Decision No. <u>65921</u>

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

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CLIFTON DAVIS,

RC

Complainant,

vs.

CASE No. 7689

THE PACIFIC TELEPHONE AND TELEGRAPH COMPANY, a corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

CLIFTON DAVIS, of 12918 Belhaven Avenue, Los Angeles 59, California, having filed a verified complaint alleging in substance that prior to July 30, 1963, complainant was a subscriber and user of telephone service furnished by defendant under the number of NEvada 6-4511 at said address; that on or about July 30, 1963, said telephone facilities were removed and disconnected by defendant pursuant to instructions from the Los Angeles Police Department; that complainant has never used nor does he 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 great hardship if deprived of said telephone facilities; that it is imperative that complainant have continuous phone service in connection with his work; that complainant seeks restoration of said telephone facilities forthwith; and good cause appearing,

IT IS ORDERED that The Pacific Telephone and Telegraph

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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 <u>San Francisco</u>, California, this <u>AT</u> day of <u>AUGUST</u>, 1963.

President

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.