Pre-Ballot on Insurance and Financial Responsibility

1. EV Guideline 8.4 is deleted.

2. EV Guideline Section 18 is amended to read as follows:

> **18. Liability and Indemnification**
>
> CAs MAY limit their liability as described in Section 18 of the Baseline Requirements except that a CA MAY NOT limit its liability to Subscribers or Relying Parties for legally recognized and provable claims to a monetary amount less than ~~two~~ **ten** thousand US dollars per Subscriber or Relying Party per EV Certificate.
>
> A CA's indemnification obligations and a Root CA's obligations with respect to subordinate CAs are set forth in the Baseline Requirements.

3. Baseline Requirements Section 18.1 is amended to read as follows:

18.1 Liability to Subscribers and Relying Parties

If the CA has issued and managed the Certificate in compliance with these Requirements and its Certificate Policy and/or Certification Practice Statement, the CA MAY disclaim liability to the Certificate Beneficiaries or any other third parties for any losses suffered as a result of use or reliance on such Certificate beyond those specified in the CA's Certificate Policy and/or Certification Practice Statement. If the CA has not issued or managed the Certificate in compliance with these Requirements and its Certificate Policy and/or Certification Practice Statement, the CA MAY seek to limit its liability to the Subscriber and to Relying Parties, regardless of the cause of action or legal theory involved, for any and all claims, losses or damages suffered as a result of the use or reliance on such Certificate by any appropriate means that the CA desires. If the CA chooses to limit its liability for Certificates that are not issued or managed in compliance with these Requirements or its Certificate Policy and/or Certification Practice Statement, then the CA SHALL include the limitations on liability in the CA's Certificate Policy and/or Certification Practice Statement. **Notwithstanding the foregoing, a CA MAY NOT limit its liability to Subscribers or Relying Parties for legally recognized and provable claims to a monetary amount less than two thousand US dollars per Subscriber or Relying Party per DV Certificate or less than five thousand US dollars per Subscriber or Relying Party per OV Certificate**.