

Decision No. 67006

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

JAMES C. CUMMINGS,

Complainant,

vs.

CASE NO. 7860

THE PACIFIC TELEPHONE AND TELEGRAPH  
COMPANY, a corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

JAMES C. CUMMINGS, of 277 Sycamore Glen, Pasadena, California, having filed a verified complaint alleging in substance that complainant was a subscriber and user of telephone service furnished by defendant under number CLinton 4-4910, located at 277 Sycamore Glen, Pasadena, California; that on or about February 19, 1964, the telephone facilities of complainant were removed and disconnected by the defendant pursuant to instructions from the Pasadena Police Department and the Los Angeles Sheriff's Office; 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 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 great hardship if deprived of said telephone facilities; that complainant is employed as a machinist at National Tapered Wing Machine Shop and it is necessary on occasion that he be reached at his home; that

that complainant also has two children; that it is therefore imperative that complainant has continuous telephone service; that complainant seeks restoration of 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 31st day of March, 1964.

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President  
*W. E. Mitchell*  
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*Walter A. Rago*  
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*George H. Brown*  
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*Fredrick B. Helshoff*  
Commissioners

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