

Decision No. 60967

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

FELICE PHILIP OREFICE,

Complainant

vs.

THE PACIFIC TELEPHONE AND TELEGRAPH  
COMPANY, a corporation,

Defendant.

Case No. 6996

ORDER GRANTING TEMPORARY INTERIM RELIEF

Felice Philip Orefice of 7848 Ranchito Avenue, Van Nuys, California, having filed a verified complaint, alleging in substance that prior to May 27, 1960, complainant was a subscriber and user of telephone service furnished by defendant under number State O-7644 at said address; that on or about May 27, 1960, the telephone facilities of complainant were disconnected by defendant; that on or about May 27, 1960, police officers attached to the Vice Squad of the Los Angeles Police Department entered the premises where said telephone was located and accused one Anthony Pistone of engaging in bookmaking activities; that on June 1, 1960, said Police Department arrested the complainant and his wife Lucille Orefice on a charge of engaging in bookmaking activities; that thereafter at a preliminary hearing the charge was dismissed as to complainant; that complainant resides at said address with his wife and three minor sons; that complainant is not now nor has he ever been engaged in any bookmaking activities; that complainant never used said telephone for any illegal purpose nor did he ever permit anyone else to so use it; that complainant

never had any knowledge, information or belief that anyone else was using his telephone for any unlawful purpose; that complainant has made demand upon defendant to restore the said telephone facilities, but defendant has refused to do so; that complainant has suffered and will continue to suffer irreparable injury to his reputation and great hardship for himself, his wife and three minor sons; and that complainant did not use and does not now intend to use said telephone facilities as an instrumentality to violate the law nor in aiding or abetting such violation or to permit any other person or persons to so use same.

IT IS ORDERED that The Pacific Telephone and Telegraph Company is hereby directed to restore telephone service to complainant pending hearing on said complaint or 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  
25th day of October 1960.

[Handwritten Signature]  
President  
[Handwritten Signature]  
[Handwritten Signature]

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Commissioners