

APPLICATION OF THE TARIFF

- A. This Tariff contains the description, regulations, and rates applicable to Services offered by the Company. Services are furnished for all communications within the State of New York under the terms of this Tariff.
- B. The Company operates in some areas as a facilities-based provider of local exchange Service and, in others, as a reseller of the services of a Local Exchange Carrier.
- C. The rates and regulations contained in this Tariff apply only to the Services furnished by Company and do not apply, unless otherwise specified, to the lines, facilities, or services provided by a Local Exchange Carrier or other common Carrier for use in accessing the Services of Company.
- D. The Company shall not be deemed to have waived or impaired any right, power, requirement or option reserved by this Tariff (including, but not limited to, the right to demand exact compliance with every term and condition herein), by virtue of any custom or practice of the Company at variance with the terms hereof, or any failure, refusal or neglect of Company to exercise any right under this Tariff or to insist upon exact compliance with its terms, or any waiver, forbearance, delay, failure or omission by Company to exercise any right, power or option hereunder.
- E. The provision of Services is subject to existing regulations and terms and conditions specified in this Tariff and may be revised, added to or supplemented by superseding Tariffs.

The Company reserves the right to offer its Customers a variety of Services as deemed appropriate by the Company, or as requested by its Customers pursuant to this Tariff.