

**CONSUMER CONFIDENCE REPORTS
FOR CAL ORE MOBILE ESTATES (“Customer”)
IDEMNIFICATION AND WAIVER OF LIABILITY**

In relation to the Consumer Confidence Report(s) attached hereto, Customer shall indemnify, defend and hold harmless Service Provider, its Affiliates and their respective directors, officers, employees, and agents (collectively, the “Service Provider Indemnitees”), from and against all Losses incurred by a Service Provider Indemnatee to the extent arising from (i) any provision of material, information, or supplies provided by a Customer Indemnatee (ii) the negligence or willful misconduct of a Customer Indemnatee; (iii) any Customer Material infringing or misappropriating a third party’s intellectual property rights; or (iv) the distribution, marketing, sale, import, export, and any other use by Customer or any third party of the Deliverables and/or the Services.

TO THE MAXIMUM EXTENT PERMITTED BY LAW, NEITHER PARTY SHALL BE LIABLE TO THE OTHER PARTY OR ANY THIRD PARTY FOR ANY LOST REVENUES OR PROFITS OR ANY SPECIAL, CONSEQUENTIAL, PUNITIVE OR INCIDENTAL DAMAGES, WHETHER OR NOT FORESEEABLE AND WHETHER OR NOT A PARTY WAS ADVISED OF SUCH LOSSES/DAMAGES IN ADVANCE, RELATING TO THE PROVISION OF CONSUMER CONFIDENCE REPORTS, THE SUBJECT MATTER HEREOF, WHETHER SUCH LIABILITY IS IN CONTRACT, TORT (INCLUDING NEGLIGENCE OR BREACH OF STATUTORY DUTY) OR OTHERWISE.

TO THE MAXIMUM EXTENT PERMITTED BY LAW, SERVICE PROVIDER'S
LIABILITY FOR THE CREATION OR DELIVERY OF CONSUMER
CONFIDENCE REPORTS SHALL NOT EXCEED \$250.00.

CAL ORE MOBILE ESTATES

By: 

Name: Thomas Paele

Title: VP Operations

Date: 4/1/24

PACE ANALYTICAL® SERVICES, LLC

By: 

Name: Danielle Ford

Title: Client Services

Date: 03/29/2024