

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

Leaf 56  
Revision: 0  
Superseding Revision:

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NETWORK INTERCONNECTION SERVICES TARIFF

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SECTION 4 - ISSUANCE, PAYMENT AND CREDITING OF CUSTOMER BILLS (CONT'D.)

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

4.1.3 Late Payment Fee

- A. If payment is not received by the payment date, or if the payment is received in funds which are not immediately available to the Telephone Company, then a late payment penalty will apply. If any portion of the payment is received by the Telephone Company after the payment date, or if any portion of the payment is received by the Telephone Company in funds which are not immediately available to the Telephone Company, then a late payment penalty shall be due to the Telephone Company.
- B. The late payment penalty shall be the portion of the payment not received by the payment date times a late factor. The late factor shall be the lesser of the following amounts.
  - 1. The highest interest rate (in decimal value) which may be levied by law for commercial transactions, for the number of days from the payment date to and including the date that the LEC actually makes the payment to the Telephone Company.
  - 2. 0.0005 per day, simple interest, for the number of days from the payment date to and including the date that the LEC actually makes the payment to the Telephone Company.