

**ORIGINAL**Decision No. 68906

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

STEVEN BOARDNER,

Complainant,

vs.

Case No. 8158

THE PACIFIC TELEPHONE AND TELEGRAPH  
COMPANY, a California Corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

STEVEN BOARDNER, of 1652 North Cherokee, Los Angeles, California, having filed a verified complaint alleging in substance that complainant is a businessman operating a restaurant and cocktail bar at the above address; that complainant was a subscriber and user of telephone service furnished by defendant under the number Hollywood 2-9521 at the above address; that on or about February 19, 1965, the telephone facilities were removed and disconnected by defendant pursuant to instructions from the office of the Los Angeles Police Department advising that complainant was using said facilities for bookmaking activities; that petitioner is not a bookmaker, never has been, did not use and does not now intend to use said telephone facilities as an instrumentality to violate the law or in aiding or abetting violation of the law; 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 respondent for restoration of said telephone facilities but defendant has refused and still refuses to do so; that charges have been dismissed against complainant; that said telephone facility is a public phone located on the above-described premises on which is located a restaurant and bar operated by complainant; that complainant will suffer irreparable

Injury and hardship if deprived of said telephone facilities; 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 20th day of April, 1965.

Frederick B. Holhoff  
President

George J. ...

William ...  
Commissioners