

Choice One Communications of New York, Inc.
d/b/a EarthLink Business
PSC No. 4 - Telephone
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Leaf 30
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NETWORK INTERCONNECTION SERVICES TARIFF

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

1.6 Responsibility of the Telephone Company (Cont'd.)

1.6.4 Discontinuance of Service for Cause (Cont'd.)

A. (Continued)

4. In the event of fraudulent use of the Telephone Company's network, (including but not limited to fraudulent end user orders for transfer of service, and fraudulent transmission and misrepresentation of interLATA traffic on LEC or POTS trunks), the Telephone Company will discontinue the service/arrangement without notice and/or seek legal recourse to recover all costs involved in enforcement of this provision.

1.6.5 Network Administration

- A. The Telephone Company will administer its network to insure the provision of acceptable service levels to all telecommunications users of the Telephone Company's network services. Generally, service levels are considered acceptable only when both the LEC and the Telephone Company are able to establish connections with little or no delay encountered within their respective networks. The Telephone Company maintains the right to apply protective controls, (i.e., those actions, such as call gapping), which selectively cancel the completion of traffic, over any traffic carried over its network, including that associated with all LEC NET-I services. Generally, such protective measures would only be taken as a result of occurrences such as failure or overload of Telephone Company or LEC facilities, natural disasters, mass calling or national security demands.
 1. LEC Switched Service Impedance - The normal reference impedance with which the channel will be terminated for the purpose of evaluating transmission performance are as follows.
 - a. 600 ohms - Code 2
 - b. 900 ohms - Code 3
 - c. 135 ohms - Code 5
 - d. 100 ohms - Code 9
 - e. 75 ohms - Code 6