

Decision No. 65217

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

KIRBY YOUNG,

Complainant,

vs.

CASE NO. 7589

THE PACIFIC TELEPHONE AND TELEGRAPH
COMPANY, a corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

KIRBY YOUNG, of 711 West 48th Street, Los Angeles, 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 ADams 3-1817 plus two extensions at said address; that on or about March 15, 1963, said telephone facilities were removed and disconnected by defendant pursuant to instructions from the Los Angeles Police Department; that said Police Department caused complainant to be arrested on or about said date on a charge of violation of the Penal Code; that complainant did not use 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 his reputation and will suffer great hardship if deprived of said telephone facilities; that complainant is the father of five school aged children and must have said telephone to be reached in case of an emergency at school; that complainant is seeking employment and

must be in a position to leave a telephone number to be called by any prospective employers; 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 16th
day of APRIL, 1963.

George T. Hoover
President

W. P. [Signature]
W. P. [Signature]

Fredrick B. Hillehoff

William W. [Signature]
Commissioners