

bp

Decision No. 84621

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

ROSS SHADE and WILLIAM H. FAISST,)
SHADE, FAISST & CO., a partnership,)

Complainants,)

vs.)

THE PACIFIC TELEPHONE AND TELEGRAPH)
COMPANY,)

Defendants.)

Case No. 9598
(Filed August 10, 1973;
Amended October 23, 1973)

ORDER DENYING RELIEF

On May 9, 1975, complainants, Ross Shade and William H. Faisst filed a "Petition for Reconsideration and to Amend Decision No. 84374". Attached to this filing is a document entitled "Petition Requesting the Public Utilities Commission to Withdraw Decision No. 84374 Forthwith".

We have considered fully the assertions and arguments presented and, except for the discussion immediately following, are of the opinion that good cause for relief has not been made to appear.

In Decision No. 84374 we specifically recognized that The Pacific Telephone and Telegraph Company's (PT&T) practices in connection with the acceptance and transmission of new listings to its directory department were a material issue. After reviewing the instant filing and the record herein, we are of the opinion that PT&T's practices in this regard are not unjust, unreasonable, improper, inadequate or insufficient.

PT&T's procedures were fully described at the hearings. Exhibit No. 14 is a flow chart which shows the carefully drawn steps developed to handle new listings. A minor change did occur in new listing procedures between 1972 and the present. However, we are unable to find fault with either the past or present procedures.

In the instant filing, petitioners specifically refer to (1) information given them regarding cut-off dates for listings and (2) the preparation and use of "contract memoranda" and "listing agreement forms" by PT&T. We cannot, based on the record established, find that these matters evidence a shortcoming in PT&T's procedures.

THEREFORE, IT IS ORDERED that:


1. Decision No. 84374 is hereby modified by the inclusion therein of the following findings of fact:


"20. PT&T's practices in connection with the acceptance and transmitting of new listings in its directory department have not been shown to be unjust, unreasonable, improper, inadequate or insufficient."


2. Further relief with respect to Decision No. 84374, as modified hereinabove, is hereby denied.

The effective date of this order is the date hereof.

Dated at San Francisco, California, this 15th day of
, 1975.



President


Vernon L. Sturgeon


Commissioners

Commissioner Leonard Ross, being necessarily absent, did not participate in the disposition of this proceeding.