

ORIGINALDecision No. 69449

BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA

DORIS F. HENDERSON,
 Complainant,
 vs.
 PACIFIC TELEPHONE & TELEGRAPH
 COMPANY, a corporation,
 Defendant.

Case No. 8180
 (Filed May 14, 1965)

Ron Bondoc for complainant.
James F. Kirkham and Walter R. Allen for defendant.

O P I N I O N

Complainant seeks restoration of telephone service at 450 Geary Street, San Francisco, California. Interim restoration was ordered pending further order by Decision No. 69102, issued May 20, 1965.

Defendant's answer alleges that on or about May 14, 1965, it had reasonable cause to believe that service to complainant under number Prospect 6-6465 was being used as an instrumentality directly or indirectly to violate or aid and abet violation of law, and therefore defendant was required to discontinue service pursuant to the decision in Re Telephone Disconnection, 47 Cal. P.U.C. 853.

The matter was heard and submitted before Examiner Rowe in San Francisco on June 15, 1965.

Complainant testified that she has great need for telephone service, and she did not and will not use the telephone

for any illegal purpose. There is no appearance by or testimony from any law enforcement agency.

The Commission's action was based upon reasonable cause, and the Commission is satisfied that the telephone was used

for any illegal purpose. The Commission concludes that complainant is entitled to service.

O R D E R

IT IS ORDERED that Decision No. 69102, dated May 20, 1965, temporarily restoring service to complainant, is made permanent.

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

Dated at San Francisco, California, this 27th day of July, 1965.

Fredrick B. Holbrook
 President

George D. Hoover

Augusta

Commissioner Peter E. Mitchell, being necessarily absent, did not participate in the disposition of this proceeding.

Commissioner William M. Bennett, being necessarily absent, did not participate in the disposition of this proceeding.

CORRECTION

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Complainant testified that she has great need for telephone service, and she did not and will not use the telephone

for any unlawful purpose. There was no appearance by or testimony from any law enforcement agency.

We find that defendant's action was based upon reasonable cause, and that the evidence fails to show the telephone was used for any illegal purpose. The Commission concludes that complainant is entitled to service.

O R D E R

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