

RCN Telecom Services of New York, LP  
PSC No. 2 - Telephone  
Initial Effective Date: June 7, 2012

Leaf No. 16  
Revision No. 0  
Superseding Revision No. 0

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SPECIALIZED COMMON CARRIER SERVICE

SECTION 2. RULES AND REGULATIONS (Cont'd)

2.3 Liability of Company (Cont'd)

- 2.3.3 Company is not liable for any act or omission of any entity furnishing facilities or services connected with or provided in conjunction with the operator assisted services of Company.
- 2.3.4 Company shall not be liable for any personal injury, or death of any person or persons, or for any loss or damage sustained by reason of acts, mistakes, omissions, errors or defects in providing its operator assisted services, whatever shall be the cause and whether negligent or otherwise.
- 2.3.5 Company shall not be liable for and shall be indemnified and saved harmless by any subscriber, user or other entity from any and all loss, claims, demands, suits, or other action or any liability whatever, whether suffered, made, instituted, or asserted by any subscriber, user or any other entity for any personal injury to, or death of, any person or persons, and for any loss, damage, defacement or destruction of the premises of any subscriber, user or any other entity or any other property whether owned or controlled by the subscriber, user or others, caused or claimed to have been caused, directly or indirectly, by any act or omission of the subscriber, user or others or by any installation, operation, failure to operate, maintenance, removal, presence, condition, location or use of facilities or equipment provided by Company which is not the direct result of Company's negligence. No agents or employees of any other entity shall be deemed to be the agents or employees of Company.

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Cancelled effective 06/26/2022.