

ORIGINALDecision No. 62479

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

DAVID DUVAL,

Complainant,

vs.

Case No. 7176

THE PACIFIC TELEPHONE AND
TELEGRAPH COMPANY, a corporation,

Defendant.

ORDER GRANTING TEMPORARY INTERIM RELIEF

DAVID DUVAL, of 3414 Maple Street, Los Angeles, California, having filed a verified complaint alleging in substance that prior to June 10, 1960, complainant was a subscriber and user of telephone service furnished by defendant under number ADams 1-9991, at 319 East 59th Place, Los Angeles, which service is still in use by complainant's wife, Dorothy Duval, at said address; that telephone facilities at 3414 Maple Street, Los Angeles, California, have been discontinued upon instructions from law enforcement agencies for illegal use by prior occupants; that complainant did not reside at said 3414 Maple Street at the time of said discontinuance; that complainant has not used nor does he intend to use said telephone facilities as instrumentalities to violate the law, nor in aiding or abetting such violation; that complainant has made demand upon defendant to restore said telephone facilities, but defendant has refused to do so; that complainant has suffered and will continue to suffer irreparable injury and undue hardship if deprived of said telephone facilities; and complainant having requested an order directing the defendant to reconnect and restore

said telephone service pending a hearing and determination of the matters raised by the complaint; and good cause appearing,

IT IS ORDERED that The Pacific Telephone and Telegraph Company is hereby directed to reconnect and restore telephone service to complainant and to maintain such service pending further Commission order herein, 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 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 29th day of August, 1961.

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President

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Commissioners