

ORIGINAL

Decision No. 68675

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

RODERICK S. WILLIAMS,  
 Complainant,  
 vs.  
 GENERAL TELEPHONE COMPANY  
 OF CALIFORNIA, a corporation,  
 Defendant.

Case No. 7941  
(Filed July 10, 1964)

OPINION AND ORDER

Complainant seeks restoration of telephone service at 5352 Cerritos Avenue, Azusa, California. Interim restoration was ordered pending further order (Decision No. 67593, dated July 28, 1964).

Defendant's answer admits that telephone service to complainant was discontinued on June 11, 1964, and the instruments removed on June 15, 1964, and alleges that said telephone service was discontinued at the request of complainant's wife, and that complainant is indebted for telephone services in the sum of \$51.11.

The matter was set for hearing on September 24, 1964, at which time no evidence was taken and the matter continued to a date to be set.

On January 14, 1965, an engineering representative of the Commission met with complainant and with representatives of defendant at which time it was agreed by all parties to

settle the complaint without a hearing, and the report of said engineering representative is marked Exhibit 1 and filed herein.

The terms for settlement of the complaint, as set forth in Exhibit 1 and agreed upon by complainant and defendant, are as follows:

- "1. The telephone service will be restored on January 15, 1965;
2. No new application shall be filed; however, the application on file will be up-dated by the utility;
3. The telephone company will immediately sign a release on the car and will not enforce the Small Claims Court judgment if the complainant complies with the rest of the conditions;
4. The bill for \$51.00 will be adjusted according to staff's recommendation and the recommended figure will be accepted without stipulation.
5. The adjusted bill will be paid by complainant between February 1 and 15, 1965."

The Commission representative stated that both parties agreed to the settlement and recommended that the Commission dispose of the complaint by an ex parte order approving the settlement agreed upon by the parties.

The Commission finds that complainant and defendant have agreed to settle the complaint without a hearing and that defendant's action in disconnecting complainant's telephone was based upon reasonable cause. A public hearing is not necessary.

The Commission concludes that the temporary restoration of service should be made permanent.

IT IS ORDERED that the settlement of the matter as set forth above is authorized and that service temporarily restored to complainant, pursuant to Decision No. 67593, dated July 28, 1964, is made permanent, subject to defendant's tariff provisions and existing applicable law.

The effective date of this order shall be twenty days after the date hereof.

Dated at Los Angeles, California, this 2<sup>nd</sup> day of MARCH, 1965.

Frederick B. Holdcroft  
President

John E. Mitchell

George T. Grover

Augustan

William W. Bennett  
Commissioners