

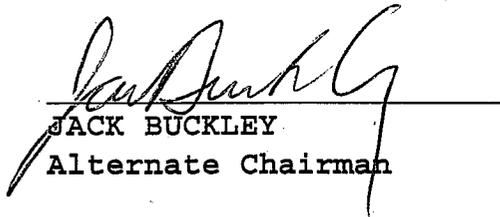


took note of five considerations: (1) there is no limitation in RSA 516:3 proscribing use of subpoenas issued by a justice of the peace for proceedings before administrative agencies, (2) use of such subpoenas avoids a choke point at the agency level if there is a subpoena required on short notice or under unexpected circumstances, (3) the use of such subpoenas may improve efficiency in government by eliminating the need to continue a hearing to an additional day, (4) there was and has been no pending motion to quash any of the subpoenas in question in the instant proceeding because of hardship on the public employer, threat to public health, safety or welfare, or for any other reason, and (5) the use of such subpoenas issued by justice of the peace at the request of parties is consistent with administrative law practice generally.

4. It DENIED the County's Motion Appeal the Hearing Officer's decision.

So ordered.

Signed this 8th day of MAY, 1998.

  
JACK BUCKLEY  
Alternate Chairman

By unanimous decision. Alternate Chairman Jack Buckley presiding. Members E. Vincent Hall and William Kidder present and voting.