

Decision No. 55493

**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

KATHERINE DECKARD,

Complainant,

vs.

THE PACIFIC TELEPHONE AND TELEGRAPH  
COMPANY, a corporation,

Defendant.

Case No. 5967

ORDER GRANTING TEMPORARY INTERIM RELIEF

KATHERINE DECKARD, 3895 South Arlington Avenue, Los Angeles, California, having filed a verified complaint alleging in substance that prior to August 2, 1957 complainant was a telephone subscriber of defendant, under number AXminister 3-0842; that on or about August 2, 1957 the telephone facilities of complainant were disconnected by defendant; that complainant was visiting in San Diego from July 23, 1957 until July 31, 1957, and when she returned to Los Angeles on July 31, 1957 discovered that the front and side doors of her home had been broken down and was informed and believes that on or about July 26, 1957 a distant relative of complainant, who at times had been employed to baby sit by complainant, was discovered by the Los Angeles Police Department using complainant's telephone for the purpose of taking bets on horse races; that complainant did not give any person permission to use complainant's telephone on said date; that the only times complainant has allowed anyone to use her telephone it has been for calls made in her presence relating to

legitimate matters; that complainant had no knowledge of any criminal record of said relative or that the latter was every engaged in any illegal activity before July 31, 1957; and that defendant has refused to restore telephone service in complainant's name or to her home; therefore,

IT IS ORDERED that The Pacific Telephone and Telegraph Company is hereby directed to restore telephone service to complainant pending hearing on said complaint and further Commission order thereon, said service to be furnished pursuant to defendant's filed tariff rates and rules applicable thereto. The complaint will be set for hearing before such Commissioner or Examiner, and at such time and place, as may hereafter be designated.

The Secretary is directed as follows:

1. To cause a certified copy of this order, together with a copy of the complaint herein, to be served upon The Pacific Telephone and Telegraph Company, and said defendant is directed to serve and file its reply to said complaint within ten (10) days after said service.
2. To cause a copy of this order to be mailed to complainant.
3. To cause appropriate notice of hearing to be mailed to the parties at least ten (10) days prior to the hearing herein.

Dated at Los Angeles, California, this 27th day of August, 1957.

\_\_\_\_\_  
President  
*Ray L. Wintermeyer*  
\_\_\_\_\_  
*R. H. Hoff*  
\_\_\_\_\_  
*E. L. Fox*  
\_\_\_\_\_  
Commissioners