

Taconic TelCom Corp.
d/b/a FairPoint Long Distance
PSC No. 1 - Telephone
Effective Date: April 22, 2013

Leaf 16
Revision 0
Superseding Revision:

INTRASTATE COMMUNICATIONS SERVICES TARIFF

SECTION 2 - REGULATIONS, (CONT'D.)

2.12 Liability of the Customer

2.12.1 The Carrier shall be indemnified and held harmless by the Customer against:

- A. Claims for libel, slander, harassment, improper use of telecommunications service or facilities on or off Customer premises, infringement of copyright, or unauthorized use of any trademark, trade name or service mark arising out of the material, data, information, or other content transmitted over the Carrier's facilities; and
- B. Claims for patent infringement arising from the combining or connecting the Carrier's equipment or facilities with apparatus and systems of the Customer; and
- C. All other claims arising out of any act or omission of the Customer or any person utilizing the Customer's codes, services, or facilities, with or without the consent or knowledge of the Customer.

2.12.2 The Customer shall hold the Carrier harmless from and against all claims, demands, losses or liabilities, including, but not limited to, fees and expenses of counsel, arising out of any damage to business to property, or injury to, or death of, any person, occasioned by, or in connection with, any act or omission of the Customer or of any person utilizing the Customer's codes, services, equipment, or facilities, with or without the consent or knowledge of the Customer.

2.13 Local Charges

In certain instances, the Customer may be subject to local telephone company charges or message unit charges to access the Carrier's terminal. The Carrier is not responsible for any such local or message unit charges incurred by the Customer in gaining access to the Carrier's terminal.

2.14 Quarterly Payment Plan

The Carrier shall offer any residential Customer, sixty-two years of age' or older, a plan for payment on a. quarterly basis of charges for service rendered, provided that such Customer's average annual billing, as projected from at least one full year's experience as a Customer of Carrier, or based on estimates of future use in the case of a new Customer, is not more than \$350.

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