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May 7, 1992

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VIA HAND DELIVERY

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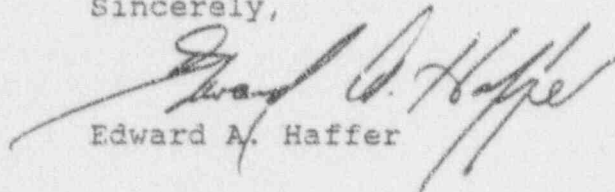
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RE: Appeal of Michael W. Holmes, Consumer Advocate
(Nuclear Decommissioning Finance Committee)
No. 92-178

Dear Mr. Zibel:

Here are the original and seven copies of New Hampshire Yankee's Response to Motion of the Seacoast Anti-Pollution League to Join in Appeal of the Office of the Consumer Advocate. Copies of this filing have been sent to all parties on the attached service list for Docket NDFC 91-1.

Sincerely,



Edward A. Haffer

EAH:d1

Enclosures

CC: All Parties/Docket NDFC 91-1

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THE STATE OF NEW HAMPSHIRE

SUPREME COURT

1992 TERM
MARCH SESSION

DOCKET NO. 92-178

RESPONSE TO MOTION OF THE SEACOAST ANTI-POLLUTION LEAGUE
TO JOIN IN APPEAL OF THE OFFICE OF THE CONSUMER ADVOCATE

New Hampshire Yankee responds as follows to the Motion of the Seacoast Anti-Pollution League (SAPL) to Join in Appeal of the Office of The Consumer Advocate:

1. As New Hampshire Yankee's counsel stated to SAPL's counsel, New Hampshire Yankee has no objection to SAPL's filing a brief as an amicus curiae.

2. The status of an amicus curiae is governed by Supreme Court Rule 30.

3. However, as New Hampshire Yankee's counsel also stated to SAPL's counsel, SAPL is not entitled to be a full party on appeal, because it did not comply with the appeal deadline of RSA 541:6. See La Croix v. Mountain, 116 NH 545 (1976); cf. In re Petition of McHale, 120 NH 450 (1980).

4. Accordingly, to the the extent that SAPL's pending Motion is to be interpreted as anything more than a motion to file a brief as an amicus curiae, New Hampshire Yankee objects.

THEREUPON, New Hampshire Yankee requests that the Court:

- A. Note that New Hampshire Yankee has no objection to SAPL's filing a brief as an amicus curiae.
- B. Note that New Hampshire Yankee otherwise objects to SAPL's Motion.

Respectfully submitted,

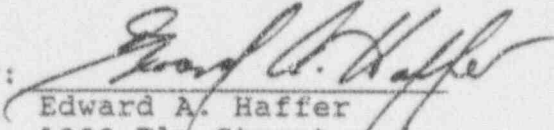
NEW HAMPSHIRE YANKEE

By Its Attorneys,

SHEEHAN, PHINNEY, BASS &
GREEN PROFESSIONAL ASSOCIATION

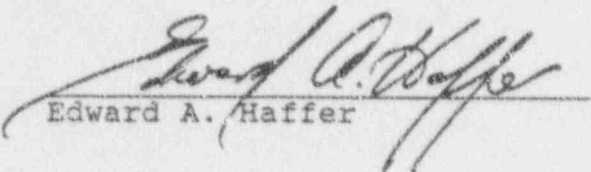
DATED: May 7, 1992

By:


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CERTIFICATE OF SERVICE

I hereby certify that copies of this Response were sent to
the persons shown on the attached Service List.


Edward A. Haffer

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