

Airus, Inc. d/b/a Airus of New York  
P.S.C. NO 1 Telephone  
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## **SECTION 2 - GENERAL RULES AND REGULATIONS (Cont'd)**

### **2.3 Liability of the Company**

2.3.1 In view of the fact that the customer has exclusive control over the use of service and facilities furnished by the Company, and because certain errors incident to the services and to the use of such facilities of the Company are unavoidable, services and facilities are furnished by the Company subject to the terms, conditions and limitations herein specified:

- (A) The Company's damages arising out of its negligent acts, mistakes, omissions, interruptions, delays, errors, or defects during the course of furnishing service, shall in no event exceed an amount equivalent to Company's charges for service during the period affected by such negligence, or in which such mistakes, omissions, interruptions, delays, errors, or defects occurred. Any mistakes, omissions, interruptions, delays, errors, or defects that are caused by or materially contributed to by the negligence or willful acts of Customer, or that arise from facilities or equipment used by Customer and not provided by Company, shall not result in the imposition of any liability upon Company.

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Issued By: Julie Oost, Vice President Regulatory Affairs, 840 South Canal Street,  
7<sup>th</sup> Floor, Chicago, IL 60607.