

Decision No. 71204

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ROGER F. BERNHARDT,

Complainant,

vs.

Case No. 8504

THE PACIFIC TELEPHONE AND TELEGRAPH
COMPANY, a corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

ROGER F. BERNHARDT, of 16502 Crenshaw Blvd., Torrance, California, having filed a verified complaint alleging in substance that prior to July 15, 1966, complainant was a subscriber and user of telephone service furnished by defendant under the number DA 9-9988; that on or about July 15, 1966, said telephone facilities were disconnected by the defendant pursuant to instructions from the office of the Torrance Police Department; that complainant did not use and does not now intend to use said telephone facilities as instrumentalities to violate the law nor in aiding or abetting such violation; that complainant has no knowledge of any illegal activities being conducted at said premises or over said telephone facilities; that complainant has made demand upon defendant to have the said telephone facilities restored, but defendant has refused and does now still refuse to do so; that complainant has suffered and will continue to suffer irreparable injury to his reputation and will suffer great hardship if deprived of said telephone facilities; that said telephone facilities are in a cocktail lounge and it is necessary for his business that complainant have said telephone facilities; that complainant has another cocktail lounge which he must contact frequently for business purposes; that it is, therefore, imperative that complainant have continuous telephone service;

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 personally 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 23rd day of AUGUST, 1966.

Arthur E. Mitchell
 President
George E. Crocker
Augustus
William B. Bennett

Commissioners

Commissioner Frederick B. Holoboff, being necessarily absent, did not participate
2. in the disposition of this proceeding.