

Atlantic Metro Communications II, Inc.  
Tariff NY PSC No. 1  
Effective Date: Feb. 14, 2016

Leaf No. 72  
Revision: 0  
Superseding Revision:

- 28.3 Advertising and Publicity: Except as expressly permitted in this Tariff or upon the prior approval of the other Party, which approval shall not be unreasonably withheld, conditioned, or delayed, neither Customer nor Company shall make public reference to the existence or terms of any applicable Service Order, except as expressly provided herein.
- 28.4 Cumulative Remedies: The rights and remedies provided by this Tariff are cumulative and the use of any one right or remedy by any Party shall not preclude or waive its right to sue on or pursue any or all other remedies. Said rights and remedies are in addition to any other rights such Party may have by law, statute, and ordinance or otherwise, except as such remedies are expressly limited in this Tariff.
- 28.5 Headings: The Section headings in this Tariff are for convenience of reference only and shall neither be deemed to be a part of this Tariff nor modify, define, expand or limit any of the terms or provisions hereof. All references to numbered or lettered Sections or sub-Sections are to Sections or sub-Sections of this Tariff.
- 28.6 Invalidity: Any provision of this Tariff which is held to be invalid, illegal or unenforceable in any manner in any jurisdiction shall be, as to such jurisdiction, ineffective to the extent of such invalidity, illegality or unenforceability without in any way affecting the validity, legality or enforceability of the remaining provisions hereof, and any such invalidity, illegality or unenforceability in any jurisdiction shall not invalidate or in any way affect the validity, legality or enforceability of such provision in any other jurisdiction.
- 28.7 Choice of Law: This Tariff and any applicable Service Order(s) shall be governed by and construed and enforced in accordance with the laws of the State of New York without regard to any conflicts of law principles that result in the application of the laws of another jurisdiction.

Issued by:

Matthew Lombardi, CEO

Effective 01/21/2016 under authority of PSC by Order made 01/21/2016 in Order Number 15-02135  
Cancelled effective 02/15/2021. 4 Century Drive, Parsippany, New Jersey 07054