

**Birch Communications of the Northeast, Inc.**  
**d/b/a Birch**  
PSC No: 1 - Telephone  
Effective Date: March 3, 2017

Leaf 162  
Revision: 0  
Superseding Revision:

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LOCAL AND INTEREXCHANGE TELECOMMUNICATIONS SERVICES

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SECTION 8 - SPECIAL SERVICES AND PROGRAMS (CONT'D.)

8.3 New York Relay Service (CONT'D.)

8.3.2 Regulations (CONT'D.)

D. The following calls may not be placed through the Relay Service:

1. calls to informational recordings and group bridging service;
2. calls to time or weather recorded messages;
3. station sent paid calls from coin telephones; and
4. operator-handled conference service and other teleconference calls.

8.3.3 Liability

The Company contracts with an outside provider for the provision of this service. The outside provider has complete control over the provision of the service except for the facilities provided directly by the Company. In addition to other provisions of this Tariff dealing with liability, in the absence of gross negligence or willful misconduct on the part of the Company, the Company shall not be liable for and the customer, by using the service, agrees to release, defend and hold harmless for all damages, whether direct, incidental or consequential, whether suffered, made, instituted or asserted by the customer or by any other person, for any loss or destruction of any property, whatsoever whether covered by the customer or others, or for any personal injury to or death of, any person. Notwithstanding any provision to the contrary, in no event shall the Company be liable for any special, incidental, consequential, exemplary or punitive damages of any nature whatsoever.

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Issued By: Gordon P. Williams, Jr., Senior Vice President & General Counsel