

US LEC Communications, LLC  
NY P.S.C. No. 2 – Telephone  
Effective Date: October 29, 2017

Leaf 24  
Revision: 0  
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## SECTION 2 – REGULATIONS, (CONT'D.)

### 2.3 Obligations of the Customer, (Cont'd.)

#### 2.3.2 Claims

With respect to any service or facility provided by the Company, Customer shall indemnify, defend and hold harmless the Company from and against all claims, actions, damages, liabilities, costs and expenses, including reasonable attorneys' fees for:

- A. any loss, destruction or damage to property of the Company or any third party, or the death or injury to persons, including, but not limited to, employees or invitees of either party, to the extent caused by or resulting from the negligent or intentional act or omission of the Customer, its employees, agents, representatives or invitees; or
- B. any claim, loss, damage, expense or liability for infringement of any copyright, patent, trade secret, or any proprietary or intellectual property right of any third party, arising from any act or omission by the Customer, including, without limitation, use of the Company's services and facilities in a manner not contemplated by the agreement between the Customer and the Company.

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Issued by: Senior Regulatory Counsel, 4001 Rodney Parham Rd., Little Rock, AR 72212