

# Fabian VanCott



## Matthew L. Anderson

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### Practice Areas:



Bankruptcy & Receivership



Business Transactions & Corporate Law



Litigation, Trials & Appeals



Real Estate



Administrative & Regulatory Compliance

## Biography

Matthew L. Anderson has built a commercial litigation practice focused on real property, secured lending and corporate disputes, representing clients in transactions, negotiations and litigation. Matt negotiates for clients in leasing disputes and secured lending agreements on behalf of both creditors with defaulting borrowers and debtors in need of restructuring. When insolvency becomes an issue, Matt is experienced in representing creditors in bankruptcy proceedings. In handling complex cases, Matt is able to draw upon the expertise of other Fabian VanCott attorneys skilled in the firm's core competency areas. Matt additionally works for real estate clients in cases involving easements, title, foreclosure, landlord/tenant, liens foreclosure and construction. Prior to practicing law, Matt worked as Area Director on Mike Leavitt's campaign for Governor of Utah and then as Director of Constituent Affairs for the Governor's Office. He has stayed involved in the political realm by assisting clients in their relations with the state legislature and is on the planning commission for his city. Matt is active in the Utah State Bar, currently chairing the Member Benefits Committee and as past chair of the Real Estate Section. He graduated with honors from the University of Utah and earned his law degree at Columbia, where he was a Harlan Fiske Stone Scholar. After law school, he clerked for the Utah Supreme Court.

## Professional

Chair, Member Benefits Committee, Utah State Bar

Past Chair, Utah State Bar Real Property Section

## Professional (cont.)

Past Co-Chair, Utah State Bar Legislative Relations Committee

Recognized as one of Utah's "Legal Elite," Utah Business Magazine

Certified Public Mediator, Columbia Law School Mediation Clinic, New York City

Researched, wrote and disseminated reports, legislative tracking and budget analysis; lobbied for federal education funding

Judicial Clerk, Justice Leonard H. Russon, Supreme Court of Utah, 1997; Drafted and researched many opinions for submission and publication

Admitted to Utah State Bar and U.S. District Court, District of Utah, 1996

Summer Clerk, Sakura Kyodo Law Offices, Tokyo, Japan, 1994; Assisted Japanese and American lawyers on international and U.S. law-related issues

Director of Constituent Affairs, Utah Governor's Office, 1992-1993; Liaison for the Governor to the public and other governmental entities

Area Director, Mike Leavitt Gubernatorial Campaign, Utah, 1991-1992; Original staff member on successful gubernatorial campaign, traveled with candidate across state, responsible for grass-roots campaign in area representing 45% of constituency and represented the candidate at a primary election debate and other events

Intern, Committee for Education Funding, Washington D.C., January-June, 1990

## Representative Projects

Matt has represented both sides in secured loan transactions that are in default (if the client is the lender) or in need of restructuring (if the client is the debtor). When negotiations fail, Matt has extensive experience in litigating until judgment, payment or bankruptcy.

With respect to real property litigation, Matt has represented clients in easement disputes, quiet title actions, title insurance claims and foreclosures. He has also successfully represented landlords in commercial landlord/tenant disputes. Clients have relied on Matt to prosecute and defend mechanic's lien and other construction related disputes.

Matt represents large and small companies, public and private, in commercial litigation including corporate governance, licensing, intellectual property and other contractual disputes.

In the practice of Bankruptcy, Matt has represented creditors in obtaining relief from stay/adequate protection payments for large secured creditors. He has also defended a large construction company in a complex involuntary bankruptcy case. The breadth of his bankruptcy experience includes having represented a Chapter 7 trustee in adversary proceedings involving preferences, fraudulent transfers and other exercises of the trustee's strong-arm powers.

## Representative Projects (cont.)

During the legislative session and the 10 months preceding it, Matt represented a select group of national and local clients in furthering their cause before the state legislature.

Matt has also established a unique expertise representing clients before the Utah Department of Alcoholic Beverage Control.

## Education

J.D., Columbia Law School, 1996

Harlan Fiske Stone Scholar, 1996

B. A., Honors, Cum Laude, University of Utah, 1991; English major, Japanese minor

Honors at Entrance Scholarship (4-year full tuition scholarship), Robert H. Hinckley Graduate Scholar (Graduate School Scholarship), Phi Beta Kappa and Phi Kappa Phi

Host/Director, Weekly Campus-Wide Forum, Hinckley Institute of Politics

## Publications & Presentations

Author, "International Peacemaking and Peacekeeping Activities in the Post-Cold War World and its Relationship to Domestic Implementation of International Obligations: A Summary," Trilateral Perspectives on International Legal Issues

Head Notes Editor, Environmental Law Journal

## Community Service

Past member of Board of Directors and Big Brother, Big Brothers/Big Sisters of Utah

Past member, Governor Leavitt's Transition Team, Department of Environmental Quality

Volunteer, 2002 Olympic Games, Salt Lake City, Utah

Volunteer Representative, Church of Jesus Christ of Latter-Day Saints, Tokyo, Japan

Japanese fluency, literature, golf, basketball, member of National Champion Highland High Rugby Club, little league coach, etc.