

Charter Fiberlink NY-CCO, LLC
Within the State of New York**New York PSC No. 3 - Telephone**
Leaf 73
Revision: Original

Section 7 - Long Distance Services (cont'd)

7.1. Terms of Service (cont'd)

7.1.4. Liabilities of the Telephone Company (cont'd)

Where there is a connection via Customer-provided terminal equipment or Customer-provided communications systems, the point of demarcation shall be defined as the Telephone Company facility that provides interconnection. The Telephone Company shall not be held liable for Customer-provided access media or equipment. Any maintenance service or equipment arrangements shall be addressed on an individual case basis.

The Telephone Company will not be responsible if any changes in its service cause hardware or software not provided by the Telephone Company to become obsolete require modification or alternation, or otherwise affect the performance of such hardware or software.

The Telephone Company shall use reasonable efforts to make services available by the estimated service date. The Telephone Company shall not be liable for any damages whatsoever resulting from delays in meeting the estimated service date due to delays resulting from normal installation procedures. Such delays shall include, but not be limited to delays in obtaining necessary regulatory approvals for construction, delays in obtaining right-of-way approvals, delays in actual construction work being done by our vendor(s), and any delays due to any LEC where the Telephone Company is relying solely upon such LEC to meet such estimated due date which is beyond the Telephone Company's control.

With respect to the services, materials and equipment provided hereunder, the Telephone Company makes no promises, agreements, understandings, representations or warranties, expressed or implied, and hereby expressly disclaims all warranties, expressed or implied, not stated in this Tariff, and in particular disclaims all warranties of merchantability and fitness for a particular purpose.

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Issued By:

Betty Sanders, Director Regulatory Affairs
Charter Fiberlink NY – CCO, LLC
12405 Powerscourt Drive
St. Louis, MO 63131-3674