

July 13, 1981

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Andrew C. Goodhope, Esq., Chairman
Administrative Judge
Atomic Safety and Licensing
Board Panel
3320 Estelle Terrace
Wheaton, Maryland 20906

In the Matter of
U.S. Ecology, Inc.
(Sheffield, Illinois Low-Level
Radioactive Waste Disposal Site)
Docket No. 27-39



Dear Chairman Goodhope:

Pursuant to 10 C.F.R. § 2.720, Staff respectfully requests that the attached subpoena ad testificandum be issued to Thomas S. Baer. This subpoena is necessary since Mr. Baer is a former employee of U.S. Ecology who until several months ago was a company executive involved in much of the operational and management decisions regarding nuclear waste disposal at the Sheffield site.

Sincerely,

Lee Scott Dewey
Counsel for NRC Staff

cc: Jerry R. Kline
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John H. Cannon, Esq.
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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

SUBPOENA AD TESTIFICANDUM

In the Matter of)
U.S. ECOLOGY, INC.)
(Sheffield, Illinois Low-Level)
Radioactive Waste Disposal Site))

Docket No. 27-39

To: Thomas S. Baer
Bechtel National Inc.
800 Oak Ridge Turnpike
P.O. Box 350
Oak Ridge, Tennessee 37830

YOU ARE HEREBY COMMANDED to appear before an officer to administer oaths by the laws of the United States or of the State of Tennessee, on September 25, 1981 at 9:00 a.m. at the Federal Building (DOE Building), Room G215, Administration Road and Oak Ridge Turnpike, Oak Ridge, Tennessee, to give testimony by deposition on oral examination in the above captioned proceeding.

You will be examined concerning operations, maintenance, and site performance at the low level nuclear waste disposal site of U.S. Ecology Co., Inc. in Sheffield, Illinois. You will also be examined concerning management decisions with respect to construction, operation and maintenance of that site.

Pursuant to 10 C.F.R. 2.720(f) of the Commission's Rules of Practice, on motion made promptly, and in any event at or before the time specified in the subpoena for compliance by the person to whom the subpoena is

directed, and on notice to the party at whose instance the subpoena was issued, the presiding officer or, if he is unavailable, the Commission may (1) quash or modify the subpoena if it is unreasonable or requires evidence not relevant to any matter in issue, or (2) condition denial of the motion on just and reasonable terms.

By Order of the Atomic Safety
and Licensing Board

By Andrew C. Goodhope, Chairman

Bethesda, Maryland
July __, 1981