

Decision No. 89626 NOV 9 1978

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

Norman Lee Lamb Jr., dba Lamb Mail
and Answering Service,

Complainant,

vs.

Pacific Telephone and Telegraph
Company, a corporation,

Defendant.

Case No. 10563
(Filed May 11, 1978;
amended June 19, 1978)

ORDER OF DISMISSAL

By this complaint, as amended, Norman Lee Lamb, Jr., doing business as Lamb Mail and Answering Service, alleges continuing problems with The Pacific Telephone and Telegraph Company equipment and service furnished to him and loss of clients and business because of this. He seeks various relief. Defendant, in its answer to the complaint filed June 14, 1978 and its answer to complainant's amendment to the complaint and motion to dismiss filed August 29, 1978, asserts, among other things, that complainant has removed everything belonging to him from the building he occupied; that his whereabouts are unknown; and that service to complainant's answering service was discontinued in accordance with its abandoned disconnect procedure. Defendant requests that the complaint be dismissed. Complainant has made certain deposits with the Commission in connection with bills he has received from defendant.

The matter had been set for hearing in San Francisco on October 19, 1978. The notice of hearing sent to complainant by registered mail has been returned unopened by the post office with the notation "moved, left no address". Further attempts to locate complainant have been unsuccessful. In the circumstances, the hearing has been removed from the calendar, and the matter should be dismissed.

All sums deposited with the Commission by complainant in conjunction with this complaint will be released to defendant.

IT IS ORDERED that:

- 1. Case No. 10563 is dismissed.
- 2. All sums deposited by complainant with the Commission with respect to this complaint shall be disbursed to The Pacific Telephone and Telegraph Company.

3. A copy of this order shall be mailed to complainant at his last known address by registered mail return receipt requested. ✓

The effective date of this order shall be thirty days after the date hereof.

Dated at _____, California, this 9th day of NOVEMBER, 1978.

Robert Bateman
President

William J. ...

Leonard ...

Clayton ...

Clare T. ...
Commissioners