

**ORIGINAL**

Decision No. 70348

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

In the Matter of the Suspension and Investigation on the Commission's own motion of tariffs covering exchange area expansion in the Petrolia exchange of the Petrolia Telephone Company.

Case No. 8217

THE WESTERN TELEPHONE COMPANY,  
Complainant,

vs.

Case No. 8222

PETROLIA TELEPHONE COMPANY,  
Defendant.

In the Matter of the Application of THE WESTERN TELEPHONE COMPANY, a California corporation, for authority to establish exchange telephone service in applicant's New Thorn and Shelter Cove Toll Station Areas; the new exchange to be known as the Shelter Cove Exchange.

Application No. 47685

ORDER DISSOLVING  
TEMPORARY RESTRAINING ORDER

On October 28, 1965, the Commission ordered The Western Telephone Company to immediately cease and desist, until further order of the Commission, from construction of an 8-mile underground cable between Shelter Cove and New Thorn, and from any other construction in the Shelter Cove area.

After that action was taken, the Commission received testimony from the Board of Directors of Resort Improvement District #1, Humboldt County, urging the Commission to allow The Western Telephone Company to complete its underground installation in order that adequate telephone service be provided at Shelter Cove. Adequate toll

station service will enable Resort Improvement District #1 construction work now in progress at Shelter Cove to continue on schedule.

The record does not indicate that the dissolution of the temporary restraining order would prejudice the basic issues raised in these matters.

The public interest will be served if the restraining order is dissolved and the following conditions are imposed until the matters have been resolved by final order of this Commission.

1. The Western Telephone Company shall finish construction of its existing underground cable at Shelter Cove and connect existing toll lines and stations to said underground cable at its Shelter Cove terminus.
2. Applicants for toll station service in Shelter Cove shall provide any and all construction necessary to connect to The Western Telephone Company's underground cable at its terminus at Shelter Cove in accordance with Western's Revised Cal. P.U.C. Sheet No. 1919-T, Schedule No. B-1, Condition 13, last sentence.

The action taken herein is not to be construed as indicative of any amounts for either expenses or rate base to be included in future proceedings for the purpose of determining just and reasonable rates.

The Commission finds that adequate toll station service to the Shelter Cove area, now under development, is needed. Therefore,

IT IS ORDERED that the Commission's order of October 28, 1965, directing The Western Telephone Company to immediately cease and desist from construction of an 8-mile underground cable between Shelter Cove and New Thora and from any other construction in the Shelter Cove area, is dissolved subject to the conditions hereinabove stated.

The Secretary is directed to mail a copy of this order to all appearances.

The effective date of this order shall be the date hereof.

Dated at San Francisco, California, this 15<sup>th</sup> day of FEBRUARY, 1966.

Frederick B. Haliloff  
President  
George T. Lovell  
Augustin  
William M. Bissell

Commissioners

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.