

Decision No. 70966

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

LEON FULLER,

Complainant,

vs.

GENERAL TELEPHONE COMPANY
OF CALIFORNIA, a corporation,

Defendant.

Case No. 8472

ORDER GRANTING INTERIM RELIEF

Leon Fuller, of 1042 East 9th Street, Pomona, California, having filed a verified complaint alleging in substance that prior to July 5, 1966, complainant was a subscriber and user of telephone service furnished by defendant under number NATIONAL 9-5658; that on or about July 5, 1966, said telephone facility was removed and disconnected by law enforcement officers who caused complainant to be arrested on a charge of suspicion of bookmaking; that complainant is not a bookmaker; that he never used, and does not intend to use, said telephone facility as an instrumentality to violate the law, or in aiding or abetting violation of the law; that complainant has made demand upon defendant for restoration of said telephone facility but said defendant has refused and does now still refuse to do so; that complainant operates a catering lunch-wagon service; that on numerous occasions complainant must contact his wife by telephone at his home and have her meet him at designated locations along his route; that interruption of telephone service will jeopardize the success of his business; that complainant seeks restoration of said telephone facility 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 personally served upon the 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 19th day of JULY, 1966.

President

George J. Trover

Fredrick B. Halbach

Rogers

Commissioners

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