

Decision No. 57049

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

I. L. DOMNITZ and THELMA GARRETT,
 Complainants,
 vs.
 THE PACIFIC TELEPHONE AND TELEGRAPH
 COMPANY, a corporation,
 Defendant.

ORIGINAL

Case No. 6153

ORDER GRANTING TEMPORARY INTERIM RELIEF

I. L. DOMNITZ and THELMA GARRETT, 505 West Garvey Boulevard, El Monte, California, having filed a verified complaint alleging in substance that prior to June 18, 1958 complainants were subscribers and users of telephone service furnished by defendant under Nos. GI 8-2222 and GI 8-4815, 505 West Garvey Boulevard, El Monte, California; that on or about June 18, 1958 the telephone facilities of complainants were removed and disconnected by the defendant pursuant to instructions from the Los Angeles County Sheriff's Office, which office caused one Ezra C. Domnitz to be arrested on a charge of suspicion of violation of section 337a of the Penal Code; that said Ezra C. Domnitz did not use and does not now intend to use said telephone facilities as instrumentalities to violate the law nor in aiding or abetting such violation; that complainants have made demand upon the defendant to restore said telephone facilities but that the defendant has refused and does now still refuse to do so; that complainants are the owners and operators of a new and used retail furniture store and need said telephone service in connection with their business; and that the complainants will suffer irreparable injury to their reputations

and business if deprived of said telephone facilities.

IT IS ORDERED that The Pacific Telephone and Telegraph Company is hereby directed to restore telephone service to complainants pending hearing on said complaint and 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 complainants.
3. To cause appropriate notice of hearing to be mailed to the parties at least ten (10) days prior to the hearing herein.

Dated at San Francisco, California, this 29th day of July, 1958.

C. Lynn Fox
President

William H. ...

Paul ...

Theodore ...

Commissioners