

Decision No. 66646**ORIGINAL**

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

HELENA L. LANCRY, dba
THE COLONIAL,

Complainant,

vs.

Case No. 7814

THE PACIFIC TELEPHONE AND TELEGRAPH
COMPANY, a corporation,

Defendant.

ORDER GRANTING INTERIM RELIEF

HELENA L. LANCRY of 3423 W. Eighth Street, Los Angeles, California, having filed a verified complaint alleging in substance that complainant was a subscriber and user of telephone service furnished by defendant under the number DUnkirk 2-4585, located at 3423 West Eighth Street, Los Angeles, California; that on or about November 11, 1963, the telephone facilities of complainant were removed and disconnected by the defendant pursuant to instructions from the Los Angeles County Sheriff's office, pursuant to a letter from Pacific Telephone and Telegraph Company; 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 the incident herein in question involved the alleged use of the instrument by a bartender who was at the time of the incident working for the complainant; that the phone was an extension phone behind the bar, and the alleged incident occurred without the presence of the complainant; that thereafter the criminal action against the bartender was dismissed for lack of evidence; 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 complainant has suffered and will continue to

suffer great hardship if deprived of said telephone facilities; that the telephone facilities are necessary to the conduct of complainant's business; 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 15th day of JANUARY, 1964.

William W. Binnick
President

George T. Hoover

Fredrick B. Holhoff
Commissioners