

61553

ORIGINAL

Decision No. _____

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

MRS. FRANK E. NEILSON, also known as
JEAN WILSON,

Complainant,

vs.

Case No. 6992

THE PACIFIC TELEPHONE AND TELEGRAPH
COMPANY, a corporation,

Defendant.

Frederick E. Hoar, for complainant.
H. Cushman Dow, for defendant.O P I N I O N

A public hearing on the above matter was held on January 24, 1961, at San Francisco and the matter was submitted.

The record indicates the following: that complainant resides at 113 Tangerine Street, Bakersfield, California; that prior to September 21, 1960, complainant was a subscriber and user of telephone service under number EMpire 6-3552; that on or about that time defendant discontinued complainant's telephone service pursuant to a letter from the sheriff's office of Bakersfield dated September 13, 1960, which stated that complainant was using said telephone facilities for an unlawful purpose; that by a criminal complaint signed May 4, 1960, complainant herein and others were charged with conducting a "call-girl" operation; that said complaint was dismissed on May 25, 1960; and that there were no outstanding charges facing complainant at the time service was discontinued nor have any subsequently been brought against her.

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

ORDER

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

IT IS ORDERED that upon application by complainant The Pacific Telephone and Telegraph Company shall install service subject to all duly authorized rules and regulations of the telephone company and to the existing applicable laws.

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

Dated at San Francisco, California, this 21st day of FEBRUARY, 1961.

Ernest W. Page
 President

W. E. Maxwell

S. Lynn Fox

George H. Hoover

Frederick B. Holbrook
 Commissioners