

Decision No. 79017

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

San Mateo Union High School District, )

Complainant, )

vs. )

PACIFIC TELEPHONE AND TELEGRAPH COM- )  
PANY, a corporation, )

Defendant. )

Case No. 9246  
(Filed July 14, 1971)

ORDER CONTINUING TEMPORARY RESTRAINING ORDER  
PENDING FINAL DETERMINATION OF THE  
COMPLAINT HEREIN

Pursuant to Decision No. 78930, a public hearing was held before Examiner Cline in San Francisco on July 23, 1971, on the order directing The Pacific Telephone and Telegraph Company, the defendant herein, to show cause why it should not be enjoined and restrained during the pendency of this action from terminating or threatening to terminate the telephone services of complainant, or any portion thereof, because of the use, by complainant, of a monitoring device which does not contain a recorder tone, when such monitoring device is used to record conversations from the time a call is received until the time it is transferred to the appropriate extension. At the same time, pursuant to stipulation by the parties to the proceeding, hearing was held on the entire complaint herein. The complaint was taken under submission subject to the filing of an opening brief by defendant on or before August 20, 1971, and the filing of a closing brief by complainant on or before September 10, 1971.

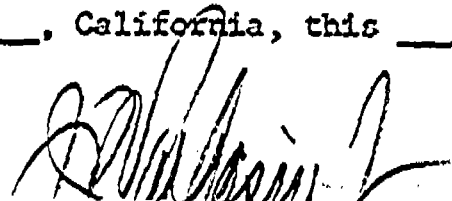
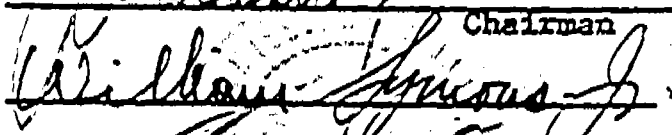
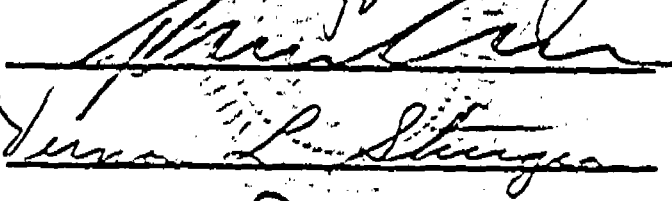
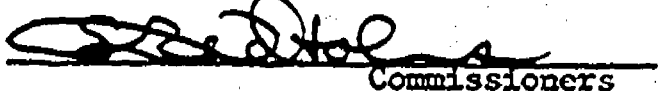
The defendant failed to show cause why the temporary restraining order should not be continued during the pendency of

this action and affirmatively stated on the record that it had no objection to such continuance of the temporary restraining order.

Now, therefore, IT IS ORDERED that pending the final determination of the complaint herein, the defendant is hereby restrained and enjoined from engaging in or performing, directly or indirectly, any and all of the acts above set forth.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 10<sup>th</sup> day of AUGUST, 1971.

  
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Chairman  
  
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\_\_\_\_\_  
Commissioners