

VALLEY TELEPHONE COOPERATIVE, INC.
RAYMONDVILLE, TEXAS

SECTION 14
1st Revised Contents

MEMBER SERVICES TARIFF

DATA SERVICE

SECTION 14 DELETED

MEMBER SERVICES TARIFF

DATA SERVICE

I. GENERAL

A. Basis of Connection

1. Data terminal equipment indicated in this section will be provided for connection to individual business lines, PBX station lines, WATS access lines, and private line services of the Cooperative.

2. Customer-provided data transmitting and receiving equipment and customer-provided teletypewriter equipment for the transmission and reception of data signals may also be connected to the facilities of the Cooperative.

3. Data transmitting and receiving equipment and teletypewriter equipment will be connected to the lines of the Cooperative either by means of a data set or a data access arrangement furnished by the Cooperative as provided in Section 13 of this tariff. The data set is required to condition signals received from Cooperative facilities for delivery to data or teletypewriter equipment.

4. The magnitude and the character of the voltages and currents delivered to the data set from customer-provided equipment and the operation and maintenance of such equipment must not interfere with any of the services offered by the Cooperative or with others. Such equipment must operate in a manner which avoids hazard or damage to Cooperative plant or injury to Cooperative employees or customers. Upon notice from the Cooperative that the equipment of the customer is causing or is likely to cause hazard or interference, the customer shall prevent such hazard or interference.

5. The rates and charges indicated in this section are in addition to other charges and rates applicable including message charges, if any, as shown in other sections of the tariff.

MEMBER SERVICES TARIFF

DATA SERVICE

I. GENERAL (Continued)

B. Responsibility of the Cooperative

The Cooperative shall not be responsible to the customer for damages arising out of mistakes, omissions, interruptions, delays or errors or defects in transmission, except those caused by its failure to furnish facilities suitable for transmission of data signals or its failure to maintain and operate such facilities in a manner proper for such transmission. The liability of the Cooperative for damage caused by its failure to furnish facilities suitable for transmission shall in no event exceed an amount equivalent to the proportionate charge to the customer for the period of service during which such mistake, omission, interruption, delay or error or defect in transmission occurs.

C. Obligation of the Customer

The customer indemnifies the Cooperative against and holds the Cooperative harmless from any and all losses, claims, demands, causes or actions, damages, costs or liability, in law or its equity, of every kind of nature whatsoever (including without limiting the generality of the foregoing, losses, claims, demands, causes of action, damages, costs or liability of libel, slander, fraudulent or misleading advertising, invasion of the right of privacy, or infringement of copyright or patent) arising directly or indirectly from the material transmitted over its facilities or arising directly or indirectly from any act or omission of the customer or calling party while using or attempting to use facilities furnished by the Cooperative or arising from combining with, or using in connection with, facilities of the Cooperative, any equipment or systems of the customer.