

Decision No. 56109

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

 In the Matter of the Application of
 THE PACIFIC TELEPHONE AND TELEGRAPH
 COMPANY, a corporation, for authority
 to increase certain intrastate rates
 and charges applicable to telephone
 service furnished within the State of
 California.

Application No. 39309

CALIFORNIA WATER & TELEPHONE COMPANY,
 a corporation,
 Complainant,

vs.

Case No. 5974

THE PACIFIC TELEPHONE AND TELEGRAPH
 COMPANY, a corporation,
 Defendant.

 THE PACIFIC TELEPHONE AND TELEGRAPH
 COMPANY, a corporation,
 Complainant,

vs.

Case No. 5983

 GENERAL TELEPHONE COMPANY OF CALIFORNIA,
 a corporation, CALIFORNIA WATER &
 TELEPHONE COMPANY, a corporation, and
 SUNLAND-TUJUNGA TELEPHONE COMPANY, a
 corporation,
 Defendants.

ORDER REQUIRING KEEPING OF RECORDS FOR
PURPOSE OF REFUNDING INCREASES OF
RATES COLLECTED

It appearing to the Commission that The City of Los Angeles
 and certain other interested parties to the above-entitled proceed-
 ings have filed in the Supreme Court of the State of California
 a petition for review respecting Decision No. 55936, rendered in
 said proceedings on the 10th day of December, 1957, and said City
 of Los Angeles and said other parties having requested, by motion
 filed herein, a stay of the operative effect of said decision,

pending the final determination of said review proceeding, or, in the alternative, an order of the Commission requiring each of the telephone utilities, herein concerned, to keep appropriate records so that increases of rates paid to said utilities by their customers, pursuant to said Decision No. 55936, shall be identifiable and ascertainable and that said utilities be required to refund to their customers such increases paid by said customers if said Decision No. 55936 should be annulled, and good cause appearing,

IT IS ORDERED that The Pacific Telephone and Telegraph Company, General Telephone Company of California, California Water & Telephone Company and Sunland-Tujunga Telephone Company, and each of them, shall keep appropriate records so as to reflect the increases of rates paid to each of them by each of their customers, pursuant to said Decision No. 55936, to the end and upon the condition that, should said Decision No. 55936 be annulled by the Supreme Court of California or any other court of competent jurisdiction, the increases of rates paid by their customers may be identified and ascertained and refunded to said customers with interest at the rate of six percent per annum, which interest rate is hereby fixed and which refund is hereby ordered subject to the foregoing condition stated.

IT IS FURTHER ORDERED that each of said telephone utilities, herein named, shall, within thirty days from date hereof, file with this Commission a detailed plan for carrying out the requirements for refunding, herein prescribed.

IT IS FURTHER ORDERED that all expense incurred in carrying out the refunding, herein provided for, be borne by each of said telephone utilities.

Except to the extent granted by the herein order, said motion filed herein by The City of Los Angeles and said other parties is hereby denied.

Dated at San Francisco, California, on this 17th day of January, 1958.

[Signature]
 President

[Signature]

[Signature]

[Signature]

[Signature]
 Commissioners