

IS C.9728, et al.

ORIGINAL

Decision No. 83121

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

THE PACIFIC TELEPHONE AND TELEGRAPH  
COMPANY,

Complainant,

vs.

SOUTHERN PACIFIC COMMUNICATIONS  
COMPANY,

Defendant.

Case No. 9728

Application of THE PACIFIC TELEPHONE  
AND TELEGRAPH COMPANY, a corporation,  
for authority to revise rates, charges  
and rate structures for intrastate  
voice grade private line services to  
establish a new service offering  
referred to as High Density-Low Density  
Service.

Application No. 54839

In the Matter of the Suspension and  
Investigation on the Commission's Own  
Motion of Tariffs filed under Advice  
Letter No. 1 by SOUTHERN PACIFIC  
COMMUNICATIONS COMPANY.

Case No. 9731

ORDER DENYING REHEARING

A petition for rehearing of our Order of Suspension and Investigation (Case No. 9731) and Decision No. 82852 has been filed by Southern Pacific Communications Company (SPCC). After consideration of said application and each and every allegation therein, we are of the opinion that good cause for rehearing has not been made to appear. However, we wish to point out that no inference should be drawn, by our action herein, that we have resolved or decided

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the issue of whether a certificate of public convenience and necessity is required by SPCC before it can conduct its proposed operations. That issue will be decided at a later time after a full opportunity has been provided for the introduction of evidence and argument. Thus, we rely on Public Utilities Code, Section 455, as our authority to suspend and investigate the tariff sheets filed under SPCC's Advice Letter No. 1.

THEREFORE, IT IS ORDERED that rehearing of our Order of Suspension and Investigation and/or Decision No. 82852 is hereby denied.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 6th day of JULY, 1974.

Vernard L. Stinson  
President  
William Synovay Jr.  
William Synovay Jr.  
John Mc  
John Mc  
Commissioners