

Decision No. 47863

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

RICHARD E. PACHTMAN, et al.,
Complainants,)

vs.)

ASSOCIATED TELEPHONE COMPANY, LTD.,
Defendant.)

Case No. 5373

Richard E. Pachtman, attorney, in propria persona,
and for complainants; O'Melveny and Myers, by
Philip F. Westbrook and Warren M. Christopher,
attorneys, for defendant; M. Tellefson, City
Attorney, for the City of Culver City,
Jay G. Lissner and Herman Kutchai, interested
parties; Melvin E. Mezek, for the Commission staff.

INTERIM OPINION AND ORDER

The above-entitled proceeding was heard before Examiner Warner on August 6, 1952 at Culver City and was submitted for decision.

Upon consideration of the record, herein, the Commission is of the opinion that said record is not sufficient to enable it to make a complete and final determination of the issues in said proceeding. Also, it appears that it will be necessary to a complete and final determination of this proceeding that The Pacific Telephone and Telegraph Company be made a party defendant, herein. Accordingly, the Commission will order that said The Pacific Telephone and Telegraph Company be made a party herein and plaintiffs will be directed to furnish said company with a copy of the complaint within ten (10) days after the effective date of this order and said company may have ten (10) days' time within which to answer said complaint if it desires to make answer thereto.

Associated Telephone Company, Ltd. and The Pacific Telephone and Telegraph Company will be directed to make a comprehensive survey, study and report concerning the matters involved in the issues and the relief prayed for herein and within ninety (90) days after the effective date of this order file such report with this Commission and furnish copies thereof to the plaintiffs, herein, and the staff of the Commission. At such time, the Commission will set this proceeding for further hearing and will consider said report and any other pertinent evidence presented at such hearing.

THEREFORE, IT IS HEREBY ORDERED that The Pacific Telephone and Telegraph Company be and become a party defendant to this proceeding and that plaintiffs furnish said company with a copy of the complaint, herein, within ten (10) days after the effective date of this order and said defendant shall have ten (10) days within which to answer said complaint if it desires to make answer thereto.

IT IS FURTHER ORDERED that Associated Telephone Company, Ltd. and The Pacific Telephone and Telegraph Company make a comprehensive survey, study and report concerning the matters involved in the issues and the relief prayed for herein and within ninety (90) days after the effective date of this order file the same with the Commission and furnish copies thereof to the plaintiffs, herein, and the staff of the Commission.

IT IS FURTHER ORDERED that, upon the filing and serving of said report, the within proceeding shall be set for further hearing before such Commissioner or Examiner and at such time and place as hereafter shall be designated.

The effective date of this order shall be twenty (20) days after date hereof.

Dated at San Francisco, California, this 28th day of October, 1952.

A. J. [Signature]
President.

James J. [Signature]
Harold [Signature]

[Signature]
[Signature]
Commissioners.