



Exculpatory Clauses

- ❖ An *exculpatory clause* (a release or liability waiver) in a contract attempts to protect one party from liability for damages
- ❖ Exculpatory clauses are perhaps suspect on public policy grounds, but courts do not want to interfere with the agreement if it does not threaten public health or safety
 - ◆ Example: *McCune v. Myrtle Beach Indoor Shooting Range, Inc.*