

Decision No. 70049**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

WILLIAM F. BARKHEIMER,

Complainant,

vs.

Case No. 8287

THE PACIFIC TELEPHONE AND  
TELEGRAPH COMPANY,

Defendant.

ORDER GRANTING INTERIM RELIEF

WILLIAM F. BARKHEIMER, of the East Shore Inn, 1265 East Shore Highway, Berkeley, California, having filed a verified complaint alleging in substance that prior to October 18, 1965, complainant was a subscriber and user of telephone service furnished by defendant at complainant's place of business, the East Shore Inn, 1265 East Shore Highway, Berkeley, under numbers 526-4101, 526-9888 and 525-9907, the last two telephones being public phones; that on or about October 18, 1965, said telephone facilities were removed and disconnected by the defendant; that complainant has complied with his obligations to defendant in every way and there was no delinquent bill owing on any of said telephones; that no illegal activities were taking place in connection with the use of said telephones at the time of said removal or for a reasonable time preceding said removal; that said telephones were not being used to aid or abet any violation of the law at said time or for a reasonable time preceding said time; that complainant seeks restoration of said telephone facilities forthwith; and good cause appearing,

IT IS ORDERED that The Pacific Telephone and Telegraph Company 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 personally served upon The Pacific Telephone and Telegraph Company, 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 7<sup>th</sup> day of DECEMBER, 1965.

Fredrick B. Halliwell  
President  
George H. Grover  
Auguston  
  
  
  
Commissioners

*I dissent for my  
lack of opinion  
Jellanna (G) [Signature]*