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UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION

'88 JUN -1 A9:02

ATOMIC SAFETY AND LICENSING BOARD

Before Administrative Judges:
Ivan W. Smith, Chairman
Dr. Gustave A. Lineberger, Jr.
Dr. Jerry Harbour

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In the Matter of)
)
PUBLIC SERVICE COMPANY)
OF NEW HAMPSHIRE, et al)
)
(Seabrook Station,)
Units 1 and 2))
)

Docket No.s 50-443-OL
50-444-OL
(ASLBP No. 82-471-12-OL)
(Offsite Emergency Planning)

May 26, 1988

MOTION OF WITNESS, EDWARD A. THOMAS, CHIEF OF NTH DIVISION, REGION I,
FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) TO MODIFY THE SUBPOENA
SERVED UPON HIM UNDER 10 CFR §2.720(a)

Edward A. Thomas, Chief of NTH Division, FEMA Region I, hereby moves pursuant to 10 CFR §2.720(f) that the subpoena which demands him to appear on May 27, 1988 at 9:00 o'clock to testify on behalf of the Intervenors, Massachusetts Attorney General, et al. be modified as follows:

1. The date for his appearance be changed to read that he appear "on a date to be determined by the NRC Atomic Safety and Licensing Board after telephonic conference with counsel for the witness, Edward A. Thomas", and
2. The witness is to have leave to file further appropriate motions with respect to his proposed appearance prior to the date so determined by the NRC Atomic Safety and Licensing Board.

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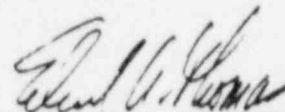
The grounds for this Motion are:

A. Since the time that the witness became aware that he would no longer be represented in his professional capacity by FEMA counsel, he has diligently sought the services of qualified counsel. The witness has consulted with and intends to retain as counsel for him a member of the Bar of the Commonwealth of Massachusetts, Edward J. Barshak, Esq.

B. As result of preliminary conferences, Mr. Barshak has already determined and advised the witness that comments already on the record make it of paramount importance that he have counsel and that counsel be thoroughly prepared by reviewing the extensive record and in other ways.

C. While the witness was served with the subpoena on May 23, and was generally aware that his further testimony may be sought, he has been unable to conclude negotiations with FEMA concerning its financial commitment to enable him to procure counsel. The witness has been and is diligently purusing such negotiations with FEMA, with the cooperation of his counsel of choice.

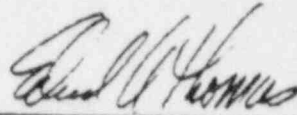
D. It is expected that such negotiations with FEMA will be successfully concluded forthwith and that the designated counsel for the witness would be available to confer next week with the NRC Atomic Safety and Licensing Board concerning future action with respect to the issue of an appearance by the witness.



Edward A. Thomas, Esq. pro se

CONFERENCE OF SERVICE

I. Edward A. Thomas certify that on May 26, 1988, copies of the foregoing pleading were sent by first class mail, postage prepaid, or as otherwise indicated, on the parties to the attached service list.



Edward A. Thomas, Esq. pro se

SEABROOK SERVICE LIST--OFFSITE LICENSING BOARD

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* *** Gustave Linenberger U.S. NRC Washington, D.C. 20555	Senator Gordon J. Humphrey U.S. Senate Washington, D.C. 20510 (Attn. Tom Burack)
Atomic Safety and Licensing Board Panel U.S. NRC Washington, D.C. 20555	Selectmen of Northampton Northampton, New Hamp- shire 03826
Atomic Safety and Licensing Appeal Board Panel U.S. NRC Washington, D.C. 20555	Senator Gordon J. Humphrey 1 Eagle Square, Ste 507 Concord, NH 03301
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Mrs. Anne E. Goodman Board of Selectman 13-15 New Market Road Durham, NH 03842	Judith H. Mizner, Esq. Silvergate, Gertner, et al. 88 Broad Street Boston, MA 02110
William S. Lord, Selectman Town Hall--Friend Street Amesbury, MA 01913	Rep. Roberta C. Pevear Drinkwater Road Hampton, Falls, NH 03844
Jane Doughty SAPL 5 Market Street Portsmouth, NH 03801	Phillip Ahrens, Esq. Assistant Attorney General State House, Station # 6 Augusta, ME 04333
* ** Carol S. Sneider, Esquire Assistant Attorney General 1 Ashburton Place. 19th floor Boston, MA 02108	Thomas G. Dignan, Esq. R.K. Gad II, Esq. Ropes & Gray 225 Franklin Street Boston, MA 02110
Stanley W. Knowles Board of Selectmen P.O. Box 710 North Hampton, NH 03826 ***	* Robert A. Backus, Esq. Backus, Meyer & Solomon 111 Lowell Street Manchester, NH 03105
J.P. Nadeau Town of Rye 155 Washington Road Rye, NH 03870	

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* Sherwin E. Turk, Esq.
Office of General Counsel
U.S. NRC
Washington, D.C. 20555

Mr. Angie Machiros,
Chairman
Town of Newbury
Town Hall, 25 High Road
Newbury, MA 01951

* H. Joseph Flynn, Esq.
Office of General Counsel
FEMA
500 C St. S.W.
Washington, D.C. 20472

* George Dana Bisbee, Esq.
Geoffrey M. Huntington, Esq.
Office of the Attorney General
State House Annex
Concord, NH 03301

Allen Lampert
Civil Defense Director
Town of Brentwood
Exeter, NH 03833

Richard A. Hampe, Esq.
Hampe and McNicholas
35 Pleasant Street
Concord, NH 03301

Gary W. Holmes, Esq.
Holmes & Ellis
47 Winnacunnent Road
Hampton, NH 03842

William Armstrong
Civil Defense Director
10 Front Street
Exeter, NH 03833

Calvin A. Canney
City Manager
City Hall
126 Daniel Street
Portsmouth, NH 03801

* Matthew T. Brock, Esq.
Shaines & McEachern
P.O. Box 360
Maplewood Ave.
Portsmouth, NH 03801

** Edward A. Thomas
FEMA
442 J.W. McCormack
(POCH)
Boston, MA 02109

Sandra Gavutis
RFD 1 Box 1154
East Kensington, NH 03827

Charles P. Graham, Esq.
McKay, Murphy and Graham
100 Main Street
Amesbury, MA 01913

* Ellen Weiss Esq.
Diane Curran Esq.
Harmon & Weiss
2001 S Street, N.W.
Washington, D.C. 20009-1125

* By Fax via Office of New Hampshire Attorney General
For Delivery 5/26/88 if possible or prior to 900am
5/27/88

** By hand

*** By Express Mail