

ORIGINALDecision No. 62575

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ENCINO ENTERPRISES, A CORP.,
 Complainant,
 vs.
 PACIFIC TELEPHONE, A CORP.,
 Defendant.

Case No. 7186

ORDER GRANTING TEMPORARY INTERIM RELIEF

Encino Enterprises, a California corporation, operating a restaurant and cocktail bar under the name of THE OAKS at 17301 Ventura Boulevard, Los Angeles, California, having filed a verified complaint alleging in substance that complainant was a subscriber of telephone service from defendant both in the form of a public telephone booth and a private telephone system for the business; that on August 22, 1961, members of the Los Angeles Police Department entered the premises upon its opening, arrested an employee of complainant alleging a violation of Penal Code section 337A, and removed the telephone instruments; that the officers and directors of complainant have been in business for many years and have never suffered any infraction of the law; that complainant, its officers, and directors had no knowledge whatsoever of the illegal activity on the part of said employee; that complainant operates a large restaurant and cocktail bar together with banquet rooms, and a majority of the business is

derived from telephone reservation bookings for various civic organizations; that since removal of telephone service complainant has suffered great and irreparable harm by injury to reputation and loss of revenue; and complainant having requested an order restoring interim telephone service; and good cause appearing,

IT IS ORDERED that The Pacific Telephone and Telegraph Company is hereby directed to reconnect and restore private 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 19th
day of SEPTEMBER, 1961.

Grant A. Rago
President
G. L. ...
George H. Weaver
Fredrick B. Hallock

Commissioners