

Matrix Telecom, Inc.
d/b/a VarTec Telecom d/b/a Excel Telecommunications
P.S.C. No. 10 – Telephone
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Leaf No. 38
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INTRASTATE SWITCHED ACCESS SERVICES TARIFF

SECTION 2 - RULES AND REGULATIONS (CONT'D.)

2.2 Obligations of the Customer

2.2.1 Design of and Payment for Customer Services

Subject to the provisions set forth herein, the Customer shall be solely responsible, at its own expense, for the overall design of its services and for any redesigning or rearrangement of its services which may be required because of changes in facilities, operations or procedures of VT, minimum network protection criteria, or operating or maintenance characteristics of the facilities.

Services provided to the Customer under this tariff may only be used for any lawful purpose for which the service is technically suited.

The Customer shall be responsible for all charges due for services provided by VT as well as for reimbursing VT for damage to, or loss of, VT's facilities or equipment caused by the acts or omissions of the Customer. The Customer shall also be responsible for reimbursing VT for any noncompliance by the Customer with these regulations or for damages caused by fire or theft or other casualty on the Customer Premises, unless caused by the willful misconduct of the employees or agents of VT.