Jonathan M. Kenney

Counsel

Virginia Beach

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Jonathan manages class action and individual litigation with a primary focus on consumer law, business disputes and commercial disputes. He has particular experience in Kentucky and West Virginia, where he has successfully tried cases before both state and federal courts.

OVERVIEW

Jonathan is counsel in the firm's Consumer Financial Services practice, with a focus on representation of national clients in federal and state courts. Jonathan routinely defends financial services companies in litigation under various federal statutes and regulations, including the Fair Debt Collection Practices Act (FDCPA), the Telephone Consumer Protection Act (TCPA), the Fair Credit Reporting Act (FCRA), the Truth in Lending Act (TILA) and Regulation Z.

Jonathan has defended clients in hundreds of cases against claims under the West Virginia Consumer Credit and Protection Act (WVCCPA) and Kentucky Consumer Protection Act in both state and federal courts. He has successfully argued that the WVCCPA should be interpreted in line with the FDCPA, and has been successful on appeal before the West Virginia Supreme Court of Appeals and the Fourth Circuit Court of Appeals.

Jonathan's clients range from *Fortune* 100 corporations to startups, allowing him to effectively work with in-house legal departments as well as business leaders.

Jonathan provides analysis and commentary on legal and business developments in the consumer financial services industry, with a focus on debt collection and credit reporting, through the Consumer Financial Services Law Monitor blog at www.consumerfinancialserviceslawmonitor.com/.

REPRESENTATIVE MATTERS

- Succeeded on a partial motion to dismiss a complaint.
- Prevailed on appeal before the West Virginia Supreme Court of Appeals in overturning a circuit court order denying a motion to compel arbitration.
- Succeeded on a partial motion to dismiss a complaint.
- *Obtained dismissal of* a complaint alleging violations of the WVCCPA.
- *Prevailed* on a motion for summary judgment dismissing claims under the WVCCPA.

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- Succeeded on a motion to dismiss a complaint.
- Obtained a judgment on the pleadings, which alleged breach of contract, fraud and violations of the Kentucky Consumer Protection Act.

AWARDS

- *Best Lawyers in America®: Ones to Watch*: Banking and Finance Law (2021-2025), Litigation – Banking and Finance (2024-2025)
- Recipient, Chief Justice Thomas J. Moyer Fellowship, Ohio State Bar Association (2012)

TOP AREAS OF FOCUS

- Consumer Financial Services
- Financial Services Litigation
- Mortgage Lending + Servicing

ALL AREAS OF FOCUS

- Consumer Financial Services
- Financial Services
- Financial Services Litigation
- Litigation + Trial
- Mortgage Lending + Servicing

PROFESSIONAL EXPERIENCE

- Extern to the Honorable Michael J. Newman of the U.S. District Court of the Southern District of Ohio, 2012
- Intern, Banking, Tax and Social Security, U.S. Senate, 2010

EDUCATION AND CERTIFICATIONS

EDUCATION

- University of Dayton School of Law, J.D., 2013
- University of Dayton, B.A., 2010

BAR ADMISSIONS

- Kentucky
- West Virginia
- Virginia

COURT ADMISSIONS

- Kentucky State Courts
- U.S. District Court, Eastern District of Kentucky
- U.S. District Court, Western District of Kentucky

- U.S. District Court, Eastern District of Michigan
- Supreme Court of Virginia
- U.S. District Court, Eastern District of Virginia
- U.S. District Court, Western District of Virginia
- West Virginia State Courts
- U.S. District Court, Southern District of West Virginia
- U.S. Bankruptcy Court, Southern District of West Virginia
- U.S. Court of Appeals, Fourth Circuit
- U.S. District Court, Eastern District of Wisconsin

PUBLICATIONS

- Co-author, "Troutman Pepper Publishes *2023 Consumer Financial Services Year in Review and A Look Ahead* ," *Troutman Pepper*, February 1, 2024.
- Co-author, "2021 Consumer Financial Services Year in Review & A Look Ahead," *Troutman Pepper*, January 28, 2022.
- Co-author, "2019 Consumer Financial Services Year in Review & A Look Ahead," *Troutman Sanders*, February 24, 2020.
- Co-author, "2018 Consumer Financial Services Year in Review & A Look Ahead," *Troutman Sanders*, January 28, 2019.