

REGULATIONS, Continued**2.3 OBLIGATIONS OF THE CUSTOMER****2.3.1 Customer Premises Provisions**

- A. The Customer shall provide the personnel, power and space required to operate all facilities and associated equipment installed on the premises of the Customer.
- B. The Customer shall be responsible for providing Company personnel access to premises of the Customer at any reasonable hour for the purpose of testing the facilities or equipment of the Company.

2.3.2 Liability of the Customer

- A. The Company's liability for damages arising out of mistakes, interruptions, omissions, delays, errors, or defects in transmission which occur in the course of furnishing or failure to furnish service or facilities, shall be determined in accordance with [SDCL 49-13-1](#) and [SDCL 49-13-1.1](#).
- B. The Customer will be liable for damages to the facilities of the Company and for all incidental and consequential damages caused by the negligent or intentional acts or omissions of the Customer, its officers, employees, agents, invitees, or contractors where such acts or omissions are not the direct result of the Company's negligence or intentional misconduct.
- C. To the extent caused by any negligent or intentional act of the Customer as described in (B), preceding, the Customer shall indemnify, defend and hold harmless the Company from and against all claims, actions, damages, liabilities, costs and expenses, including reasonable attorneys' fees, for (1) any loss, destruction or damage to property of any third party, (2) the death of or injury to persons, including, but not limited to, employees or invitees of either party, and (3) any liability incurred by the Company to any third party pursuant to this or any other Tariff of the Company, or otherwise, for any interruption of, interference to, or other defect in any Service provided by the Company to such third party.

RATES, Continued**4.1 INTRASTATE SWITCHED EXCHANGE ACCESS SERVICE RATES****4.1.1 Switched Exchange Access**

Per minute \$0.018224

4.1.2 8XX Database Query Service

Carrier Identification Charge, per call \$0.003312

800 to POTS Number Translation, per call \$0.003665

Call Handling & Destination Feature Charge, per query \$0.000694