

Decision No. 59695**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

GENOA SIMMONS,

Complainant,

vs.

THE PACIFIC TELEPHONE AND TELEGRAPH  
COMPANY, a corporation,

Defendant.

Case No. 6419

ORDER GRANTING TEMPORARY INTERIM RELIEF

GENOA SIMMONS of 1739 Middleton Place, Los Angeles, California, having filed a verified complaint, alleging in substance that prior to August 23, 1959, complainant was a subscriber and user of telephone service furnished by defendant under number AXminister 2-8088, at said address; that on or about August 23, 1959, the telephone facilities of complainant were removed and disconnected by the defendant pursuant to instructions from the Los Angeles Police Department, which department caused one Lila Hamilton to be arrested on or about said date on a charge of suspicion of violation of Section 337a of the Penal Code; that said Lila Hamilton was arrested while visiting complainant's tenant; that it was the acts of said Lila Hamilton that caused said telephone facilities to be removed; 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 has made demand upon defendant to have the said telephone facilities restored, but defendant has refused to do so; that complainant has suffered and will continue to suffer irreparable injury to her

reputation and will suffer great hardship if deprived of said telephone facilities; that complainant's son-in-law, who is presently residing with her, is employed by the Los Angeles Fire Department, and on numerous occasions is on twenty-four (24) hour standby and must be reached by telephone.

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 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 23rd day of February, 1960.

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 President

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 Commissioners