MCImetro Access Transmission Services Corp.   New York Tariff No. 1
d/b/a Verizon Access Transmission Services   Original Page No. 26

ACCESS SERVICES

2.   REGULATIONS (Cont.)

      2.3   Obligations of the Customer (Cont.)

             2.3.2   Claims

                      With respect to any service or facility provided by the Company; Customer shall
                      indemnify, defend and hold harmless the Company from all claims, actions, damages,
                      liabilities, costs, and expenses, including reasonable attorneys' fees for:

                      (a)   any loss, destruction or damage to property of the Company or any third party, or
                             the death of or injury to persons, including, but not limited to employees or
                             invitees of either the Company or the Customer, to the extent caused by or
                             resulting from the negligent or intentional act or omission of the Customer, its
                             employees, agents, representatives or invitees;

                      (b)   any claim, loss, damage, expense or liability for infringement of any copyright,
                             patent, trade secret, or any proprietary or intellectual property right of any third
                             party, arising from any act or omission by the Customer, including, without
                             limitation, use of the Company's services and facilities in a manner not
                             contemplated by the agreement between the Customer and the Company.

             2.3.3   Jurisdictional Reporting

                      2.3.3.1   Percent Interstate Usage (PIU)

                                 The jurisdictional reporting requirements will be as specified below. When a
                                 Customer orders Access Service via an Access Service Request (ASR), the
                                 Customer must provide the Company with a report of its Projected Percent
                                 Interstate Usage (PIU).In addition, the Customer must provide the Company with
                                 an auditable PIU report in each calendar quarter following installation of service.
                                 The Customer must provide the PIU report in whole numbers. The PIU report
                                 will be used by the Company to apportion the Customer's use and/or charges
                                 between interstate and intrastate service. If the Customer fails to provide the
                                 required PIU report, the PIU factor will be determined as set forth in 2.3.3.1.1
                                 below and shall not be retroactively adjusted if the Customer provides the factor
                                 at a later date.