

CTC Communications Corp.
d/b/a EarthLink Business
PSC No. 3 - Telephone
Effective Date: September 10, 2012

Leaf 31
Revision: 0
Superseding Revision:

ACCESS SERVICES TARIFF

SECTION 2 - GENERAL REGULATIONS (CONT'D.)

2.1 Undertaking of the Company

2.1.7 Ownership of Facilities

Title to all facilities provided in accordance with this Tariff remains in the Company, its agents or contractors. Customer shall not have, nor shall it assert, any right, title, or interest in all the facilities and associated equipment provided by the Company hereunder.

2.1.8 Rights-of-Way

Any and all costs associated with obtaining and maintaining the rights-of-way from the point of entry at the Company location to the Customer, including but not limited to, the costs of installing conduit or of altering the structure to permit installation of Company provided facilities, shall be borne entirely by the Customer. Customer's use of such right-of-way and of agreements between the Company and such third parties relating thereto, including without limitation, the duration applicable and the condemnation of such rights-of-way, and shall not be in violation of any applicable governmental ordinance, law, rule, regulation or restriction. Where applicable, Customer agrees that it shall assist Company in the procurement and maintenance of such right-of-way.

2.1.9 Services Provided by Other Carriers

The Company shall have no responsibility with respect to billings, charges, or disputes related to services used by Customer, which are not included in the services herein, including, without limitation, any local, regional and long distance services not offered by the Company. Customer shall be fully responsible for the payment of any bills for such services and for the resolution of any disputes or discrepancies with the service provider.