

65903

ORIGINAL

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

H. W. HICKEY,

Complainant,

vs.

Case No. 7563

THE PACIFIC TELEPHONE AND
TELEGRAPH COMPANY, a
corporation,

Defendant.

ORDER GRANTING TEMPORARY INTERIM RELIEF

H. W. Hickey, of 2419 Leafdale Street, El Monte, California, having filed a verified complaint alleging in substance that on or about January 22, 1963, the Sheriff's Office of the County of Los Angeles, through its agents, removed the telephones and wires from the complainant's residence on the ground that the complainant had been engaged in illegal bookmaking operations; that complainant has no knowledge of any illegal activities being conducted at said premises or over said telephone facilities; that complainant has made demand upon defendant to have the said telephone facilities restored, but defendant has refused and does now still refuse to do so; that a telephone is essential in the home due to "colony conditions" of complainant's wife, a possible emergency necessitating continuous telephone service; and good cause appearing,

IT IS ORDERED that Pacific Telephone and Telegraph Company, a corporation, 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 Pacific Telephone and Telegraph Company, a corporation, 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 26th
day of FEBRUARY, 1963.

George O. Grover
President
Frank M. Smith
Fredrick B. Holtzoff
Dellman W. Bennett

Commissioners

*I dissent.
The allegations
of the complainant
are insufficient
to warrant inter-
locutory relief.
August 11, 1963
Commissioner*