

Decision No. 60634**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

JOE W. HERRERA and LORRAINE M. HERRERA,
Complainants,

vs.

Case No. 6852

THE PACIFIC TELEPHONE & TELEGRAPH
COMPANY, a corporation,

Defendant.

ORDER GRANTING TEMPORARY INTERIM RELIEF

JOE W. HERRERA and LORRAINE M. HERRERA of 1275 West 2nd Street, San Pedro, California, having filed a verified complaint, alleging in substance that prior to April 19, 1960, complainants were subscribers and users of telephone service furnished by defendant under number Terminal 3-9567 at said address; that on or about April 19, 1960, the telephone facilities of complainants 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 has made demand upon defendant to have the said telephone facilities restored but defendant has refused and does now still refuse 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; that

complainants require continuous telephone service for personal and medical reasons, husband's health and wife's pregnancy.

IT IS ORDERED that The Pacific Telephone and Telegraph Company is hereby directed to restore telephone service to complainants 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 complainants.
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 30th day of August, 1960.

Everett C. Long
 President

J. E. ...

...

C. Lynn Fox

Commissioners