

**PAETEC Communications, LLC**  
New York P.S.C. No. 1 - Telephone

Leaf: 10  
Revision: 0  
Superseding Revision:

Effective: October 29, 2017

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INTEREXCHANGE TELECOMMUNICATIONS SERVICES TARIFF

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

2.3 Liability of Carrier, (Cont'd.)

2.3.4 Carrier shall not be liable for any claims for loss or damages involving:

- A. Any act or omission of: (1) the Customer, (2) any other entity furnishing service, equipment or facilities for use in conjunction with services or facilities provided by Carrier; or (3) common carriers or warehousemen;
- B. Any delay or failure of performance or equipment due to causes beyond Carrier's control, including but not limited to, acts of God, fires, floods, earthquakes, hurricanes, or other catastrophes; national emergencies, insurrections, riots, wars or other civil commotions; strikes, lockouts, work stoppages or other labor difficulties; criminal actions taken against Carrier; unavailability, failure or malfunction of equipment or facilities provided by the Customer or third parties; and any law, order, regulation or other action of any governing authority or agency thereof;
- C. Any unlawful or unauthorized use of Carrier's facilities and services;

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Issued By: Senior Regulatory Counsel, 4001 Rodney Parham Rd., Little Rock, AR 722212