

Decision No. 66363**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

GERALD M. FOSTER,

Complainant,

vs.

CASE NO. 7780

PACIFIC TELEPHONE & TELEGRAPH  
COMPANY, a corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

GERALD M. FOSTER, of 2526 Paljay Avenue, South San Gabriel, California, having filed a verified complaint alleging in substance that complainant was a user and subscriber of telephone service furnished by defendant under the number of Atlantic 0-7412; that the telephone facilities of complainant were removed and discontinued pursuant to instructions from the Office of Sheriff of Los Angeles County; 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 no knowledge of any illegal activities being conducted at said premises or over said telephone facilities; that complainant has made demand upon defendant to have the 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 in desperate need of a telephone since his livelihood depends upon it; that complainant is a truck driver subject to call 24 hours a day and loss of contact means deprivation of work and a hardship on 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, 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 21<sup>st</sup> day of NOVEMBER, 1963.

Holloman L. Arnold  
President

George A. Trover

Frederick B. Holdoff  
Commissioners