



## OEConnect, LLC.

A wholly-owned subsidiary of Otsego Electric Cooperative, Inc.

P.O. Box 128  
Hartwick, NY 13348-0128  
Telephone: (607) 293-6622  
Fax: (607) 293-6624

### **LEASE: BATTERY BACKUP FOR PHONE & INTERNET SERVICE**

This Lease Agreement ("Agreement") is made and entered into on the date below between you, as Lessee, (as indicated below), and OEConnect, as Lessor, with offices at PO Box 128, 3192 County Highway 11, Hartwick, NY 13348.

Whereas Lessor owns certain Battery Backup Equipment and Lessee desires to lease that equipment from Lessor subject to the following conditions as set forth herein.

NOW, therefore, in consideration of the following mutual covenants and promises, the parties agree as follows:

1. **Leased Equipment.** Lessor will place a battery backup system in your home described as follows:

**Item:** \_\_\_\_\_.

**Serial Number:** \_\_\_\_\_.

**Name & Account # of Lessee:** \_\_\_\_\_.

2. **Purpose.** The purpose of this lease is to provide temporary backup power for Lessee's phone and internet service from Lessor during a power outage. This equipment shall not be removed or relocated from the premises or used for any other purpose than what is set forth herein without Lessor's prior written consent.

3. **Payment.** Lessee shall pay Lessor the sum of \$\_\_\_\_\_ each month for a minimum term of 2-years/24 months starting upon payment of the one-time installation fee of \$\_\_\_\_\_. Your lease payment will be due on the same day as your Lessor broadband bill, and it will be itemized on that bill each month.

4. **Failure to Pay on Time.** Failure to pay the rent as specified herein constitutes default. Your lease can then be terminated at Lessor's discretion, and all leased equipment will need to be returned to Lessor in good condition. A late charge of 1.5% shall apply for payments that are more than 10 days late.

5. **Lease Termination.** You can terminate your lease after 24 months from the date herein by notifying us at Lessor and by returning the battery(ies) to us. If you do not return the battery(ies) to us or allow us entry on the premises to remove them, you will owe Lessor no less than the remaining term of the 2-year agreement for our loss of the property.

6. **Maintenance and Repair.** Lessee is responsible for maintaining the equipment in good working condition, performing routine self-tests and monitoring as per stated guidelines, and promptly notifying Lessor of any malfunctions or problems. Lessor shall repair or replace equipment due to defects or normal wear and tear, provided the damage is not caused by the Lessee's misuse or neglect. There may be a trip charge if a technician is required to visit the premises due to customer's fault.

7. **Insurance and Risk of Loss.** Lessee assumes all responsibility for the loss, theft, or damage to the Equipment from any cause, other than normal wear and tear or manufacturer defect. Lessee should verify that his or her insurance policy covers this property.



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**8. Ownership and Return of Equipment.** The Equipment is and shall remain the personal property of Lessor at all times. Upon the termination of this Agreement, the Lessee shall return the Equipment in the same condition as when delivered, allowing for ordinary wear and tear. If Lessee fails to return the Equipment to Lessor as required, Lessee may be charged the full replacement value of any unreturned Equipment.

**9. Disclosure.** While this service provides backup power to your enabled optical network terminal, it may or may not meet the FCC's requirement to offer to provide you with a 24-hour battery backup solution and is not intended to do so. If your primary concern during a power outage is being able to use your phone service offered through Lessor, please see the separate information and disclosure titled: "Residential Phone Service – Battery Backup".

**10. Expected Backup Power Duration.** The battery operating times noted above (8, 16, 24, 32 hours) are estimated and will vary as the batteries age. Please follow the detailed instructions included with your battery backup system for proper use, storage, and care, to ensure that it will function as specified during a power outage. If you do not store your battery correctly, its useful life may be shortened. Environmental factors such as temperature can also shorten your battery's useful life. We recommend that you store your battery above -22°F and below 149°F. The estimated service life of the battery is 5 to 10 years. Batteries should be stored in a cool, dry place.

**11. Testing and Monitoring.** Although the batteries are rechargeable, they will not last forever and should be replaced as the unit instructions indicate. The battery backup unit will indicate via an active red light when the batteries need to be serviced or are disconnected. You should test your battery backup solution periodically, as described in the instructions included with your battery, to verify both the operation of the battery backup and its condition.



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### **RESIDENTIAL PHONE SERVICE – BATTERY BACKUP**

#### **Battery Backup Offering and Disclosure for Residential Customers:**

##### ***Backup Power for Home Phone Services during Power Outages***

For many years, your home phone would allow you to stay connected to emergency voice services during a power outage. However, many of today's advanced home phone services require battery backup power to continue functioning during a power outage. To minimize a disruption of home voice service during a power outage – and to maintain the ability to connect to 911 emergency services – OEConnect, LLC. (OEConnect) offers you the option of purchasing or leasing a backup power solution for your home phone line.

##### ***What Your Back-up Battery Can – and Can't – Do for You***

Backup batteries for optical network terminals (ONTs/Modem) allow you to continue to use your home voice line during a power outage. Without a battery backup or alternate home backup power source (such as a generator), customers will not be able to make calls during a power outage, including emergency calls to 911. The only way to maintain the ability to use your voice line during a power outage is by using some form of backup power. However, if there is a disruption to your internet service due to a system failure your service will still be unavailable.

A battery backup for the optical network terminal does not provide power to any services other than voice. Internet service, computers, home security systems, medical monitoring devices and other equipment will not run on a residential optical network terminal's battery backup. Cordless phones and their base stations are not powered or charged by the battery backup.

##### ***Lease Option***

If you are concerned about being able to contact 911 emergency services during a power outage, a battery backup solution may be a good option for you. Battery backup solutions that provide 24 hours of standby time are available for lease. If you do not feel comfortable installing your own battery backup, please call us to make an appointment and we would be happy to assist you. Please note that there may be a charge for installation if the battery backup solution is not installed at the time your voice service is installed. 24-hour battery backup solutions may be leased for \$14.95/month + sales tax (minimum term of 2-years/24 months) and a one-time installation fee may apply. OEConnect will retain ownership of the battery backup solution and is responsible for all ongoing maintenance of the device including battery replacements in the event of failure. Battery replacements can be picked up at our office; on-site battery replacements may be subject to an installation charge.

##### ***Expected Backup Power Duration***

The standby operating times noted above (24 hours) are estimated and will vary as the batteries age. Please follow the detailed instructions included with your battery backup system for proper use, storage, and care, to ensure that it will function as specified during a power outage. If you do not store your battery correctly, its useful life may be shortened. Environmental factors such as temperature can shorten your battery's useful life. We recommend that you store your battery above -22°F and below 149°F. The estimated service life of the battery is 5 to 10 years. Batteries should be stored in a cool, dry place.



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### ***Testing and Monitoring***

Although the batteries are rechargeable, they will not last forever and should be replaced as the unit instructions indicate. The battery backup unit will activate a red light when the batteries need to be serviced or are disconnected. You should test your battery backup solution periodically, as described in the instructions included with your battery, to verify both the operation of the battery backup and its condition.

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Please indicate your decision on whether you would like to lease a battery backup solution – phone only.

\_\_\_\_\_ I want to lease a battery backup solution for \$14.95/month + tax (24-month minimum term)

\_\_\_\_\_ I do not want to lease a battery backup solution from OEConnect at this time and understand my phone will not work during an outage because it depends on having electricity available to run the equipment.

Date:

Print & Sign:

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### **SELECTION: BATTERY BACKUP FOR PHONE & INTERNET SERVICE**

In conjunction with the above service offering, OEConnect can now also enable your optical network terminal to provide internet and phone service in the event of a power outage. This offering will allow your internet and phone service to stay active during a power outage to allow you to continue to use your battery powered devices such as laptops or cellular phones.

Available solutions may be leased (minimum term of 2-years/24 months) a one-time installation fee may apply. Battery backup solutions come in 8-, 16-, 24-, and 32-hour variants. Please note that while this service provides backup power to your enabled optical network terminal, it may or may not meet the FCC's requirement to offer to provide you with a 24-hour battery backup solution and is not intended to do so. If your primary concern during a power outage is being able to use your phone service offered through OEConnect please see the above section titled: Residential Phone Service – Battery Backup. However, if there is a disruption to your internet service due to a system failure your service will still be unavailable.

#### ***Expected Backup Power Duration***

The standby operating times noted above (8, 16, 24, 32 hours) are estimated and will vary as the batteries age. Please follow the detailed instructions included with your battery backup system for proper use, storage, and care, to ensure that it will function as specified during a power outage. If you do not store your battery correctly, its useful life may be shortened. Environmental factors such as temperature can shorten your battery's useful life. We recommend that you store your battery above -22°F and below 149°F. The estimated service life of the battery is 5 to 10 years. Batteries should be stored in a cool, dry place.

#### ***Testing and Monitoring***

Although the batteries are rechargeable, they will not last forever and should be replaced as the unit instructions indicate. The battery backup unit will indicate via an active red light when the batteries need to be serviced or are disconnected. You should test your battery backup solution periodically, as described in the instructions included with your battery, to verify both the operation of the battery backup and its condition.

Please indicate your decision on whether you would like to lease a battery backup solution – phone and internet.

- \_\_\_\_\_ I want to lease an 8hr battery backup solution for \$7.95/month + tax (24-month minimum term)
- \_\_\_\_\_ I want to lease a 16hr battery backup solution for \$10.95/month + tax (24-month minimum term)
- \_\_\_\_\_ I want to lease a 24hr battery backup solution for \$14.95/month + tax (24-month minimum term)
- \_\_\_\_\_ I want to lease a 32hr battery backup solution for \$19.95/month + tax (24-month minimum term)
- \_\_\_\_\_ I do not want to lease a battery backup solution from OEConnect at this time and understand my phone and internet service will not work during a power outage because it depends on having electricity available to run the equipment.

Date:

Print & Sign: