5.10C  UNDERTAKING VOLUNTARILY ASSUMED  
(Approved before 1984, Revised 09/2021)  

(1) One who in the absence of a legal obligation to do so voluntarily undertakes to render a service for the protection of the safety of another may become liable to that person for the failure to perform, or the failure to exercise reasonable care in the performance of that service. One’s responsibility, however, is only commensurate with the extent of one’s voluntary undertaking and one’s liability does not arise unless it appears from the evidence that one’s negligence had a proximate causal relationship to the occurrence of the mishap, which brought about the injuries.

**Cases:**


**THE FOLLOWING MAY BE ALTERNATIVELY CHARGED WHERE APPLICABLE:**

(2) Where a defendant has gratuitously undertaken to do an act or to perform a service recognizably necessary to another’s bodily safety and there is reasonable reliance thereon, the defendant will be liable for the harm sustained by
the other party resulting from defendant’s failure to exercise reasonable care to carry out the undertaking.

Cases: