

ORIGINALDecision No. 66049

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

GERALDINE W. SMITH ROGERS,

Complainant,

vs.

CASE NO. 7724

THE PACIFIC TELEPHONE AND
TELEGRAPH COMPANY, a corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

GERALDINE W. SMITH ROGERS, of 455½ N. Oakhurst Drive, Beverly Hills, California, having filed a verified complaint alleging in substance that complainant was a user and subscriber of telephone service furnished by defendant under the number of CRrestview 5-0564; that on or about July 23, 1963 telephone facilities of complainant were removed and disconnected by defendant pursuant to instructions from the office of the Los Angeles Police Department; that complainant used, but no longer uses or does not intend to use said telephone facilities as instrumentalities to violate the law or in aiding or abetting such violation; that complainant has no knowledge of any illegal activities and has no intention of any ever being conducted at said premises; that complainant has made demand upon defendant to have said telephone facilities restored, but defendant has refused and does still refuse 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 depends upon said facilities in the conduct of her business as a cartoonist; that complainant seeks restoration of said telephone facilities forthwith; and good cause appearing,

IT IS ORDERED that The Pacific Telephone and Telegraph Company, a corporation, is hereby directed to reconnect and restore telephone service to complainant and to maintain such service pending further Commission order herein, 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, a corporation, and said defendant is directed to serve and file its reply 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 24th day of September, 1963.

William B. Derritt
President

George T. Grover

Frederick B. Holboell
Commissioners

*I dissent.
The allegations
of the complaint
do not warrant
the granting of
interlocutory
relief.
Averett*