

ORIGINALDecision No. 61307

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

GINGER J. LEE,

Complainant,)

vs.)

Case No. 6986

THE PACIFIC TELEPHONE AND TELEGRAPH)
COMPANY, a corporation,)

Defendant.)

Ginger J. Lee, in propria persona.
Pillsbury, Madison & Sutro, John A. Sutro,
 by Dudley A. Zinke, for defendant.
Thomas Horan and Herb Lee, for the San
 Francisco Police Department.

O P I N I O N

A public hearing of the above matter was held before Examiner Thomas E. Daly on December 2, 1960. The record indicates the following:

That Ginger J. Lee, whose address is 520 Taylor Street, Apartment 602, San Francisco, was a subscriber and user of telephone service furnished by defendant under number OR 3-4057; that on or about June 16, 1960, a member of the San Francisco Police Department called complainant at the above number and attempted to make a date for an act of prostitution; that complainant told the officer that she was not available but would call a friend; that when the officer called back in five minutes complainant furnished the name and telephone number of another person; that the officer subsequently visited complainant's friend and arrested her for solicitation; that complainant was also placed under arrest and her telephone service discontinued by defendant pursuant to a letter from the Chief of Police of San Francisco, dated June 17, 1960; and that complainant was found

guilty of violating Section 240 B of the San Francisco Police Code and was given a suspended sentence.

After consideration, the Commission finds and concludes that the telephone facilities in question were used for an unlawful purpose. The Commission further finds and concludes that defendant herein acted upon reasonable cause in discontinuing complainant's telephone service.

O R D E R

A complaint having been filed and the Commission being advised in the premises,

IT IS ORDERED that complainant's request for an order directing The Pacific Telephone and Telegraph Company to re-establish complainant's telephone service is hereby denied.

IT IS FURTHER ORDERED that thirty days after the effective date of this order complainant herein may file an application for telephone service and, if such filing is made, The Pacific Telephone and Telegraph Company shall install telephone service subject to all duly authorized rules and regulations of the telephone company and to the existing applicable law.

The effective date of this order shall be twenty days after the date hereof.

Dated at San Francisco, California, this 4th day of January, 1961.

[Signature]
President

[Signature]

[Signature]

Commissioners