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

2.9 Obligations of the Customer (Cont'd.)

2.9.2 (Cont'd.)

(d) Jurisdictional Audits (Cont'd.)

- 3) In the event that an audit reveals that Customer's reported PIU was incorrect, the Company shall apply the audit result to all usage affected by the audit. The Customer shall be backbilled or credited as appropriate, for a period retroactive to the date that the incorrect percentage was reported, but not to exceed 24 months. Backbilled amounts may be subject to a late payment penalty and payment shall be made in immediately available funds, within 30 days from receipt of bill or by the following bill date, whichever is a shorter period.
- 4) Should an audit reveal that the misreported percentage(s) of use has resulted in an underpayment of access charges to the Company of five percent or more of the total Switched Access Services bill, the Customer shall reimburse the Company for the cost of the audit. Proof of cost shall be the bills, in reasonable detail, submitted to the Company by the auditor.
- 5) Within 15 days of completion of the auditor's report, the Company will furnish a copy of the audit results to the person designated by the Customer to receive such results.

2.10 Billing and Payment For Service

2.10.1 Responsibility for Charges

The Customer is responsible for payment of all charges for Services and equipment furnished to the Customer for transmission of Calls via the Company. In particular and without limitation to the foregoing, the Customer is responsible for any and all cost(s) incurred as the result of:

- (a) any delegation of authority resulting in the use of Customer's communications equipment and/or network services which result in the placement of Calls via the Company;
- (b) any and all use of the Service arrangement provided by the Company, including Calls which the Customer did not individually authorize;
- (c) any Calls placed by or through the Customer's equipment via any remote access feature(s);

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Issued: October 1, 2010

Effective: October 31, 2010

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