

Decision No. 53150**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

CECIL COTTON,

Complainant,

v.

THE PACIFIC TELEPHONE AND TELEGRAPH
COMPANY, a corporation,

Defendant.

Case No. 5764

ORDER GRANTING TEMPORARY INTERIM RELIEF

CECIL COTTON of 1809 West 136th Street, Compton, California, having filed a verified complaint stating in substance that the telephone at said address, under telephone number NEvada 6-8793, was on April 6, 1956 disconnected by the Pacific Telephone and Telegraph Company after the Los Angeles County Sheriff's Department advised that complainant was using the telephone to violate and abet violation of the law; that no charges have been preferred against complainant or any member of his household; that neither he nor his wife have violated the law; that complainant was unaware that the telephone at said address was suspected of being used for any illegal activity; that he had no knowledge of said activity; that complainant does not use and does not intend to use said telephone facilities as an instrumentality to violate the law nor in aiding or abetting such violation; that complainant has made demand upon defendant to have said telephone facilities restored but defendant has refused and does now refuse

to do so; that complainant has suffered and will suffer business loss and injury to his reputation and also 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, said 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 said 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 28th day of

May, 1956.

Justin Z. Cassel President
Raulo Intereven
Maxwell G. Folsom
Be Hard Commissioners