

US LEC Communications, LLC  
NY P.S.C. No. 2 – Telephone  
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## SECTION 2 – REGULATIONS, (CONT'D.)

### 2.8 Cancellation of Service

If a Customer cancels a Service Order or terminates services before the completion of the term for any reason whatsoever other than a service interruption (as defined in 2.6.1 above), the Customer agrees to pay to the Company termination liability charges, which are defined below. These charges shall become due and owing as of the effective date of the cancellation or termination and be payable within the period, set forth in 2.5.2.

The Customer's termination liability for cancellation of service shall be equal to:

- 2.8.1 all unpaid Nonrecurring charges reasonably expended by the Company to establish service to the Customer, plus;
- 2.8.2 any disconnection, early cancellation or termination charges reasonably incurred and paid to third parties by the Company on behalf of the Customer, plus;
- 2.8.3. all Recurring Charges specified in the applicable Service Order Tariff for the balance of the then current term.

### 2.9 Transfers and Assignments

Neither the Company nor the Customer may assign or transfer its rights or duties in connection with the services and facilities provided by the Company without the written consent of the other party, except that the Company may assign its rights and duties (a) to any subsidiary, parent company or affiliate of the Company, (b) pursuant to any sale or transfer of substantially all the assets of the Company; or (c) pursuant to any financing, merger or reorganization of the Company.

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