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#### AREAS OF PRACTICE

- Estate Planning and Administration
- Litigation
- Administrative and Regulatory Appeals
- Health Care Law for Providers

#### RECENT BLOG POSTS

- Analyzing Authority Under a Power of Attorney
- Dealing with Appropriate Parties to Avoid Liability Following the Death of a Bank Account Holder
- Department of Health and Human Services Increases Pace of HIPAA Enforcement Penalties

## Matthew Yanovitch

### ATTORNEY, PARTNER

Matt Yanovitch's practice focuses on trust and estate disputes and litigation. His practice includes representation of executors, administrators, trustees, heirs, and creditors in disputes involving wills, trusts, and inherited property. He is experienced in probate matters, guardianship and conservatorship proceedings, elective share and augmented estate proceedings, constructive trust cases, petitions for aid and direction of the court, and matters involving powers of attorney. He has testified as an expert witness on attorney fees in trust litigation. He also advises and guides fiduciaries through the estate and trust administration process.

Matt also practices in the areas of health care law and commercial litigation. He represents health care businesses in court and in administrative proceedings before government agencies. His commercial litigation practice consists of representing banks, mortgage companies, commercial real estate developers, and various other businesses in contractual disputes, including significant landlord-tenant experience.

### EDUCATION

- Catholic University of America, Columbus School of Law, Washington, District of Columbia (J.D., 2007) Law Review: Catholic University Law Review, Staff Member
- University of Virginia, Charlottesville, Virginia (B.S., Chemistry, 1999)

### BAR ADMISSIONS

- Virginia
- U.S. District Court Eastern District of Virginia
- U.S. District Court Western District of Virginia
- U.S. Court of Appeals 4th Circuit

### CLERKSHIPS

- Hon. William D. Hamblen, 31st Judicial Circuit of Virginia, Judicial Clerk, 2007 - 2008

### REPRESENTATIVE EXPERIENCE

- Represented nonprofit educational institution in \$30 million suit against estate and trust of a decedent (*Fork Union Military Academy v. Cook, et al.*, Fairfax County Circuit Court, No. 2016-14934)

- Represented mortgage bank in indemnification lawsuits against mortgage originator regarding defaulted mortgage loans (*SunTrust Mortgage, Inc. v. North Shore Bank*, No. 3:14CV385, 2015 U.S. Dist. LEXIS 20691 (E.D.Va. Feb 20, 2015); *SunTrust Mortgage, Inc. v. Mortgage Financial Services, LLC*, 2015 Va. Cir. LEXIS 48 (Henrico County Circuit Court, May 6, 2015))
- Represented heirs of a decedent in the recovery of \$4 million in a dispute with the executor over interpretation of the will (*Pohl v. Latane, et al.*, Henrico County Circuit Court, No. 11-62)
- Represented national commercial real estate developer against adjacent parcel owner in lawsuit involving maintenance costs and property ownership rights (*DDR Southeast Short Pump, LLC v. Sledd Properties*, Henrico County Circuit Court, CL11-3513)
- Represented family member of a decedent against the decedent's estate in the successful recovery of life insurance proceeds wrongfully paid to the estate (*Bennett v. Bennett*, Richmond Circuit Court, CL09-2558-5)
- Successfully defended administrator of decedent's estate in circuit court after his qualification was challenged by his siblings (*Parker v. Taylor*, Richmond Circuit Court, No. 10-1412)
- Represented medical supply company in an administrative challenge to a Medicaid overpayment demand before the Department of Medical Assistance Services (*Rehab Health Care v. DMAS*, Appeal ID P2014-4147)
- Guided client through HIPAA's breach notification process and federal investigation after theft of protected health information
- Successfully represented physician practice in dispute over and termination of billing services contract
- Defended long-term care facility in dispute with medical services contractor

## PUBLISHED WORKS

- *Comment: Dissecting the Constitutional Admissibility of Autopsy Reports after Crawford*, 57 Cath. U.L. Rev. 269, 2008

## PUBLICATIONS

- Analyzing Authority Under a Power of Attorney
- Dealing with Appropriate Parties to Avoid Liability Following the Death of a Bank Account Holder
- Department of Health and Human Services Increases Pace of HIPAA Enforcement Penalties

## HONORS AND AWARDS

*Best Lawyers in America* 2025 for Litigation - Trusts and Estates

## PAST EMPLOYMENT POSITIONS

- City of Charlottesville, VA, Professional Firefighter, 2000 - 2004
- Hill Neuroscience Laboratory, Laboratory Specialist, 1999