

**ORIGINAL**Decision No. 60412

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

LAVERN MCKENZIE,

Complainant,

vs.

Case No. 6584

THE PACIFIC TELEPHONE AND TELEGRAPH  
COMPANY, a corporation,

Defendant.

ORDER GRANTING TEMPORARY INTERIM RELIEF

LAVERN MCKENZIE of 3127 Kansas Avenue, South Gate, California, having filed a verified complaint, alleging in substance that prior to May 21, 1960, complainant was a subscriber and user of telephone service furnished by defendant under number IOrain 7-7184 at said address; that on or about May 21, 1960, the telephone facilities of complainant were removed and disconnected by the defendant pursuant to instructions from the Office of the Sheriff of Los Angeles County, which office caused complainant, who is also known as Dorothy Watkins, to be arrested on or about said date on a charge of suspicion of violation of Section 337a of the Penal Code, bookmaking; that on or about May 31, 1960, said case against complainant was dismissed at the preliminary hearing in the South Gate Municipal Court; that complainant did not use 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 restore the said telephone facilities, 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 elderly mother resides with complainant and is in poor health and under a doctor's care for a heart condition and must be in constant touch with her physician; that it is imperative that complainant have continuous telephone service in case of emergency.

IT IS ORDERED that The Pacific Telephone and Telegraph Company is hereby directed to restore telephone service to complainant pending hearing on said complaint or 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 12<sup>th</sup> day of July, 1960.

Charles H. Page  
President  
Wm. H. Smith  
E. J. Fox  
Theodore J. DeWitt  
Commissioners