

IS

Decision No. 82706

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

MURIEL RUBIN and RUBIN REALTY,)

Complainant,)

vs.)

Case No. 9658

GENERAL TELEPHONE COMPANY OF)
CALIFORNIA, a corporation,)

Defendant.)

ORDER OF DISMISSAL

Complainant alleges that she received a "Notice of Payment Due" from defendant indicating that service would be discontinued on the fifth day following the date of the notice. The notice was mailed on January 19, 1974, was received on January 22, 1974, and complainant's telephone service was cut off on January 22, 1974. Complainant asks for monetary damages for loss of business and injury to business reputation.

Defendant filed a letter of defects asserting that this Commission does not have authority to award monetary damages for civil injuries. Complainant was also advised of this by a letter from the Commission's Secretary, who accorded complainant until March 15, 1974 to amend her complaint so as to state a cause of action which this Commission could hear. No reply has been received, and the matter must be dismissed.

The Commission notes that complainant alleges that service was disconnected by defendant on less than five days' notice. Because of complainant's failure to amend her complaint there is no proof on this matter. However, defendant is cautioned against any premature disconnections.

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IT IS ORDERED that the complaint herein is dismissed.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 9th day
of APRIL, 1974.

Vernon L. Stinson
President
William J. Lyons
Richard J. ...
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...
Commissioners