

Decision No. 69355
 BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ORIGINAL

STANLEY B. MEDLICOTT,

Complainant,

vs.

Case No. 8211

GENERAL TELEPHONE COMPANY OF CALIFORNIA,
 a corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

STANLEY B. MEDLICOTT, of 915 Duncan Avenue, Manhattan Beach, California, having filed a verified complaint alleging in substance that complainant was a subscriber and user of telephone service furnished by defendant under numbers FR 4-8600 and 772-5955; that on or about June 9, 1965, certain deputy sheriffs entered the premises at 915 Duncan Avenue, Manhattan Beach, and arrested complainant's wife, Ethel Jane Medicott, for violation of Penal Code § 337a; that complainant is informed and believes and on that ground alleges that said arrest was illegal and without reasonable or probable cause; that as a result of said arrest defendant herein removed the aforementioned telephone installations at said residence address; that complainant is deprived of telephone service which is necessary to the health, safety and welfare of complainant and his family; that complainant is a self-employed plumber and a telephone is a necessity in the conduct of his business on a 24-hour day basis, and complainant will suffer undue hardship and irreparable injury to his reputation if deprived of telephone service; that complainant will not use said telephone facilities for any unlawful purpose; that complainant has made demand upon defendant to have said telephone facilities restored, but defendant has refused and

does now still refuse to do so; that complainant seeks restoration of said telephone facilities forthwith; and good cause appearing,

IT IS ORDERED that General Telephone Company of California, 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 General Telephone Company of California, 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 7th day of JULY, 1965.

Frederick B. Halchuff
Defendant

George T. Hoover

Mogata

William L. Samuel
Commissioners

*I dissent
C. E. Glendon*