

Decision No. 65508

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

MATHEW MOOSHAGIAN, dba  
DELUXE MARKET,

Complainant,

vs.

PACIFIC TELEPHONE, a  
corporation,

Respondent.

**ORIGINAL**

Case No. 7634

ORDER GRANTING INTERIM RELIEF

MATHEW MOOSHAGIAN, having filed a verified complaint alleging in substance that complainant is the owner and operator of a grocery store and meat market under the trade name of "DeLuxe Market" located at 1290 Duncan, East Los Angeles, California; that in the meat section of said market there had been installed a business telephone bearing the number of Angelus 3-3577; that on May 18, 1963, the Vice Detail of the Sheriff's Office of Los Angeles County arrested an employee of said complainant on a charge of suspicion of bookmaking and removed said telephone facilities; that complainant herein was not arrested nor even detained by said police; that complainant has no knowledge whatsoever of the circumstances by which said telephone facilities were disconnected; that complainant has requested the return of said telephone facilities, but defendant has refused to do so; that said telephone facilities were never used as an instrumentality to violate the law nor in aiding or abetting such violation; that in addition to said market business, complainant conducts a very lucrative catering service, which business is obtained exclusively and solely through telephone contacts; that complainant has

suffered irreparable damages and injuries to his reputation and to his business and that great hardship has been inflicted upon him as a result of the removal of said telephone facilities; that said market and catering business is the only means of livelihood available to complainant and he must rely solely on said business for the maintenance and support of his family; that complainant seeks restoration of said telephone facilities 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, 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 4th day of June, 1963.

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 President  
*Robert L. ...*  
 \_\_\_\_\_ Acting President  
*Fredrick B. ...*  
*Robert ...*  
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*William W. ...*

Commissioners  
 Commissioner George G. Grover, being  
 2 necessarily absent, did not participate  
 in the disposition of this proceeding.