

ORIGINALDecision No. 51563

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

IVAN AUSTIN

Plaintiff

vs

THE PACIFIC TELEPHONE AND
TELEGRAPH COMPANY, a Corporation

Defendant

Case No. 5638

No appearance for complainant.
Pillsbury, Madison and Sutro and
Lawler, Felix and Hall, by
L. E. Conant, for defendant.

ORDER DISMISSING COMPLAINT

The complaint herein of Ivan Austin for restoration of telephone service at 3707 South Western Avenue, Los Angeles, California, was filed on March 25, 1955. The hearing thereon was originally set for May 19, 1955, at 10:00 a.m., in Los Angeles, and subsequently the time of hearing was changed to 2:00 p.m. on May 19, 1955 in Los Angeles. In each instance notice of the hearing was mailed to complainant at his address specified in the complaint. On April 25, 1955, a copy of defendant's answer was mailed to complainant at 3707 South Western Avenue, Los Angeles, California. This copy was returned to the defendant marked "unknown at address." On May 19, 1955, the matter was called for hearing at 2:00 p.m. in the Los Angeles courtroom of the Commission before Examiner Kent C. Rogers. Defendant appeared through its attorney. Complainant failed to appear.

Defendant's attorney stated that the defendant's records show that plaintiff Ivan Austin is not and never has been a subscriber to telephone service at 3707 South Western Avenue and moved that the complaint be dismissed.

Good cause appearing,

IT IS ORDERED that the complaint herein be and the same hereby is dismissed.

Dated at San Francisco, California, this 9th day of June, 1955.

[Signature]
President
[Signature]
[Signature]

Commissioners

Justus F. Craemer
Commissioner Rex Hardy, being necessarily absent, did not participate in the disposition of this proceeding.