearing Officer Orth's procedural requirements. However, the video is brief and informative and will serve as context for the upcoming hearing. As such, we would like to request a brief extension of time from February 22, 2013 (the date required to submit direct testimony) to February 26, 2013 to file and serve this single exhibit. The subject video is primarily background information, does not directly address the rule that is the subject of this hearing, and delaying its filing and service will pose no prejudice to any party. However, if any party asserts that they need time to prepare rebuttal testimony in response to this exhibit, Freeport-McMoRan will preemptively agree to an

extension of time corresponding to the extension of time if granted by the Hearing Officer. All parties in this matter have been contacted either telephonically or by electronic mail and do not object to the request for an extension of time subject to possible objections regarding admissibility in the future.

Respectfully Submitted,

GALLAGHER & KENNEDY, P.A.



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CERTIFICATE OF SERVICE

I hereby certify that a true and accurate copy of the foregoing pleading was emailed and mailed to the following parties this February 22, 2013:

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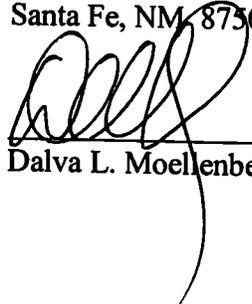
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