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ARIZONA CORPORATION COMMISSION
DOCKET CONTROL

RLI Insurance Company
LICENSE/PERMIT BOND

This bond replaces Travelers [redacted]
Effective Date: June 26, 2013

ORIGINAL

Duplicate Original

KNOW ALL MEN BY THESE PRESENTS: That we Lexent, Inc., 80 Central Street, Boxborough, MA 01719, as Principal, and RLI Insurance Company, a corporation duly licensed to do business in the State of Arizona, as Surety, are held and firmly bound unto Arizona Corporation Commission, 1200 West Washington, Phoenix, AZ 85007-2996, Obligee, in the full and just penal sum of One Hundred Thousand and No/100 Dollars (\$100,000.00), the payment of which sum, well and truly to be made, the said Principal and Surety bind themselves, and each of their heirs, administrators, executors, and assigns, jointly and severally, firmly by these presents.

THE CONDITION OF THE ABOVE OBLIGATION IS SUCH that whereas, the said Principal has been granted a license or permit by said Obligee for Certificate of Convenience and Necessity ("Certificate") from the Arizona Corporation Commission, under which it is required to procure a Performance Bond pursuant to Section 28 of the Certificate.

NOW, THEREFORE, if said Principal shall well and truly perform the duties and in all things comply with the laws, ordinances, and pursuant requirements (including all amendments thereto) appertaining to the license or permit applied for, then this obligation shall be void, otherwise to remain in full force and effect.

PROVIDED, HOWEVER, that this bond is issued subject to the following express conditions:

1. The liability of the Surety hereunder may, however, be terminated by giving thirty (30) days written notice to the Principal and Obligee, and upon giving such notice, the Surety shall be discharged from all liability under this bond for any act or omission of the Principal occurring after the expiration of the thirty days from the date of the receipt of such notice.
2. Termination by Surety and/or failure by the Principal to submit a replacement bond shall in no event constitute a claimable occurrence under this bond.
3. The aggregate liability of the Surety hereunder on all claims whatsoever shall not exceed the penal sum of the bond in any event.
4. This bond shall not bind the Surety unless the bond is accepted by the Obligee. If the Obligee objects to any language contained herein, within 30 days of the date this bond is signed and sealed by the Surety, Obligee shall return this bond, via certified mail or express courier, to the Surety at the following address: RLI Commercial Surety, Attn: Jackie Bockler, 9025 North Lindbergh Drive, Peoria, IL 61615.

Signed and sealed this 21st day of October, 2013.

Arizona Corporation Commission
DOCKETED

OCT 02 2014

PRINCIPAL:

SURETY:

Lexent, Inc.

RLI Insurance Company

(Name & Title)

Patricia A. Hopgood, Attorney-in-Fact

(Seal)

(Seal)

DOCKETED BY



RLI Surety
 P.O. Box 3967 | Peoria, IL 61612-3967
 Phone: (800)645-2402 | Fax: (309)689-2036
 www.rlicorp.com

POWER OF ATTORNEY
RLI Insurance Company

T-20875A-14-0111

Know All Men by These Presents:

That this Power of Attorney is not valid or in effect unless attached to the bond which it authorizes executed, but may be detached by the approving officer if desired.

That **RLI Insurance Company**, an Illinois corporation, does hereby make, constitute and appoint:
Patricia A. Hopgood, Deborah J. Thomson, Sally E. Palmer, jointly or severally

in the City of Boston, State of Massachusetts its true and lawful Agent and Attorney in Fact, with full power and authority hereby conferred, to sign, execute, acknowledge and deliver for and on its behalf as Surety, the following described bond.

Any and all bonds provided the bond penalty does not exceed Twenty Five Million Dollars (\$25,000,000.00).

The acknowledgment and execution of such bond by the said Attorney in Fact shall be as binding upon this Company as if such bond had been executed and acknowledged by the regularly elected officers of this Company.

The **RLI Insurance Company** further certifies that the following is a true and exact copy of the Resolution adopted by the Board of Directors of **RLI Insurance Company**, and now in force to-wit:

"All bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation shall be executed in the corporate name of the Company by the President, Secretary, any Assistant Secretary, Treasurer, or any Vice President, or by such other officers as the Board of Directors may authorize. The President, any Vice President, Secretary, any Assistant Secretary, or the Treasurer may appoint Attorneys in Fact or Agents who shall have authority to issue bonds, policies or undertakings in the name of the Company. The corporate seal is not necessary for the validity of any bonds, policies, undertakings, Powers of Attorney or other obligations of the corporation. The signature of any such officer and the corporate seal may be printed by facsimile."

IN WITNESS WHEREOF, the **RLI Insurance Company** has caused these presents to be executed by its Vice President with its corporate seal affixed this 4th day of December, 2013.



RLI Insurance Company

By: [Signature]
 Roy C. Die Vice President

State of Illinois }
 County of Peoria } SS

CERTIFICATE

On this 4th day of December, 2013, before me, a Notary Public, personally appeared Roy C. Die, who being by me duly sworn, acknowledged that he signed the above Power of Attorney as the aforesaid officer of the **RLI Insurance Company** and acknowledged said instrument to be the voluntary act and deed of said corporation.

I, the undersigned officer of **RLI Insurance Company**, a stock corporation of the State of Illinois, do hereby certify that the attached Power of Attorney is in full force and effect and is irrevocable; and furthermore, that the Resolution of the Company as set forth in the Power of Attorney, is now in force. In testimony whereof, I have hereunto set my hand and the seal of the **RLI Insurance Company** this 21 day of October, 2013.

By: [Signature]
 Jacqueline M. Bockler Notary Public

RLI Insurance Company

By: [Signature]
 Roy C. Die Vice President

