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Decision No. 81806

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Industrial Communications Systems, Inc.,)

Complainant,

vs.

R. L. Mohr, dba Radio Call Corp.,
Advance Electronics, Multiple M Enter-
prises, Advance Radiotelephone Co. and
Does I thru X.

Defendant.

Case No. 9373
(Filed May 4, 1972)

ORDER GRANTING INTERVENTION

On July 31, 1973 Allied Telephone Companies Association (Allied) filed a petition to intervene and become a party to Case No. 9373.

Allied is an unincorporated association of California radiotelephone utilities subject to regulation by the California Public Utilities Commission. Several members of Allied provide two-way mobile, one-way paging and related radiocommunication services in the Greater Los Angeles Metropolitan Area and in Los Angeles and Orange Counties.

Allied alleges that R. L. Mohr, under numerous fictitious trade names, including Advanced Electronics and Advanced Mobile Radiotelephone Service, Inc., owns and operates illegal common carrier businesses and operations, commonly called "pseudo common carrier operations" in the Greater Los Angeles Metropolitan Area.

Allied also alleges that R. L. Mohr under the trade name of Advanced Mobile Radiotelephone Service, Inc., or other fictitious trade names, owns and operates a transmitter or transmitters and related facilities located on Mt. Wilson (San Gabriel Mountains), call letters KQW-917, offering and providing mobile and paging service over base radio frequencies to the public generally for compensation in the Greater Los Angeles Metropolitan Area through interconnection with the facilities of The Pacific Telephone and Telegraph Company and General Telephone Company of California. Allied further alleges that the aforesaid radio transmission facilities of Mohr, and many of the subscribers served thereby with mobile and paging radiotelephone service, are located outside Mohr's certificated service area, and that Mohr does not have any tariff on file with the Commission for the offering of this radiotelephone service. Allied claims that such unauthorized and illegal public utility offering and operation is causing economic injury to members of petitioner who are certificated radiotelephone utilities providing mobile and paging service in the Greater Los Angeles Metropolitan Area.

It appears that intervention should be granted in accordance with Rule 53 of this Commission's Rules of Practice and Procedure.

Therefore, IT IS ORDERED that Allied Telephone Companies Association is an intervenor in Case No. 9373 and a party to the proceeding equal to complainant, defendant, and other intervenors.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 28th
day of AUGUST, 1973.

Commissioner D. W. Holmes, being
necessarily absent, did not participate
in the disposition of this proceeding.

Vernon L. Sturgeon
President
William J. ...
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Commissioners