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Decision No. 58821

ORIGINAL

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

TOYE NISHIDA,)
)
 Complainant,)
)
 vs.)
)
 THE PACIFIC TELEPHONE AND)
 TELEGRAPH COMPANY,)
 a corporation,)
)
 Defendant.)

Case No. 6313

ORDER GRANTING TEMPORARY INTERIM RELIEF

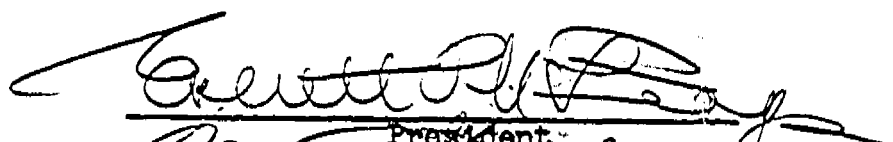
TOYE NISHIDA, 953 Santee Street, Los Angeles, California, having filed a verified complaint alleging in substance that prior to April 24, 1959, complainant was a subscriber and user of telephone service furnished by defendant under number MADison 2-1696, at said address; that on or about April 24, 1959, the complainant's telephone facilities were removed and disconnected by defendant pursuant to instructions from the Los Angeles Police Department, which Department caused complainant to be arrested on or about said date on a charge of suspicion of violation of Section 337a of the Penal Code; that complainant has not used and does not now intend to use said telephone facilities as instrumentalities to violate the law nor in aiding or abetting such violation; that complainant is employed by a doctor and it is necessary that she be in constant touch with the doctor's telephone exchange to receive messages and make telephone calls; and that complainant has suffered and will suffer irreparable injury and great hardship if deprived of telephone facilities.

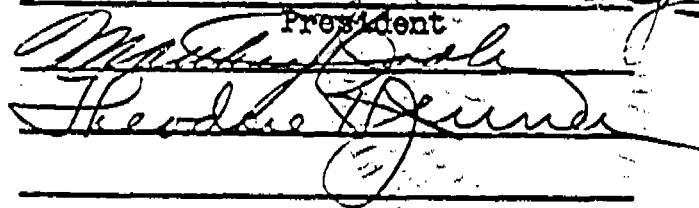
IT IS ORDERED that The Pacific Telephone and Telegraph Company is hereby directed to restore telephone service to complainant pending hearing on said complaint and further Commission order thereon, said service to be furnished pursuant to defendant's filed tariff rates and rules applicable thereto. The 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 San Francisco, California, this 28th day of July, 1959.



President


Commissioners