

Matt D. Manning



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education

St. Mary's University School of Law (J.D., 2009)

University of Houston (B.A., Political Science, 2006)

admissions

Texas

Oklahoma

U.S. District Court for the Southern District of Texas

U.S. District Court for the Northern District of Texas

U.S. District Court for the Western District of Texas

U.S. District Court for the Eastern District of Texas

U.S. Bankruptcy Court for the Eastern District of Texas

U.S. Bankruptcy Court for the Northern District of Texas

U.S. Bankruptcy Court for the Western District of Texas

U.S. Bankruptcy Court for the Southern District of Texas

U.S. Court of Appeals for the Fifth Circuit

I try to be pleasant, approachable, and easy to deal with, not just with clients, but with the legal community as well – including opposing counsel. With that said, I'm not going to let anyone take advantage of my clients. I am perfectly willing to take each matter to trial, as should be expected of any seasoned litigator. I understand, however, that my clients are in the business world, not the litigation business. I'm always looking at my client's bottom line, and I strive to get them where they need to be in the most efficient manner possible.

Matt Manning is the Managing Member of McGlinchey's Houston office and section leader of the office's commercial litigation section. Noted as a "rising star" business litigator, Matt is an advocate for his business and banking clients, with a focus on complex commercial litigation. In addition, Matt has significant experience with consumer financial services litigation, creditor's rights, and appellate matters in both state and federal court. He primarily handles cases in Texas, but has

honors

- *Texas Super Lawyers “Rising Star”* (Business Litigation), 2017–2019

affiliations

Professional

- American Bar Association, Business Law Section
- State Bar of Texas, Consumer and Commercial Law Section
- Houston Bar Association, Consumer and Commercial Law Section, Chair, 2018–2019; Secretary, 2016–2017
- The Conference on Consumer Finance Law (CCFL)

also litigated matters in Oklahoma, Arkansas, and in other jurisdictions within the firm’s broad geographic footprint.

Matt advises clients involved in complex commercial litigation and enjoys the strategic aspects and the challenges of coordinating teams to work together on long-term projects stemming from interesting, unique issues and disputes. This includes experience with business bankruptcies and state court receiverships, as well as multi-party disputes across differing venues. Matt leads teams of attorneys and outside vendors in the navigation of complicated eDiscovery issues as a regular part of his burgeoning business litigation practice.

In the mortgage lending area, Matt defends banks and mortgage loan servicers in suits asserting claims under the Truth in Lending Act (TILA), the Fair Credit Reporting Act (FCRA), the Fair Debt Collection Practices Act (FDCPA), and the Telephone Consumer Protection Act (TCPA). Matt has also litigated dozens of disputes based on alleged violations of the Texas Constitution’s provisions on home equity lending – and is particularly familiar with the byzantine set of Constitutional requirements to which his lender clients must comply.

A substantial part of Matt’s practice revolves around issues related to auto lending and financing. Matt represents title and vehicle finance lenders in cases relating to bankruptcies, lien priority, and defaults. He frequently advises clients in car and truck sequestrations to recover vehicles through complex court processes. Additionally, Matt defends auto lenders who get sued when vehicle repossessions become contentious.

Matt has also been the sole or principal drafter of multiple appellate briefs submitted to the U.S. Court of Appeals for the Fifth Circuit, with two published opinions, and consistently favorable results.

In every case he takes on, Matt aims to fix his clients’ problems quickly, make their lives easier, and adhere to their budget — or come in under it.

With several years of involvement working in the Consumer and Commercial Law section of the Houston Bar Association, Matt is the immediate past chair of the section, and remains

on its board. With his continued participation in the section, Matt makes it a priority to help attorneys who are newer to the profession, so that they will have the same opportunities and advantages he has been lucky enough to have.

Published Opinions

- *Fowler v. U.S. Bank, Nat'l Ass'n*, 2 F.Supp.3d 965 (S.D.Tex. 2014)
- *Vaillancourt v. PNC Bank, Nat'l Ass'n*, 771 F.3d 843, 847 (5th Cir. 2014)

presentations

"Olly Olly Exemption Spree: Exemptions & the Automatic Stay in Bankruptcy," Houston Metropolitan Paralegal Association, March 9, 2021

"The Evolving Statute of Limitations Landscape in CA, FL, TX, and NY Mortgage Litigation," 2018 Consumer Finance Legal Conference, October 18, 2018

"Mortgage Litigation: Updates and Developments," 2015 State Bar of Texas Annual Meeting, San Antonio, TX, June 19, 2015

"Residential Mortgages: Updates and Developments," Houston Bar Association Commercial & Consumer Law Section, Houston, TX, April 8, 2015

"The Basics of Mortgage Foreclosure Defense," Houston Metropolitan Paralegal Association, Houston, TX, June 11, 2013