

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

Leaf No. 56
Revision: 0
Superseding Revision:

3. RULES AND REGULATION (CONT'D)

3.16 Calculation of Rates and Charges. (Cont'd)

3.16.8. Special Arrangements. (Cont'd)

C. Termination Liability for Specially Constructed Facilities.

To the extent that there is no other requirement for use by the Company, a termination liability may apply for facilities specially constructed at the request of a Customer.

- 1) The period on which the termination liability is based is the estimated service life of the facilities provided.
- 2) The amount of the maximum termination liability is equal to the estimated amounts (including return) for:
 - a) Costs to install the facilities to be provided including estimated costs for the rearrangements of existing facilities. These costs include:
 - i) Equipment and materials provided or used;
 - ii) Engineering, labor, and supervision;
 - iii) Transportation; and
 - iv) Rights of way and/or any require easements;
 - b) License preparation, processing, and related fees;
 - c) Tariff preparation, processing and related fees;
 - d) Cost of removal and restoration, where appropriate; and
 - e) Any other identifiable costs related to the specially constructed or rearranged facilities.

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