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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

OFFICE OF THE SECRETARY
RULEMAKINGS AND
ADJUDICATIONS STAFF

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:
Thomas S. Moore, Presiding Officer
Thomas D. Murphy, Special Assistant

In the Matter of)
)
HYDRO RESOURCES, INC.)
P.O. Box 15910)
Albuquerque, NM 87174)

Docket No. 40-8968-ML
ASLBP No. 95-706-01-ML

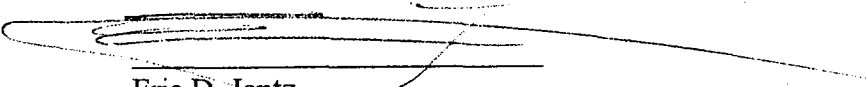
**RESPONSE TO GRACE SAM AND MARILYN MORRIS' VERIFIED MOTION FOR
SUBSTITUTION OF COUNSEL**

Intervenors Eastern Navajo Diné Against Uranium Mining and Southwest Research and Information Center (collectively, "Intervenors"), respectfully submit their response to Grace Sam and Marilyn Morris' Verified Motion For Substitution Of Counsel filed on November 14, 2001. In their motion for substitution, Ms. Sam and Ms. Morris request the substitution of the New Mexico Environmental Law Center ("NMELC") for their current counsel, DNA-People's Legal Services, Inc. ("DNA") because they no longer qualify for DNA's services under the Legal Services Corporation Act.

ENDAUM and SRIC oppose Ms. Sam and Ms. Morris' motion for substitution because of the potential for conflicts of interest that may arise in the course of NMELC's representation of both sets of Intervenors. Although Ms. Sam and Ms. Morris indicate that they understand that in the event that their legal goals diverge from those of ENDAUM and SRIC's, the NMELC will

be dedicated to representing ENDAUM and SRIC, there is no guarantee, nor should there be, that Sam and Morris' legal goals will never diverge from ENDAUM and SRIC's. The result of such a divergence would be that the NMELC is put in an untenable ethical position. Moreover, after being informed of the potential for conflicts of interest, ENDAUM and SRIC do not consent to NMELC's representation of Ms. Sam and Ms. Morris. Ms. Sam and Ms. Morris are, of course, welcome to join ENDAUM and have their interests represented as members of ENDAUM; however, ENDAUM and SRIC oppose the substitution of NMELC as counsel for Ms. Morris and Ms. Sam as separate and distinct from ENDAUM.

Respectfully submitted this 26th day of November, 2001.



Eric D. Jantz
Douglas Meiklejohn
Heather Green
NM ENVIRONMENTAL LAW CENTER
1405 Luisa Street, Suite 5
Santa Fe NM 87505
(505) 989-9022

November 26, 2001

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HYDRO RESOURCES, INC.)	Docket No. 40-8968-ML
P.O. Box 15910)	ASLBP No. 95-706-01-ML
Rio Rancho, NM 87174)	
)	

CERTIFICATE OF SERVICE

I hereby certify that on November 26, 2001, I caused to be served copies of the foregoing:

**RESPONSE TO GRACE SAM AND MARILYN MORRIS' VERIFIED MOTION FOR
SUBSTITUTION OF COUNSEL**

upon the following persons by U.S. mail, first class, and in accordance with the requirements of 10 C.F.R. § 2.712. Service was also made via e-mail to the parties marked below by an asterisk. The envelopes were addressed as follows:

Administrative Judge
Thomas S. Moore,* Presiding Officer
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Office of the Secretary
U.S. Nuclear Regulatory Commission*
Washington, D.C. 20555-0001
Attn: Rulemakings and Adjudications
Staff

Administrative Judge
Thomas D. Murphy, Special Assistant
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001

Adjudicatory File
Atomic Safety and Licensing Board
U.S. Nuclear Regulatory Commission*
Washington, D.C. 20555-0001

Atomic Safety and Licensing Board
Panel
U.S. Nuclear Regulatory Commission*
Washington, D.C. 20555-0001

Office of Commission Appellate
Adjudication
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Jep Hill & Associates
P.O. Box 30254
Austin, TX 78755

Dated at Santa Fe, New Mexico,
November 26, 2001



Eric D. Jantz



November 26, 2001

Office of the Secretary
U.S. Nuclear Regulatory Commission
Washington, D.C. 20555-0001
Attn: Rulemakings and Adjudications Staff

Re: Matter of the Application of Hydro Resources Inc., Docket No. 40-8968-ML, ASLBP
No. 95-706-01-ML

Dear Sir or Madam:

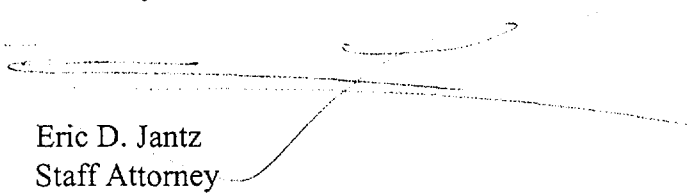
Please find an original and two copies of Intervenors' Response To Grace Sam And Marilyn Morris' Verified Motion For Substitution Of Counsel. I have also enclosed one extra copy of the document and a stamped, self-addressed return envelope.

Please file the original and the copies of the document. I would appreciate it if you would date-stamp the extra copy and return it to me in the self-addressed envelope.

If you have any questions regarding this filing, please contact me at your earliest convenience at (505) 989-9022.

Thank you for your assistance in this matter.

Sincerely,



Eric D. Jantz
Staff Attorney

cc: Service List

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