

## Matthew B. Malamud

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Associate

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*"Try to learn something about everything and everything about something." -- Thomas Henry Huxley*



Matt focuses his practice on complex first-party insurance coverage disputes, bad faith allegations and investigations of suspected insurance fraud. He counsels insurers in complex coverage disputes and policy interpretations related primarily to homeowners and commercial business policies.

Matt has authored and spoken on coverage issues pertaining to bad faith, anti-concurrent causation clauses and condominium policy issues, including the Uniform Condominium Act. He has also presented on issues involving claims presented by mortgagees and loss payees.

Prior to beginning his legal career, Matt served as a judicial law clerk where he prepared trial court opinions, decisions, orders and drafted memoranda regarding trial motions. He also served as a certified legal intern for The Children's Advocacy Clinic in Carlisle, Pennsylvania.

### Representative Matters

- Schmidt v. State Auto Property & Casualty Insurance Company, No. 24-C-16-003334 (Cir.Ct.Md. July 31, 2017)(Granting summary judgment in favor of carrier on breach of contract claim)
- Delong v. Cincinnati Ins. Co., No. 2014-3032 (Pa.Com.Pl. December 3, 2015) (Granting summary judgment in favor of carrier on statutory bad faith claim under 42 Pa.C.S.A. § 8371)

### Published Works

- "Examining Subrogation and Malpractice," Claims Magazine, November, 2018
- "Walking a Mile in the Policyholder's Shoes: Common Subrogation Issues in the First-Party Property Insurance Context," The Pennsylvania Defense

### Areas of Practice

- Arson/Insurance Fraud
- Insurance Industry Law
- Extracontractual/Bad Faith
- Property Coverage

### Bar Admissions

- Pennsylvania, 2012
- New Jersey, 2013
- Maryland, 2018
- U.S. District Court for the District of New Jersey, 2014
- U.S. District Court for the Eastern District of Pennsylvania, 2015
- U.S. District Court for the Middle District of Pennsylvania, 2016
- U.S. District Court for the Western District of Pennsylvania, 2017
- U.S. District Court for the District of Maryland, 2019

### Education

- Pennsylvania State University, Dickinson School of Law, J.D., 2012
- Pennsylvania State University, B.S., 2007 - with distinction

Institute, Counterpoint, October 2017

- "The Role of Rule: Parol Evidence and Coverage Cases," The Pennsylvania Defense Institute, Counterpoint, February 2017
- "Your Deposition Is Scheduled... Now What?" International Association of Special Investigation Units, SIU Today, September 2016
- "Navigating Pennsylvania's Amended Motor Vehicle Physical Damage Appraiser Act," Pennsylvania Association of Mutual Insurance Companies, PAMIC Pulse, May 2016
- Bad Faith Compendium, FC&S Legal, August 18, 2014
- Bad Faith Compendium: Maryland, FC&S Legal, February 24, 2014
- Bad Faith Compendium: Delaware, FC&S Legal, January 27, 2014
- Bad Faith Compendium: Connecticut, FC&S Legal, January 20, 2014
- Flood Insurance Statute of Limitations Remains Intact After Proof of Loss Deadline Extensions, Lexology, November 27, 2013
- New Paradigm for Settlement When Coverage is in Doubt Adopted in Pennsylvania, Lexology, July 15, 2013
- Insurers to Disclose Anti-Concurrent Causation Clauses to Maryland Consumers Under New Law, Lexology, May 6, 2013

#### **Classes/Seminars Taught**

- Speaker, "How to Diagnose and Avoid the Bad Faith Setup," Pennsylvania Association of Independent Insurance Adjusters 2017 Fall Claims Seminar
- Speaker, "Ethics, Morality and Decision Making for the Claims Professional and Counsel," NJSIA 2017 Annual Seminar
- Presenter, "2016 Bad Faith Update," Pennsylvania Bar Institute, 2016
- Speaker, "Practical Considerations for Dealing with Public Adjusters," October 24, 2013