

UNITED STATES OF AMERICA
NUCLEAR REGULATORY COMMISSION



BEFORE THE ATOMIC SAFETY AND LICENSING BOARD

In the Matter of)

ARIZONA PUBLIC SERVICE)
COMPANY, ET AL.)

(Palo Verde Nuclear Generating)
Station, Units 1, 2 and 3))

Docket Nos. STN 50-528
STN 50-529
STN 50-530

APPLICATION FOR ISSUANCE OF CIVIL SUBPOENA DUCES TECUM

Intervenor Patricia Lee Hourihan, by her attorney, applies to the Atomic Safety and Licensing Board for the issuance of a Civil Subpoena Duces Tecum to:

Philip J. Shea, Esquire
MARKS, SHEA & WILKS
114 West Adams, Suite 200
Phoenix, Arizona 85003

for the purpose of requiring the above-named individual to give testimony pursuant to section 2.720 of the Commission's regulations. A copy of the proposed Civil Subpoena is attached hereto.

The testimony which Intervenor seeks to have Mr. Shea, an attorney, present as his testimony about the suit he has brought on behalf of the Salt River Pima-Maricopa Indian Community, C.A. No. 82-0145. Mr. Shea can testify as to the possible legal effect of that lawsuit on the availability of effluent from the 91st Avenue Treatment Plant for use at Palo Verde and the timetable under which he expects a disposition of that action. His testimony is clearly relevant

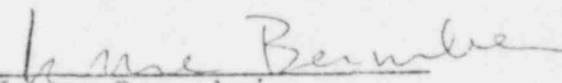
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to the remaining contention in this action about whether Applicants can ensure an adequate assured water supply for the three Palo Verde reactors.

WHEREFORE, Intervenor respectfully requests that the Chairman of the Licensing Board issue a Civil Subpoena Duces Tecum in the form attached hereto directing Mr. Shea to appear and give testimony.

Respectfully submitted,


Lynne Bernabei
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Dated: April 26, 1982