

CD  
Decision No. 59166

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

EDWARD E. COVINGTON,

Complainant,

vs.

THE PACIFIC TELEPHONE AND TELEGRAPH  
COMPANY,

Defendant.

Case No. 6359

ORDER GRANTING TEMPORARY INTERIM RELIEF

EDWARD E. COVINGTON, 6645 Yount Street, Yountville, California, having filed a verified complaint alleging in substance that defendant has refused complainant's request for installation of telephone service at said address stating that complainant's telephone facilities at 6523 St. Helena Highway, Yountville, California, had been used for bookmaking purposes in December 1957; that the address at which complainant seeks telephone service is his residence and at no time was there any claim made that he used his residence for bookmaking purposes; that complainant resides at said residence address with his two minor children and it is essential for their safety, comfort, health and convenience that telephone service be available; that complainant is partly disabled, suffering from impaired health, and he has need of telephone facilities to receive calls regarding employment, and it is not contemplated that such telephone facilities will be used for illegal purposes.

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 petitioner.
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 20th day of October, 1959.

*E. P. Mitchell* President  
*William J. Doyle*  
*E. J. Fox*  
*Theodore J. J. J. J.* Commissioners