

Decision No. 58711

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

MILTON ROTH,
)
)
 Complainant,
)
 vs.
)
 THE PACIFIC TELEPHONE AND
 TELEGRAPH COMPANY,
 a corporation,
)
 Defendant.
)

Case No. 6293

ORDER GRANTING TEMPORARY INTERIM RELIEF

MILTON ROTH, having filed a verified complaint, alleging in substance that complainant resides at 919 South Sherbourne, Apartment No. 4, Los Angeles, California, and is a subscriber to that certain telephone number known as OLeander 5-7873; that on or about April 17, 1959, complainant was placed under arrest by members of the Los Angeles Police Department on a charge of suspicion of book-making; that at the time and place of said arrest, representatives and members of the Los Angeles Police Department disconnected and removed the telephone instrument and service at the above address; that thereafter, and on or about May 27, 1959, in Department 106 of the Superior Court of the State of California, in and for the County of Los Angeles, the criminal complaint was dismissed and complainant's bail was exonerated; that there is no basis for the deprivation of telephone service to complainant; that complainant is ill and suffers from a severe coronary condition and is constantly required to take medication.

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 7th day of July, 1959.

[Signature]

 President

[Signature]

[Signature]

[Signature]

 Commissioners