Atlantic Metro Communications II, Inc. Tariff NY PSC No. 1 Effective Date: Feb. 14, 2016 Leaf No. 44 Revision: 0 Superseding Revision:

- B. Service Outages due to noncompliance with the provisions of this Tariff by the Customer, an Authorized User, joint user, and other common carrier providing service connected to the service of the Company;
- C. Service Outages due to the negligence of any person other than the Company, including but not limited to the Customer and other common carriers connected to the Company's facilities;
- D. Failure of customer provided access circuits to the Company's IP Network, unless such failure is caused by the Company;
- E. Service Outages due to the failure or malfunction of non-Company equipment, including but limited to failure of electric power;
- F. Service Outages during a period in which the Company is not given full and free access to its facilities and equipment for the purpose of investigating and correcting interruptions;
- G. Service Outages during a period in which the Customer continues to use the service on an impaired basis;
- H. Service Outages that occur or continue due to the Customer's failure to authorize replacement of any element of special construction;
- I. Usage patterns or traffic that exceeds the reasonable performance parameters of Customers specific installation;

Issued by: