

ORIGINALDecision No. 47692

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

CHRISTOPHER P. CAREY,

Complainant,

vs.

Case No. 5407

THE PACIFIC TELEPHONE AND TELEGRAPH
COMPANY, a corporation,

Defendant.

ORDER GRANTING TEMPORARY INTERIM RELIEF

CHRISTOPHER P. CAREY having filed a verified complaint alleging in substance that on or about August 4, 1952 complainant's telephone facilities at 1318 North Avenue 54, Los Angeles, California, under number ALbany 3920, were disconnected by the Los Angeles Police Department; that complainant was arrested on suspicion of bookmaking, secured release by writ of habeas corpus, and on the return date the case was dismissed, the District Attorney's office having refused to sign a complaint on the ground of insufficient evidence; that defendant has refused to restore said telephone facilities; that complainant did not use and does not now intend to use said telephone facilities as an instrumentality to violate the law, nor in aiding or abetting such violation; and that complainant has suffered and will suffer irreparable injury to reputation and great hardship as a result of being deprived of said 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 or 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 a copy of this order to be mailed to complainant.
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 16th day of September, 1952.

A. J. [Signature]
President
Justice Z. Casner
Harold H. [Signature]
John E. [Signature]

Commissioners