

ORIGINALDecision No. 67253

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

John E. Droeger, and Joanna N.
Droeger, doing business under the
fictitious name THE BRIGHTON
EXPRESS,

Complainants,

vs.

The Pacific Telephone and Telegraph
Company, a California Corporation,

Defendant.

Case No. 7893

ORDER GRANTING INTERIM RELIEF

John E. Droeger and Joanna N. Droeger, doing business as The Brighton Express, of 580 Pacific Avenue, San Francisco, California, having filed a verified complaint alleging in substance that complainants were subscribers to the telephone service of the defendant, to wit: one semi-public coin phone, SUTTER 1-9947, at complainants' place of business; that on May 8, 1964, defendant, without lawful excuse or just cause, caused said service to be terminated; that said service has since remained in a state of disconnection whereby complainants' customers, when attempting to call said telephone number, hear a ringing signal but said ringing signal does not sound upon the equipment in complainants' place of business, that such persons attempting to call are given no notice of the disconnect, whereby they are brought to believe that complainants are not doing business; that said termination of service has caused complainants injury to their business in the amount of \$150 per day and continues to cause complainants injury in said amount; that complainants seek 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 complainants 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 complainants.

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 26th day of May, 1964.

Holloman C. Bennett
President
John E. [unclear]

George G. [unclear]
Fredrick B. Holdhoff
Commissioners

*I dissent.
Facts alleged
do not justify
interlocutory
relief.
Everitt [unclear]*