

# **Katrina Archive - Advocates**

#### KATRINA ARCHIVE

Editor's Note: some of the information in this library may be superseded or outdated. For more information visit the <u>Katrina (Water Damage) Library</u> homepage.

Washington Post - Claim Delays

## A. General Claim Tips

- Argue for insurers to advance 20% Overhead & Profit (pdf)
- Clock is Ticking on Storm Claims (pdf)
- General Claim Tips (pdf)
- Dwelling Claim Tips (pdf)
- Contents Claim Tips (pdf)
- Don't Get Shortchanged on Katrina Cover (pdf), Business Insurance Magazine, November 14, 2005
- Fine Print Exclusions, NPR Story, September 16, 2005
- Dickstein Guide (pdf)
- Insurance Tips for Survivors of Hurricane Katrina, Jeannine Chanes, Esq., 2005 (pdf)
- Negotiating, MarketWatch, 2005 (pdf)
- Getting Mortgage Lenders To Sign Off, Louisiana State Government
- Securing a Full Insurance Recovery After Natural Disasters (pdf), Anderson, Kill & Olick, P.C., September/October, 2004
- Arguing for Coverage Americans for Insurance Reform, September, 2005

### Tips for Policyholders from the Louisiana Department of Insurance

- After the hurricane hits: Answers to common questions about hurricane-related property damage (pdf)
- What Should I Do If My Property Is Flooded? (pdf)

The information presented in this publication is for general informational purposes and is not a substitute for legal advice. If you have a specific legal issue or problem, United Policyholders recommends that you consult with an attorney. Guidance on hiring professional help can be found in the "Find Help" section of <a href="https://www.uphelp.org">www.uphelp.org</a>. United Policyholders does not sell insurance or certify, endorse or warrant any of the insurance products, vendors, or professionals identified on our website.

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- Twelve Tips to Secure Insurance Coverage for the Katrina Disaster, Anderson, Kill & Olick,
   P.C. (pdf)
- Hurricane and Windstorm Deductibles, Insurance Information Institute

#### B. Wind vs. Flood

- Louisiana Hurricane Impact Atlas 2005, Louisiana Geographic Information Center (pdf)
- Was it Wind or Water, The New York Times, September 21, 2005 (pdf)
- What Should I Do If My Property Is Flooded, Louisiana Department of Insurance (pdf)
- Experts Say Faulty Levees Caused Much of Flooding, Washington Post, September 20, 2005
- Flood Exclusions in Windstorm Policies, Dennis J. Wall, Esq. (reprinted from ATLA with permission of author) (pdf)
- Wind Versus Water: Why "Proximate Cause" Should Help Not Hurt (pdf)
- State Farm: We're Paying Wind Damage Claims, www.claimsguides.com, April 7, 2006
- Miss. vs. State Farm re: Wind (pdf)
- Katrina Victims Say Agents Advised Against Flood Coverage (pdf)

#### C. Unresolved Issues

- Getting Mortgage Lenders To Sign Off, Louisiana State Government
- How Will Homeowners Insurance Litigation Play Out, FindLaw's Legal Commentary, September 19, 2005 (pdf)
- Insurance for Katrina Damage, PBS, NewsHour with Jim Lehrer, September27, 2005
- Why Katrina Won't Flood Insurance Companies, www.slate.com, September 6, 2005
- <u>Insurance Industry is Well Positioned to Keep Its Financial Commitments to Gulf Coast Residents, ATLA, September 27, 2005</u>
- Follies Caused Floods, Knight Ridder Newspapers, November 6, 2005
- S. Fla., Insurers, Adjusters Backlogged With Damage Claims from Wilma, Insurance Journal, December 2, 2005
- <u>Claim Abuse Report (pdf)</u> United Policyholders is a part of the coalition that produced this
  document
- Legislative Reform in Louisiana (pdf)

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#### 1. Valued Policy Laws

- Evaluating Valued Policy Law After Katrina (pdf)
- Mierzwa & Proximate Causation—A Ray of Hope for Insurance Victims in LA and MS (pdf)a.
   Florida
  - Insurance Companies, Not Taxpayers, Should Pave the Gulf Coast Road to Recovery
  - Hurricane Claims and Valued Policy Law (pdf)
  - b. Louisiana
  - c. Mississippi
- 2. Issues raised in pending lawsuits
  - The Need for Caution, FindLaw Legal Commentary, September 19, 2005 (pdf)
  - · What Should I Do If My Property Is Flooded, Louisiana Department of Insurance (pdf)
  - Recent Case re: NFIP/Leasehold Improvements, www.nationalunderwriter.com
  - MS. AG suit to void water exclusions back in state court, www.insurancejournal.com, March 13, 2006
- 3. Causation issues including levee breaches and other factors that combined with the hurricane forces
  - Rand Study Says Few Homeowners Buy Flood Insurance When It Is Not Required, www.rand.org, March 13, 2006

## D. Types of Policies at Issue

- Rand Study Says Few Homeowners Buy Flood Insurance When It Is Not Required, www.rand.org, March 13, 2006
- Bad Faith/Flood Insurance (pdf)

## E. Specific Points of Law

- Disaster and Business Interruption Coverages, Anderson, Kill & Olick, P.C. (pdf)
- Industry attorney's viewpoint: Unraveling Insurance Coverage for Hurricane Katrina:
- No Big Easy Task, cms.nationalunderwriter.com
- State Laws Preempted in Flood Cases (pdf)

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