

XAND CLEC, LLC
NY P.S.C. Tariff No. 1 - Telephone
Initial Effective Date: October 31, 2012

Leaf No. 26
Revision: 0
Superseding Revision:

3. RULES AND REGULATION (CONT'D)

3.2 Limitations. (Cont'd)

3.2.2. Rights of the Company. The Company reserves the right to refuse or limit the use of or suspend (pursuant to Section 3.15.1) or terminate (pursuant to Section 3.15.2) Service to the Customer without incurring liability:

- A.** For non-payment when due of any amount due and owing to the Company by Customer.
- B.** For failure by Customer to make a security deposit within a reasonable time.
- C.** For violation of, or failure to comply with, the terms and conditions of this Tariff by the Customer of either the provisions of this Tariff or for violation of any laws, rules, regulations, or policies of a governmental authority applicable to the Services and Customer's use thereof.
- D.** By reason of an order or decision of a court or other governmental authority which prohibits the Company from furnishing the Services.
- E.** In the event that Company's service arrangement with one or more Underlying Carriers is terminated and Company is unable to secure another service arrangement without incurring unreasonable expense.
- F.** When necessitated by conditions beyond the Company's control. Conditions beyond the Company's control include, but are not limited to, the Customer generating Call volume or utilizing a Calling pattern that results, or may result, in network blockage or other service degradation which adversely affects the Service to other customers of the Company.

Issued By: President, 11 Skyline Drive, Hawthorne, NY 10532