

Decision No. 65152**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

MILONAS AND SONS, INC.,
a corporation,

Complainant,

vs.

CASE NO. 7581

THE PACIFIC TELEPHONE & TELEGRAPH
CO., a corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

MILONAS AND SONS, INC., a corporation, of 3100 Webster Street, San Francisco, California, having filed a verified complaint alleging in substance that complainant was a subscriber and user of telephone service furnished by defendant under the number of West 1-9838 at said address; that on or about May 13, 1961, said telephone facilities of complainant were removed and disconnected by defendant pursuant to instructions from the San Francisco Police Department, which office caused an employee of complainant to be arrested on or about said date on a charge of violation of the Penal Code; that complainant has no knowledge that its employees or any employee was using said telephone facilities for any illegal purpose; that complainant has not used and does not now 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 have said telephone facilities restored, but defendant has refused and does now still refuse to do so; that complainant has suffered and will continue to suffer irreparable injury to its reputation and will suffer great hardship

if deprived of said telephone facilities; that as part of complainant's business it operates a cocktail lounge commonly known and designated as the "Surrey Room" in the City and County of San Francisco; that it is imperative that complainant have continuous telephone service for the proper conduct of its business activities; that complainant seeks restoration of said telephone service forthwith; and good cause appearing,

IT IS ORDERED that The 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 The 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 2nd day of APRIL, 1963.

George G. Hoover
President

Carl E. Hatch

Robert W. Rapp

Frederick B. Hildebrandt

William W. Bennett
Commissioners