

**IN THE MATTER OF  
THE CLAIM OF SCOTT M. BAUM  
AGAINST THE  
MARYLAND HOME IMPROVEMENT  
GUARANTY FUND ON ACCOUNT OF  
ALLEGED VIOLATIONS OF  
JOSH RUPARD  
t/a OVERGROWN, INC.**

\* **MARYLAND HOME  
IMPROVEMENT COMMISSION**

\* **Case No. 10 (90) 862**

\* \* \* \* \*

**FINAL ORDER**

On this 9<sup>th</sup> day of November, 2010, Panel B of the Maryland Home Improvement Commission ORDERS that:

1) Pursuant to Business Regulation Article, §8-408(b)(3)(i), Annotated Code of Maryland, the Claimant has provided the Commission with a copy of a final civil judgment, dated September 9, 2009, with all rights of appeal exhausted, in which the District Court for Charles County found on the merits that the conditions precedent to recovery, as set forth in Business Regulation Article, §8-405(a), Annotated Code of Maryland, have been met, and found that the Claimant sustained an actual loss of \$20,300.00.

2) On March 1, 2010, the Claimant filed a claim with the Commission in the amount of \$19,800.00.

3) The Commission directs payment from the Home Improvement Guaranty Fund of \$19,800.00 to the Claimant, Scott M. Baum.

4) Pursuant to Business Regulation Article, §8-411(a), Annotated Code of Maryland, any home improvement licenses held by the Respondent, Josh Rupard, t/a Overgrown, Inc., shall be Suspended, and the Respondent shall be ineligible for any home improvement licenses, until the Respondent has repaid any money paid from the Home Improvement Guaranty Fund pursuant to this Order, with 10 percent annual interest.

5) The records and publications of the Maryland Home Improvement Commission shall reflect this decision.

6) The payment to the Claimant from the Home Improvement Guaranty Fund shall be authorized thirty (30) days from the date of this Order. During the thirty (30) day period, any party may file an appeal of this decision to Circuit Court.

*Joseph Tunney*

Chair - Panel B