

Finger Lakes Regional Telecommunications Development Corporation
d/b/a Axxess Ontario, Fiber Network Development
PSC No. 1 – Telephone
Effective Date: 03/02/2018

Section: 2 Leaf: 4
Revision: 0
Superseding Revision:

SECTION 2 – GENERAL RULES AND REGULATIONS

2.1 USE OF FACILITIES AND SERVICE

2.1.1 Obligation of the Company

The Company seeks to provide wholesale access via the means of leasing "dark" fiber optic cabling. In furnishing this service, the Company does not undertake to provide measured or traditional telecommunications services. The Company's customers will lease point to point or ring fiber configurations and install and maintain their own electronics.

The Company does not have an obligation to furnish facilities or services beyond its "dark" Fiber offering. The Company will seek to secure and retain, without unreasonable expense, suitable facilities and rights for the construction and maintenance of the necessary fiber backbone and co-locations. The Company will seek to secure and retain, without unreasonable expense, suitable space for its facilities on existing utility poles, rights of ways, and collocation points.

The Company reserves the right to refuse an application for service made by a present or former customer who is indebted to the Company for service previously rendered pursuant to this Tariff until the indebtedness is satisfied.

2.1.2 Limitations on Liability

a. Indemnification by Customer

The customer and any authorized or joint users, jointly and severally shall indemnify, defend and hold the Company harmless against claims, loss, damage, expense (including attorneys' fees and court costs) for libel, slander, or infringement of copyright arising from the material transmitted over its facilities, against claims for infringement of patents arising from combining with, or using in connection with, facilities of the Company, equipment and systems of the customer, and against all other claims arising out of any act or omission of the customer in connection

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Cancelled by supplement No. 1 effective 09/02/2023