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West Safety Communications Inc. New York PSC No. 1- Telephone Effective Date: June 5, 2016 Leaf: 17 Revision: 0 Superseding Revision:

#### INTRASTATE COMMUNICATIONS SERVICES

### **SECTION 2 - REGULATIONS (CONT'D.)**

# 2.1 Undertaking of the Company (Cont'd.)

## 2.1.4 Liability of the Company (Cont'd.)

### C. (Cont'd.)

- 6. Changes in any of the facilities, operations or procedures of the Company that render any equipment, facilities or services provided by the Customer obsolete, or require modification or alteration of such equipment, facilities or services, or otherwise affect their use or performance, except where reasonable notice is required by the Company and is not provided to the Customer, in which event the Company liability is limited as set forth in paragraph A of this Subsection 2.1.4.
- 7. Defacement of or damage to Customer Premises resulting from the furnishing of services or equipment on such Premises or the installation or removal thereof;
- 8. Injury to property or injury or death to persons, including claims for payments made under Workers' Compensation law or under any plan for employee disability or death benefits, arising out of, or caused by, any act or omission of the Customer, or the construction, installation, maintenance, presence, use or removal of the Customer's facilities or equipment connected, or to be connected to Company facilities;
- 9. Any non-completion of calls due to network busy conditions;
- 10. Any calls not actually attempted to be completed during any period that service is unavailable:
- 11. And any other claim resulting from any act or omission of the Customer or patron(s) of the Customer relating to the use of Company services or facilities.

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