



Matthew C. Arentsen

Associate

marentsen@bhfs.com

303.223.1152

Denver, Colorado

Matt is a litigator whose practice focuses on consumer law, with a particular emphasis on the Telephone Consumer Protection Act (TCPA) and consumer finance investigations by the Consumer Financial Protection Bureau (CFPB) and state attorneys general. From representing federal loan servicers in litigation and FCC rulemaking proceedings to advising national retailers and hotel chains on marketing compliance, Matt handles TCPA and Telemarketing Sales Rule (TSR) issues for industry clients on a daily basis. Matt also regularly defends companies in class and individual actions involving a myriad of federal and state consumer financial laws, including the Fair Credit Reporting Act (FCRA), the Electronic Fund Transfer Act (EFTA), the Fair Debt Collection Practices Act (FDCPA), and state unfair and deceptive acts and practices (UDAP) statutes. Additionally, Matt assists a broad range of e-commerce vendors in developing and implementing enforceable terms of use to mitigate litigation exposure.

Whether litigating cases, counseling on regulatory risk, or responding to examinations from the Colorado UCCC Administrator, Matt always keeps his client's business objectives at front of mind. Matt's informed and diligent approach to addressing complex consumer issues propels him to consistently deliver best outcomes.

Prior to joining the firm, Matt served as a judicial law clerk for the Honorable James S. Casebolt of the Colorado Court of Appeals. Matt graduated from the University of Denver Sturm College of Law with honors, where he served as the law review's editor in chief.

Practices

Litigation

Representative Matters

- Developed and conducted a consumer protection audit for a for-profit education company specializing in technology and coding bootcamps. The audit entailed reviewing every consumer-facing aspect of the company's business including its compliance with state and federal consumer protection laws. Following the audit, conducted multiple training sessions for all of the company's consumer-facing employees and management.
- Obtained summary judgment in favor of defendant loan servicer on all claims in action brought by borrower for alleged violations of the Telephone Consumer Protection Act and the Fair Debt Collection Practices Act in connection with serving of loans.
- Counsel to investment management client in defending state and federal class action lawsuits brought by music festival ticket purchasers and vendors seeking damages for alleged breaches of contract, unjust enrichment, and deceptive trade practices in connection with the cancellation of the event.
- On behalf of large, privately-held oil and gas company, obtained dismissal with prejudice at motion to dismiss stage of all claims in shareholder derivative action. On appeal.
- Represented client in putative class action lawsuit regarding disputed foreclosure practices and alleged violations of the Colorado Consumer Protection Act, the Fair Debt Collection Practices Act, and the Colorado Antitrust Act.

Community

Board of Trustees, Metro Caring

Publications & Presentations

- CFPB and FCC Disconnect: Debt Collection and Call Blocking, *Brownstein Client Alert*, May 24, 2019
- Expanding the Ability of Phone Companies to Block Calls, *Brownstein Client Alert*, May 17, 2019
- The Fourth Circuit Strikes TCPA's Government Debt Collection Exception, *Brownstein Client Alert*, April 25, 2019
- Colorado Bill Significantly Broadens Scope of the Consumer Protection Act, *Brownstein Client Alert*, April 10, 2019
- TCPA First Amendment Argument Could Eliminate Government Debt Collection Exemption, *Brownstein Client Alert*, March 26, 2019
- A Broad Approach To Opt-Out Texts, Co-author, *Law360*, February 11, 2019
- FCC Seeks to Address Critical TCPA Issues after D.C. Circuit Loss, *Brownstein Client Alert*, May 21, 2018
- The D.C. Circuit Issues a Split Ruling on the FCC's 2015 Omnibus TCPA Order, *Brownstein Client Alert*, March 19, 2018
- Second Circuit Holds That the TCPA Does Not Allow a Consumer to Unilaterally Revoke Consent to Be Called That Is Part of an Executed Contract, *Brownstein Client Alert*, September 6, 2017
- Consumer Financial Regulation: Colorado, Co-author, *Practical Law State Q&A*, March 6, 2017

Education

- J.D., 2012, University of Denver Sturm College of Law, Order of St. Ives
- B.A., 2004, University of Colorado

Admissions

- Colorado
- U.S. District Court, District of Colorado

Recognition

Editor in Chief, *Denver University Law Review*

Scholastic Excellence Award—Trial Tactics