

TARIFF DISTRIBUTION

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PURPOSE: Universal Emergency Number Service - 911

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1. UNIVERSAL EMERGENCY NUMBER SERVICE - 911 (cont'd)**C. Terms and Conditions (cont'd)**

24. The receipt of any contract or amendment to a contract established under this tariff shall not constitute approval of all terms and provisions therein. The Commission retains jurisdiction to investigate on its own motion or upon complaint any contractual term or provision under which the tariffed service is offered, and to take any necessary action pursuant to such investigation, including issue orders.
25. The Company's entire liability to any person for interruption or failure of 911 Service shall be limited to the terms specified in this Tariff and by Wisconsin Statute section 256.35. (C)
26. The customer and participating governmental units and agencies each agree to release, indemnify, defend, and hold harmless the Company from any and all loss, claims, demands, suits or other action, or any liability whatsoever, other than the Company's sole negligence, arising out of the customer's use of 911 service whether suffered, made, instituted or asserted by the customer or by any other party or person, for any personal injury to or death of any person or persons, or for any loss, damage or destruction of any property, whether owned by the customer or others; and the customer and participating governmental units and agencies agree to purchase and maintain adequate insurance against such liability.
27. The rates for 911 Service do not include the inspection or monitoring of facilities to discover errors, defects and malfunctions in the service, nor does the Company undertake such responsibility. The customer shall be responsible for making such operational tests as, in the judgment of the customer, are required to determine whether the system is functioning properly for its use. The customer shall promptly notify the Company in the event the system is not functioning properly.

1. UNIVERSAL EMERGENCY NUMBER SERVICE - 911 (cont'd)**C. Terms and Conditions (cont'd)**

30. The 911 services specified in this tariff are available for the use of public agencies and counties in providing universal emergency number service systems to universal emergency number service districts under authority of P.S.C.W. Administrative Code 173 and Wisconsin State Statute, Sec. 256.35. (C)

In accordance with Wisconsin State Statute, Sec. 256.35, a county subscribing to 911 Service and providing it on a countywide basis may establish and fund certain components of a 911 System through an end user charge levied on telephone customers within the county. The end user charge is calculated by dividing the charges determined under the Company's contract with the specific county by the total number of exchange access lines, or their equivalents, which are in the county and which are capable of accessing that system. Equivalent access lines will be calculated for Centrex customers by applying a Centrex line to 911 equivalent line ratio. (C)

All rates and charges not collected through a 911 end user charge are the responsibility of the 911 customer.