

RCN Telecom Services of New York, LP
PSC No. 6 - Telephone
Initial Effective Date: June 7, 2012

Leaf No. 14
Revision No. 0
Superseding Revision No. 0

SPECIAL ACCESS SERVICES

2. REGULATIONS (cont'd.)

2.1 Undertaking of the Company (cont'd.)

2.1.4 Liability of the Company (cont'd.)

2.1.4.7 The Company shall be indemnified, defended held harmless by the Customer against any claim, loss or damage arising from Customer's use of services, involving claims for libel, slander, invasion of privacy, or infringement of copyright arising from the Customer's own communications.

2.1.4.8 The entire liability for any claim, loss, damage or expense from any cause whatsoever shall in no event exceed sums actually paid Company by Customer for the specific services in the month in which the event giving rise to the liability occurred. No action or proceeding against the Company shall be commenced more than one year after the event giving rise to the liability occurred.

2.1.4.9 THE COMPANY MAKES NO WARRANTIES OR REPRESENTATIONS, EXPRESS OR IMPLIED EITHER IN FACT OR BY OPERATION OF LAW, STATUTORY OR OTHERWISE, INCLUDING WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR USE, EXCEPT THOSE EXPRESSLY SET FORTH HEREIN.