
SECTION 2 - GENERAL RULES AND REGULATIONS

2.1 Use of Facilities and Service (Cont'd)

2.1.2 Limitations on Liability (Cont'd.)

D. Liability of the Company

The liability of the Company for damages arising out of the furnishing of its services shall be limited to the extension of allowances for interruptions as set forth in Section 2.12 following, whether caused by acts of omissions of the Company, this limitation of liability includes but is not limited to damages arising from mistakes, omissions, interruptions, delays, or errors, or other defects, representations, or uses of these services or other damages arising out of the failure to furnish the service. The extension of such allowances for interruption shall be the sole remedy of the Customer and the sole liability of the Company. The Company will not be liable for any direct, indirect, incidental, special, consequential, exemplary or punitive damages to Customer or User as a result of any Company service, equipment or facilities, or the acts or omissions or negligence of the Company's employees or agents.

The Company shall not incur any liability, direct or indirect, to any person who dials or attempts to dial, the digits "9-1-1" or to any other person who may be affected by the dialing of the digits "9-1-1".

The Company shall not be liable for any failure of performance or equipment due to causes beyond its control, including but not limited to: acts of God, fire, flood or other catastrophes; any law, order, regulation, direction, action, or request of the United States Government, or of any other government, including state and local governments having or claiming jurisdiction over the Company, or of any department, agency, commission, bureau, corporation, or other instrumentality of any one or more of these federal, state, or local governments, or of any civil or military authority; national emergencies; insurrections; riots; wars; unavailability of rights-of-way or materials; or strikes, lock-outs, work stoppages, or other labor difficulties.

The Company shall not be liable for any act or omission of any entity furnishing facilities or equipment used for or with the services the Company offers regardless of whether such facilities are furnished to the Company, the Customer or any Users.

The Company shall not be liable for any damages or losses due to the fault or negligence of the Customer or User or due to the failure or malfunction of Customer-provided or User-provided equipment or facilities.

The Company shall not be liable for the claims of vendors supplying equipment to Customers' of the Company which may be installed at premises of the Company nor shall the Company be liable for the performance of said vendor or vendor's equipment.