

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

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SWITCHED ACCESS SERVICES TARIFF

SECTION 9 - PACKET DATA SERVICES, (CONT'D.)

9.1 Digital Subscriber Line Service, (Cont'd.)

9.1.2 Limitations, (Cont'd.)

DSL Access Service will be furnished where suitable facilities exist as determined by the Company. Rates and regulations for DSL Access Service are in addition to any rates and regulations that apply for the DSL Access Service Customer's local exchange service. Rates and regulations for Dedicated Access Service will apply for the access service(s) provided between the telecommunications service provider's Customer designated premises and the DSL Access Service Connection Point, as described in Section 4, preceding.

9.1.3 Undertaking of the Company

The Company will provide DSL Access Service as follows:

- A. The Company will determine if the Customer's local exchange service line is suitable for use with DSL Access Service. Service will not be provided on lines that the Company determines are not suitable for DSL Access Service or on lines that produce interference with other services provided by the Company.
- B. The Company, after determining if the local exchange service line is suitable for DSL Access Service, will notify the Customer if any additional CPE is necessary to support DSL Access Service.
- C. The Company will provision and maintain DSL Access Service from the DSL Connection Point to the Point of Termination at the Customer's premises.

9.1.4 Obligations of the Customer

In addition to the regulations described in other sections of this tariff, the following provisions apply to DSL Access Service: