

Choice One Communications of New York, Inc.
d/b/a EarthLink Business
PSC No. 4 - Telephone
Effective Date: September 10, 2012

Leaf 38
Revision: 0
Superseding Revision:

NETWORK INTERCONNECTION SERVICES TARIFF

SECTION 1 - TARIFF INFORMATION AND GENERAL REGULATIONS (CONT'D.)

1.8 Changes and Substitutions

1.8.2 Refusal and Discontinuance of Services

- A. If a LEC fails to comply with the rules and regulations of this tariff, including any payments to be made by it on the dates and times herein specified, the Telephone Company may, on 30 days written notice by overnight delivery or Certified US Mail to the LEC, with a copy to the PSC, refuse additional applications for service and/or refuse to complete any pending orders for service by the non-complying LEC at any time thereafter. If the Telephone Company does not refuse additional applications or pending orders for service on the date specified in the 30 days notice, and the LEC's noncompliance continues, nothing contained herein shall preclude the Telephone Company's right to refuse additional applications for service to the non-complying LEC without further notice.
- B. If a LEC fails to comply with the rules and regulations of this tariff, including any payments to be made by it on the dates and times herein specified, the Telephone Company may, on 30 days written notice by overnight delivery or Certified US Mail, with a copy to the PSC, discontinue the provision of existing services to the non-complying LEC at any time thereafter. In the case of such discontinuance, all applicable charges, including termination charges, shall become due. If the Telephone Company does not discontinue the provision of the services involved on the date specified in the 30 days notice, and the LEC's noncompliance continues, nothing contained herein shall preclude the Telephone Company's right to discontinue the provision of the services to the non-complying LEC without further notice.