

Decision No. 65650**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

JOSEPH E. ROBINSON,

Complainant,

vs.

CASE NO. 7655

THE PACIFIC TELEPHONE AND
TELEGRAPH COMPANY, a
corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

JOSEPH E. ROBINSON, of 1605 Dwight Way, Berkeley, California, having filed a verified complaint alleging in substance that prior to April 26, 1963, complainant was a subscriber and user of telephone service furnished by defendant under number THornwall 3-0084; that on or about April 26, 1963, the telephone facilities of complainant were removed and disconnected by defendant pursuant to instructions from the Oakland Police Department, which 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 entering the real estate business and the complainant's wife is a registered nurse presently working at Peralta

Hospital, where she is on call; that it is imperative that complainant have continuous telephone service; 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, 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 22nd
day of JULY, 1963.

George A. Trover
President

Robert W. Page

Frederick B. Hallock

William M. Birrell
Commissioners