



Matthew W. Krueger-Andes

Associate

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Matt is a litigation associate in the firm's Charlotte office. His practice focuses on business litigation, appellate and tax matters.

Business Litigation

Matt regularly represents clients in the North Carolina Business Court and advises on Business Court and other business litigation-related matters. He has extensive experience pursuing and defending claims on behalf of financial institutions, as well as with contractual disputes and related claims for clients ranging from individuals and small businesses to large, multinational corporations.

He is a frequent writer for the [North Carolina Business Court Blog](#), which provides information and analysis on the latest Business Court decisions. Matt is also a former law clerk to Judge Louis A. Bledsoe III, Chief Judge of the North Carolina Business Court.

Appellate

Matt represents clients before the federal and state appellate courts. His appellate experience includes overturning one of the largest North Carolina jury trial verdicts of 2015 and upholding the dismissal of a purported class action brought against a large financial institution. Matt is also a contributor to the [North Carolina Appellate Practice Blog](#) and formerly served as a law clerk to Judges Robert N. Hunter, Jr., Cressie H. Thigpen and Chris Dillon, all of the North Carolina Court of Appeals.

Tax

Matt also advises clients on tax matters. He is former Vice Chair of the Mecklenburg County Bar Association's Tax Section and holds an LL.M. in Taxation. Matt draws on his tax knowledge and experience to advise on tax issues in both the transactional and litigation settings.

Services

- Litigation
- Financial Services Industry
- Tax Controversy & Litigation
- Appellate Practice

Representative Matters

Matt's experience includes the following:

- Representing company and investors in asserting warranty-based claims arising from breach of asset purchase agreement relating to the purchase of an animal rendering equipment company. (N.C. Business Court)
- Representing medical device company in bringing warranty-based claims relating to defectively manufactured devices used to treat neurological diseases. (N.C. Business Court)
- Defending and obtaining summary judgment on behalf of manufacturer in multimillion-dollar construction dispute. (N.C. Business Court)
- Representing board member of closely held company in asserting and defending against breach of fiduciary duty and contract-related claims. (N.C. Business Court)
- Defending and obtaining order compelling arbitration on behalf of HVAC subcontractor in multimillion-dollar construction dispute. (N.C. Business Court)
- Representing employer in asserting trade secret misappropriation claims and obtaining injunctive relief against former employees. (N.C. Business Court)
- Representing large healthcare company and obtaining reversal of \$5.5 million jury verdict for pain and suffering in medical-malpractice appeal. (N.C. Court of Appeals)
- Representing large financial institution in obtaining and then defending on appeal an order dismissing all claims in purported class action alleging violations of the Equal Credit Opportunity Act. (Fourth Circuit, W.D.N.C.)
- Representing large financial institution in obtaining and then defending on appeal an order dismissing all claims arising out of bank fraud committed by third party. (Fourth Circuit, W.D.N.C.)
- Defending taxpayers against alleged multimillion-dollar tax deficiency relating to denial of net operating loss carryforwards. (U.S. Tax Court)
- Representing and asserting claims on behalf of investors defrauded in multimillion-dollar Ponzi scheme. (Bankr. W.D.N.C.)
- Representing commercial client against large, Charlotte-based utility stemming from utility's decision to terminate multi-billion dollar project for construction of nuclear power plant. (W.D.N.C)
- Defending and asserting claims on behalf of trust beneficiary against executor of estate in multimillion-dollar trust and estate dispute. (E.D.N.C.)
- Defending and obtaining order dismissing all claims against trust company in action alleging fraud and breach of fiduciary duty. (N.C. State Court)

Before Fox Rothschild

Matt was an associate at Smith Moore Leatherwood LLP, which combined with Fox Rothschild in 2018. While in law school, he served as an editor of the *Elon Law Review* and was a member of the Moot Court Board.

Beyond Fox Rothschild

Matt serves as co-chair of the Pro Bono committee for the North Carolina Bar Association's Litigation section, where he is also a member of the Litigation Council. He dedicates a substantial portion of his time to pro bono service, including recently representing a client before the North Carolina Court of Appeals and North Carolina Supreme Court.

Matt is also an ambassador for Roof Above (formerly Urban Ministry), a Charlotte-based non-profit organization that seeks to end homelessness through the provision of housing and other essential services in the community.

Bar Admissions

- North Carolina

Court Admissions

- U.S. District Court, Western District of North Carolina
- U.S. District Court, Middle District of North Carolina
- U.S. District Court, Eastern District of North Carolina
- U.S. Tax Court

Education

- New York University School of Law (LL.M., 2015)
 - Taxation
- Elon University School of Law (J.D., *magna cum laude*, 2011)
- University of New Hampshire (B.A., *cum laude*, 2006)
 - Political Science and Psychology

Memberships

- American Bar Association
- Mecklenburg County Bar Association
 - Vice Chair, Tax Section (2017-18)
- Defense Research Institute
- North Carolina Bar Association
 - Co-Chair, Pro Bono Committee, Litigation Section
 - Litigation Council

Honors & Awards

- Named to the "Legal Elite Young Guns" list by *Business North Carolina* (2021)
- North Carolina *Super Lawyers*, Rising Stars Edition, Listed Business Litigation (2020-2022)
- North Carolina Pro Bono Honor Society (2020)

Publications

October 29, 2021

Pro Bono Opportunities Without Even Leaving (or Going to) the Office
NC Bar Blog

March 19, 2021

A 'Measured Reopening' of the North Carolina Court System

December 11, 2020

Upcoming Pro Bono Opportunities
North Carolina Bar Blog

June 11, 2019

Making North Carolina Better for Business, One Opinion at a Time
Association of Corporate Counsel

Events

April 11, 2019

Venue Menu: Venue, Forum and Choice of Law Can Make A Difference
Fox Rothschild LLP

News

February 2, 2021

Pro Bono Program Is Helping Fill a Critical Access-to-Justice Gap

December 29, 2020

Legal Elite 2021

December 4, 2018

NC Court Slashes \$6.5M Jury Award In Patient Death Suit