

Decision No. 59558**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

LEROY BOULWARE and  
RUTHIE BOULWARE,

Complainants,

vs.

Case No. 6410

THE PACIFIC TELEPHONE AND TELEGRAPH  
COMPANY, a corporation,

Defendant.

ORDER GRANTING TEMPORARY INTERIM RELIEF

LEROY BOULWARE and RUTHIE BOULWARE of 730 East 102nd Street, Los Angeles, California, having filed a verified complaint, alleging in substance that prior to the month of September 1959, complainants were subscribers and users of telephone service furnished by defendant under number PLYmouth 4-0472, at said address; that sometime during September 1959, the telephone facilities of complainants were removed and disconnected by the defendant pursuant to instructions from the Los Angeles Police Department, which department caused complainant, Ruthie Boulware to be arrested on or about said month on a charge of suspicion of violation of Section 337a of the Penal Code; that said complainant was released to return to her home and family the same day as arrested on said suspicion, and was not prosecuted pursuant to said suspicion; that complainants have not used and do not now intend to use said telephone facilities as instrumentalities to violate the law nor in aiding or abetting such violation; that complainants are unaware of any illegal activities taking place at said address or over said telephone facilities; that complainants have made demand upon defendant to have the said telephone facilities restored,

but defendant has refused to do so; that complainants have suffered and will continue to suffer irreparable injury to their reputation and will suffer great hardship if deprived of said telephone facilities.

IT IS ORDERED that The Pacific Telephone and Telegraph Company is hereby directed to restore telephone service to complainants 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 defendant.
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 26th day of January, 1960.

[Signature]  
President

[Signature]

[Signature]

Theodore J. Jernigan  
Commissioners