

Choice One Communications of New York Inc.
d/b/a EarthLink Business
PSC No. 3 - Telephone
Effective Date: September 9, 2012

Leaf: 23
Revision: 0
Superseding Revision:

SWITCHED ACCESS SERVICES TARIFF

SECTION 2 - GENERAL REGULATIONS, (CONT'D.)

2.1 Undertaking of the Company, (Cont'd.)

2.1.15 Allowances for Interruption in Service

E. No credit allowance will be made for:

- (1) Interruptions due to the negligence of, or non-compliance with the provisions of the Tariff by the Customer, authorized user, joint user, or other common carrier providing service connected to the service of the Company;
- (2) Interruptions of service due to the failure or malfunction of facilities, power, or equipment provided by the Customer, authorized user, joint user, or other common carrier providing service connected to the service offered by the Company;
- (3) Interruptions of service during any period in which the Company is not given access to the premises at which the Company provided service is interrupted or terminated;
- (4) Interruptions of service that occur or continue due to the Customer's failure to authorize replacement of any element of special construction;
- (5) Interruptions of service during any period when the Customer, authorized user, or joint user has released service to the Company for maintenance purposed or for implementation of a Customer order for a change in service arrangements;
- (6) Interruptions of service due to circumstances beyond the control of the Company.