

Matrix Telecom, Inc.
d/b/a VarTec Telecom d/b/a Excel Telecommunications
P.S.C. No. 10 – Telephone
Effective Date: May 4, 2012

Leaf No. 22
Revision: 1
Superseding Revision: 0

INTRASTATE SWITCHED ACCESS SERVICES TARIFF

SECTION 2 - RULES AND REGULATIONS (CONT'D.)

2.1 Undertaking of the Company (Cont'd.)

2.1.2 Limitations

Service is offered subject to availability on a continuing basis of the necessary facilities and/or equipment, and subject to the provisions of this tariff. Service is limited to the capacity of VT's facilities as well as facilities VT may obtain from other Carriers to furnish service from time to time as required, at VT's sole discretion. VT reserves the right to negotiate special terms and conditions (i.e., special promotions) with a particular Customer provided an agreement is reached and signed with the Customer. (T)

VT does not undertake to transmit messages, but offers the use of its facilities when available, and will not be liable for errors in transmission or for failure to establish connections.

The Customer may not transfer or assign the use of service or facilities without the express written consent of VT. Such transfer or assignment shall only apply where there is no interruption of the use or location of the service or facilities.

The use and restoration of VT's services shall be in accordance with applicable state and federal rules and regulations.