

Decision No. 69057**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

THOMAS C. HENDERSON,

Complainant,

vs.

Case No. 8172

PACIFIC TELEPHONE & TELEGRAPH COMPANY,
a Corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

THOMAS C. HENDERSON, doing business as Anglo-Swedish Massage Studio, 889 Geary Street, San Francisco, California, having filed a verified complaint alleging in substance that prior to May 6, 1965, complainant was a subscriber and user of telephone service furnished by defendant under the numbers TUXedo 5-2746-7, TUXedo 5-2814, and PL-6089, to the Anglo-Swedish Massage Studio located at 889 Geary Street, San Francisco, California; that on or about May 6, 1965, the heretofore described telephone facilities of complainant were removed and disconnected by defendant pursuant to instructions from the San Francisco Police Department; that complainant, on the dates mentioned herein, or on any other date, was not then using and does not now intend to use said telephone facilities as an instrumentality to violate any law of the State of California, or any other state, or of the United States, or to aid or abet in any such violation of State or Federal law; that complainant has made demand upon said defendant to have telephone facilities restored, but defendant has refused and still refuses to restore said disconnected and discontinued service; that complainant has suffered and will continue to suffer great hardship, financial and otherwise, if deprived of heretofore described

facilities; that complainant, as owner of the above-mentioned premise, requires said telephone facilities for the pursuance of lawful business activity; that complainant has endured and continues to endure gross personal stigma in community contempt and ridicule through the intimidation and implication attributable to and proximately caused by the heretofore described action of defendant in terminating and severing complainant's 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 12th day of May, 1965.

Frederick H. Holhoff President
Augusta

Commissioner George G. Grover, being necessarily absent, did not participate in the disposition of this proceeding.

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

Commissioners