

CHECK SHEET

Supplement No. 1 and pages of this tariff, as indicated below, are effective as of the date shown at the bottom of the respective pages. Original and revised pages, as named below, comprise all changes from the original tariff and are currently in effect as of the date on the bottom of this page.

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Transmittal No. 22

Issued: November 23, 2021

Effective: December 8, 2021

Issued By:
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213 South Main Street
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SECTION 2 - RULES AND REGULATIONS, (CONT'D)

2.10 Billing and Payment For Service (Cont'd.)

2.10.4 Disputed Charges (Cont'd.)

- C. If the dispute is resolved in favor of the Company and the Customer has withheld the disputed amount, any payments withheld pending resolution of the disputed amount shall be subject to the late payment penalty as set forth in 2.10.5.
- D. If the dispute is resolved in favor of the Company and the Customer has paid the disputed amount on or before the payment due date, no interest credit or penalties will apply.
- E. In the event that the Company pursues a claim in Court or before any regulatory body arising out of a Customer's refusal to make payment pursuant to this Tariff, including refusal to pay for services originating from or terminating to any Company End User, and the Company prevails on all or a substantial part of its claim, Customer shall be liable for the payment of the Company's reasonable attorneys' fees expended in collecting those unpaid amounts.
- F. Traffic delivered by the Company to the Customer is compensable unless the traffic is demonstrably non-compensable based on the following criteria:
 - 1) The traffic is actionable in a court of law or at the FCC as a product or result of a fraud by the Company such that the calls at issue were made with the intention to deceive and secure an unlawful gain;
 - 2) The traffic is a type formally identified by the FCC as non-compensable switched access traffic;
 - 3) The traffic is not covered by 1) or 2) above, but the Customer and Company agree, in writing, is non-compensable (e.g., illegal robocalls or other traffic that the Customer agrees to refund or otherwise not bill its end-users).

Customers may dispute, and seek credits or refunds for billing based on a good faith dispute that the identified traffic is non-compensable as defined herein. Billing disputes, and associated withholding of disputed amounts, based on mere allegations that the traffic sent to the Customer is suspect, fraudulent, illegal, or otherwise non-compensable which are not supported as described in this Section will not be considered good faith disputes.

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