

FiberLinc, LLC
P.S.C. Tariff No. 2 – Private Line
Effective Date: June 29, 2021

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Revision: 0
Superseding Revision:

Section 2 – GENERAL RULES AND REGULATIONS (Cont'd)

2.18 Federal Surcharges

2.18.1 Company will apply all surcharges authorized by the Federal Communications Commission, either as flat rate surcharges or surcharges based on revenues, in the amounts authorized by the FCC or its designee. Such surcharges shall include, but not be limited to:

Number Portability Surcharge
Federal Universal Service Fund Surcharge
Federal End User Common Line (EUCL) Surcharge

2.18.2 Surcharges Subject to Tax

The gross revenue, gross earnings, gross income, and state excise tax Surcharges specified herein are themselves subject to relevant surcharges, and are therefore “grossed up”. All grossed-up Surcharges collected are themselves subject to applicable state and federal taxes, including but not limited to state and local sales taxes and federal excise taxes.

2.19 Limitation on Liability of Underlying Companys

Neither Customer, nor any person claiming through Customer, including its officers, owners, directors, employees or agents, or its own customers, nor any person claiming under his own right, shall have any claim, cause of action, suit or entitlement to damages of any nature whatsoever, including but not limited to consequential, special or punitive damages, against any underlying carrier providing facilities, services, network elements or dark fiber capacity to Company, or against any financial institution providing commercial funding to Company, regardless of fault, negligence, gross negligence, act or omission on the parts of such underlying carrier or financial institution.

2.20 Critical Facilities Administration Service

2.20.1 General. Critical Facilities Administration Service (CFAS) provides physical route information to customers with Telecommunications Service Priority (TSP) qualified circuits. If the Company is acting as the Prime Contractor, the company will obtain from its subcontractors the physical routing information for their portion of the qualified circuit.

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