

Tammy and George Rugh v. Patrons Oxford Insurance Company

Held: March 5, 2020
Decision Issued: April 7, 2020
Docket Number: INS-20-2005

The insureds requested a hearing to contest the nonrenewal of a homeowners insurance policy. The company asserted that the insureds' failure to timely repair and perform preventative maintenance on the roof of the covered dwelling altered the hazards insured against and increased the risk of loss.

Held: For the company. Under Section 3051 of the Maine Property Insurance Cancellation Control Act, 24-A M.R.S. §3051, nonrenewal of a homeowners policy is permissible if the underlying reason is a good faith reason and related to the insurability of the property. The company met its burden of establishing that the neglected condition of the roof adversely affected the insurability of the dwelling. Accordingly, the nonrenewal action is permitted.