

Sheila and J. William Cox v. MMG Insurance Company

Held: July 26, 2021
Decision Issued: July 28, 2021
Docket Number: INS-21-2026

The named insureds requested a hearing to contest the nonrenewal of their homeowners insurance policy. The company cited the insureds' failure to comply with loss control recommendations as the basis for its nonrenewal action.

Held: For the insureds. 24-A M.R.S. §3051 allows an insurer to nonrenew a policy for “[f]ailure to comply with reasonable loss control recommendations within 90 days after notice from the insurer.” The company failed to meet its burden of proving that the loss control recommendations it properly communicated to the insureds were reasonable in nature. Accordingly, the company’s nonrenewal action is not permissible.