

Decision No. 47383**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

RAY C. KATH,

Complainant,

vs.

Case No. 5388

THE PACIFIC TELEPHONE AND TELEGRAPH  
COMPANY, a corporation,

Defendant.

ORDER GRANTING TEMPORARY INTERIM RELIEF

RAY C. KATH, residing at 2720 Elliott Street, El Monte, California, having filed a verified complaint alleging in substance that prior to August of 1950 he was a telephone subscriber of defendant at 409 Court Adair, Apartment A, El Monte, California, under number Forest 8-1451; that said telephone service was used in a dry cleaning business as well as for residence service; that in August of 1950 complainant pled guilty to a "book making" charge, and was placed on probation for a three-year period ending in August of 1953; that said telephone facilities were disconnected in August of 1950; that complainant has been refused permanent service although a temporary telephone service has been installed due to illness in complainant's family; that complainant did not use and does not now intend to use said telephone facilities as an instrumentality to violate the law, nor does not intend to use said facilities in aiding or abetting such violation; and that complainant has suffered and will suffer irreparable injury and great hardship as a result of being deprived of telephone facilities; therefore,

IT IS ORDERED that The Pacific Telephone and Telegraph Company

is hereby directed to restore telephone service to complainant pending hearing on said complaint and further Commission order thereon, such service to be furnished pursuant to defendant's filed tariff rates and rules applicable thereto. The complaint will be set for hearing before such Commissioner or Examiner, and at such time and place, as may hereafter be designated.

The Secretary is directed as follows:

1. To cause a certified copy of this order, together with a copy of the complaint herein, to be served upon The Pacific Telephone and Telegraph Company, and said defendant is directed to serve and file its reply to said complaint within ten (10) days after such service.
2. To cause copies of this order to be mailed to complainant and to complainant's attorney.
3. To cause appropriate notice of hearing to be mailed to the parties at least ten (10) days prior to the hearing herein.

Dated, San Francisco, California, this 30th day of June, 1952.

R. I. [Signature]  
President  
Harold P. [Signature]  
[Signature]  
[Signature]  
Commissioners