

Decision No. 68491**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

WALTER HENDERSON, doing business as
WALT'S FOOD,

Complainant,

vs.

CASE NO. 8097

THE PACIFIC TELEPHONE AND TELEGRAPH
COMPANY, a corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

WALTER HENDERSON, doing business as WALT'S FOOD, of 11127 Venice Boulevard, City and County of Los Angeles, State of California, having filed a verified complaint alleging in substance that prior to November 7, 1964, complainant was a subscriber and user of telephone service furnished by defendant under number VERmont 89111, located at 11127 Venice Boulevard, Los Angeles, California; that on or about November 7, 1964, the telephone facilities of complainant were removed and disconnected by the defendant pursuant to instructions from the office of the Los Angeles Police Department; 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 the complaint filed by the Los Angeles Police Department against complainant was based on suspicion of bookmaking; that the complaint and charges against complainant were dismissed by the Los Angeles Superior Court of the County of Los Angeles, State of California, on December 10, 1964, for lack of evidence; 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 requires said telephone facilities for the pursuance of lawful business activity; that complainant seeks restoration of 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 19th
day of JANUARY, 1965.

Frederic B. Holcloff President
George T. Crowe
Johanna Berinck
 Commissioners