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OFFICE OF SECRETARY  
REGULATING & SERVICE  
BRANCH

UNITED STATES OF AMERICA  
NUCLEAR REGULATORY COMMISSION

In the Matter of )  
PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE, ET AL. ) Docket  
(Seabrook Station, Units 1 and 2) ) Nos. 50-443  
 ) and 50-444  
 )

PETITION FOR LEAVE TO INTERVENE AND REQUEST FOR HEARING  
BY THE STATE OF NEW HAMPSHIRE AND GREGORY H. SMITH,  
THE ATTORNEY GENERAL OF THE STATE OF NEW HAMPSHIRE

NOW COME the State of New Hampshire, and Attorney General Gregory H. Smith, and petition to intervene generally pursuant to 10 C. F. R. 2.714 upon the following bases and terms:

1. The application of Public Service Company of New Hampshire for operating licenses for Seabrook Nuclear Stations 1 and 2 was docketed by the Nuclear Regulatory Commission on October 5, 1981. Petitions for Intervention were required to be filed by November 18, 1981.

2. The State of New Hampshire is one of the sovereign states of the United States. Together with its Attorney General, it has been an intervenor in these

proceedings since they began with the construction permit application in July of 1973. The State of New Hampshire and the Attorney General have participated throughout these proceedings on matters of concern to the State and the public of New Hampshire.

3. Gregory H. Smith is Attorney General of the State of New Hampshire, and possesses the common law powers and responsibilities of the Attorney General to represent the interests of the people of New Hampshire on issues affecting their health, safety and welfare. The Seabrook Station Facility will affect those interests.

4. The Seabrook Station Facility will be located within the borders of the State of New Hampshire. Operation of the facility will have an effect on the health, safety and welfare of the citizens who reside in the vicinity of the facility site. The State and the public have extensive property interests in the vicinity of Seabrook Station including natural resources and publicly owned property. The State and the public have a strong economic interest in these proceedings in that the cost and availability of electrical power affects the economic health of the State. Further the electric rate payers of New Hampshire will pay a large share of

the construction and operational costs of the Seabrook Facility. Additionally, the operation of Seabrook Station will have an effect on the seacoast area, including its beaches which are a major tourist attraction which contributes to the State's economic well being.

5. Any order in these proceedings will inevitably have an impact on the State, its people, its economy and its environment. The people of the State who live within fifty (50) miles of the facility will be responsible for developing and implementing emergency response plans. The rate payers of the State will be required to pay the cost of construction, operation and decommissioning of the facility. From an economic point of view, the facility may have an impact on tourism in the Seacoast area. Further, the operation will have an effect on the cost and availability of electrical energy throughout the State. Finally, the operation of the facility will have an effect on natural systems due to radiological emissions and thermal discharges from the facility.

6. Specific aspects of the subject matter of this proceeding as to which the State of New Hampshire and the Attorney General wish to intervene include but are not limited to the following:

(a) Conformity of construction of the facility to state and federal construction permits.

(b) Conformity of proposed operation of the facility with the application and with rules and regulations of the Nuclear Regulatory Commission and state law.

(c) Environmental qualification of safety features.

(d) Compliance with all construction, design, safety components and operational requirements established as the result of the evaluation of the accident at the Three Mile Island Nuclear Facility, Dauphin County, Pennsylvania.

(e) Emergency response capabilities including accident evaluation and the development of appropriate emergency response time frames and limits of exposure of the public to radiological emissions.

(f) The storage and disposal of nuclear waste generated by the facility.

(g) Environmental impact of construction and operation and monitoring of environmental effects from thermal and radiological discharges.

7. The State of New Hampshire and the Attorney General request that a hearing with respect to the issuance of

the facilities operating licenses be scheduled.

Respectfully submitted,

THE STATE OF NEW HAMPSHIRE AND  
GREGORY H. SMITH, ATTORNEY  
GENERAL

Date: Nov 17, 1981

By: E. Tupper Kinder  
E. Tupper Kinder  
Assistant Attorney General  
Environmental Protection  
Division  
Office of the Attorney  
General  
State House Annex  
Concord, N.H. 03301  
(603) 271-3679

CERTIFICATE OF SERVICE

I, E. Tupper Kinder, Esq., hereby certify that a copy of the foregoing PETITION FOR LEAVE TO INTERVENE AND REQUEST FOR HEARING BY THE STATE OF NEW HAMPSHIRE AND GREGORY H. SMITH, ATTORNEY GENERAL OF THE STATE OF NEW HAMPSHIRE and NOTICE OF APPEARANCE FOR THE STATE OF NEW HAMPSHIRE AND GREGORY H. SMITH, ATTORNEY GENERAL have been mailed, first-class postage prepaid, on this date to Executive Legal Director, United States Regulatory Commission and Thomas G. Dignan, Esq. of Ropes and Gray.

Date: Nov 17, 1981

E. Tupper Kinder  
E. Tupper Kinder

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NOTICE OF APPEARANCE FOR THE STATE OF NEW HAMPSHIRE  
AND GREGORY H. SMITH, ATTORNEY GENERAL

A. E. Tupper Kinder, Assistant Attorney General,  
Office of the Attorney General, 200 State House Annex, Concord,  
New Hampshire 03301, telephone (603) 271-3679.

B. Authorized to practice and in good standing  
before the Federal District Court for the District of New  
Hampshire, Federal District Court for the District of  
Massachusetts, Federal Court of Appeals for the First Circuit,  
United States Supreme Court, New Hampshire Supreme Court,  
Commonwealth of Massachusetts Supreme Judicial Court.

C. Appearing on behalf of the State of New Hampshire  
and Attorney General Gregory H. Smith, Office of the



Attorney General, 208 State House Annex, Concord, New Hampshire  
03301, telephone (603) 271-3658.

Respectfully submitted,

THE STATE OF NEW HAMPSHIRE AND  
GREGORY H. SMITH, ATTORNEY  
GENERAL

Date: Nov 17, 1981

By: E. Tupper Kinder  
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Assistant Attorney General  
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Date: Nov 17, 1981

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