

ORIGINALDecision No. 71560

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ALL METAL FABRICATORS, INC.,
a California corporation,

Complainant,

vs.

PACIFIC TELEPHONE & TELEGRAPH
COMPANY,

Defendant.

Case No. 8421

ORDER OF DISMISSAL

The complaint, filed herein on May 23, 1966 and the answer filed herein on June 13, 1966, raise an issue of alleged discrimination (Public Utilities Code, Sec. 453) by defendant in negotiating and executing a pole attachment agreement with International Cable T.V. Corporation for the same general area in Los Angeles County covered by a CATV distribution channel facility agreement between All Metal Fabricators, Inc. and defendant Pacific Telephone.

International, by complaint filed August 15, 1966 (Case No. 8499) also has alleged that Pacific discriminated against it by the execution of the channel agreement with All Metal.

The Commission, considering that no unlawful discrimination had been made to appear in Pacific's arrangements with International, has ordered, in a decision issued this day, that the complaint in Case No. 8499 be dismissed.

For the reasons set forth in our decision in Case No. 8499, and for the further reason that consideration of the pleadings herein discloses no essential issue different from that considered and decided in Case No. 8499, we conclude that the

