



San Marcos Unified School District **Indemnity & Hold Harmless** **Agreement**

Indemnify and hold harmless San Marcos Unified School District, its employees, officials and agents from and against all of the following:

Any claim, liability loss damage, cost expenses, including reasonable attorney's fees, awards or judgements arising by reason of the death or bodily injury to persons, including any of the same resulting from San Marcos Unified School District's (including its agents, employees or officials), alleged or actual negligent act or omission, regardless of whether such an act or omission is active or passive. However, it is agreed that The Organization shall not be obligated to indemnify and hold harmless San Marcos Unified School District with respect to the sole negligence or willful misconduct of San Marcos Unified School District, its agents, employees or officials.

The Organization, at his own expense, cost and risk, shall defend any and all actions, suits, or other proceedings that may be brought or instituted against San Marcos Unified School District, its officers, agents or employees, or any such claim, demand, or liability, and shall pay or satisfy any judgement that may be rendered against San Marcos Unified School District, its officers, agents or employees in any action, suit or other proceedings as a result thereof.