

Decision No. 58129

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

JOSEPH FAY,)
 Complainant,)
 vs.)
 THE PACIFIC TELEPHONE AND TELE-)
 GRAPH COMPANY, a corporation,)
 Defendant.)

Case No. 6228

ORDER GRANTING TEMPORARY INTERIM RELIEF

JOSEPH FAY, Apartment 5, 846 Palm Avenue, Los Angeles 46, California, having filed a verified complaint alleging in substance that prior to February 16, 1959, complainant was a subscriber and user of telephone service furnished by defendant, under Olympic 2-4750, at Apartment 5, 846 Palm Avenue, Los Angeles 46, California; that on or about February 16, 1959, defendant removed the telephone facilities from complainant's said apartment; that complainant is informed and believes that defendant removed the said telephone facilities from his apartment because an extension to his telephone, which had been removed from his apartment without his knowledge and found to be located in the apartment of another person, had been used for illegal purposes; that complainant has been cleared of any violation of the law on his part by the office of the Sheriff of Los Angeles County and the Vice Squad of the Police Department of the City of Los Angeles; that complainant is an actor and performer and requires the use of telephone service for the purpose of earning a livelihood, and is in need of said telephone service pending a hearing on this complaint;

IT IS ORDERED that The Pacific Telephone and Telegraph Company is hereby directed to restore telephone service to complainant 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 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 at San Francisco, California, this 17th day of March, 1959.

[Signature]

 President
[Signature]

 Commissioners