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Leventon, and Jean-Paul Sevilla*

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

\_\_\_\_\_  
In re: )  
 ) Chapter 11  
 )  
HIGHLAND CAPITAL MANAGEMENT, )  
L.P.,<sup>1</sup> ) Case No. 19-34054-sgj11  
 )  
Debtor. )  
 )  
 )  
\_\_\_\_\_ )

**STIPULATION AND AGREED ORDER AUTHORIZING WITHDRAWAL OF  
PROOFS OF CLAIM NOS. 182, 184, 185, 187, 192, 214, 215, 242, 245, and 253**

<sup>1</sup> The last four digits of the Reorganized Debtor’s taxpayer identification number are (8357). The Reorganized Debtor is a Delaware limited partnership. The Reorganized Debtor’s headquarters and service address are 100 Crescent Court, Suite 1850, Dallas, TX 75201.



This *Stipulation and Agreed Order Authorizing Withdrawal of Proofs of Claim Nos. 182, 184, 185, 187, 192, 214, 215, 242, 245, and 253* (the “Stipulation”) is entered into between Marc S. Kirschner (the “Litigation Trustee”), as Litigation Trustee of the Litigation Sub-Trust established pursuant to the Fifth Amended Plan of Reorganization (the “Plan”) of Highland Capital Management L.P. (“HCMLP” or the “Reorganized Debtor”) [Docket No. 1808], on the one hand, and Frank Waterhouse, Scott Ellington, Isaac Leventon, and Jean-Paul Sevilla (together, the “Claimants”), on the other hand.

### RECITALS

**WHEREAS**, on May 26, 2020, Claimant Frank Waterhouse filed Proof of Claim No. 182.

**WHEREAS**, on May 26, 2020, Claimant Isaac Leventon filed Proof of Claim No. 184.

**WHEREAS**, on May 26, 2020, Claimant Jean-Paul Sevilla filed Proof of Claim No. 185.

**WHEREAS**, on May 26, 2020, Claimant Scott Ellington filed Proof of Claim No. 187.

**WHEREAS**, on July 16, 2020, Claimant Scott Ellington filed Proof of Claim No. 192.

**WHEREAS**, on February 26, 2021, Claimant Isaac Leventon filed Proof of Claim No. 214.

**WHEREAS**, on February 26, 2021, Claimant Isaac Leventon filed Proof of Claim No. 215.

**WHEREAS**, on March 12, 2021, Claimant Jean-Paul Sevilla filed Proof of Claim No. 242.

**WHEREAS**, on March 23, 2021, Claimant Scott Ellington filed Proof of Claim No. 245.

**WHEREAS**, on October 28, 2021, Isaac Leventon filed Proof of Claim No. 253.

**WHEREAS**, on November 9, 2021, the Litigation Trustee filed (i) *Litigation Trustee’s Objection to Proof of Claim Filed By Jean-Paul Sevilla (Claim No. 242)* (Dkt. No. 3000); and (ii)

*Litigation Trustee's Omnibus Objection to Certain Amended and Superseded Claims and Zero Dollar Claims* (Docket No. 3001).

**WHEREAS**, the Claimants desire to withdraw their respective proofs of claim with prejudice.

**STIPULATION**

Now, therefore, the Litigation Trustee and Claimant agree and stipulate as follows:

1. Proofs of Claim Nos. 182, 184, 185, 187, 192, 214, 215, 242, 245, and 253 are hereby withdrawn with prejudice.

2. This Stipulation is and will be binding on each Claimant and each Claimant's predecessors, successors, transferees, and assigns.

3. The Bankruptcy Court for the Northern District of Texas, Dallas Division, shall have and retain jurisdiction over all disputes arising out of or otherwise concerning the interpretation and enforcement of this Stipulation.

4. To the extent applicable, the official claims register in the HCMLP bankruptcy case will be modified in accordance with this Stipulation.

Dated: December 9, 2021  
Dallas, Texas

Respectfully submitted,

SIDLEY AUSTIN LLP  
/s/ Paige Holden Montgomery

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-and-

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Frank Waterhouse, and Jean-Paul Sevilla*

**Exhibit A**  
**(Proposed Order)**

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

_____	)	
In re:	)	Chapter 11
	)	
HIGHLAND CAPITAL MANAGEMENT,	)	Case No. 19-34054-sgj11
L.P., <sup>1</sup>	)	
Debtor.	)	
	)	
_____	)	

**ORDER APPROVING STIPULATION AND AGREED ORDER  
AUTHORIZING WITHDRAWAL OF PROOFS OF CLAIM  
NOS. 182, 184, 185, 187, 192, 214, 215, 242, 245, and 253**

<sup>1</sup> The last four digits of the Reorganized Debtor’s taxpayer identification number are (8357). The Reorganized Debtor is a Delaware limited partnership. The Reorganized Debtor’s headquarters and service address are 100 Crescent Court, Suite 1850, Dallas, TX 75201.

Having considered *The Stipulation and Agreed Order Authorizing Withdrawal of Proofs of Claim Nos. 182, 184, 185, 187, 192, 214, 215, 242, 245, and 253* (the “Stipulation”) filed in the above-captioned case, it is **HEREBY ORDERED THAT:**

1. The Stipulation, a copy of which is attached hereto as **Exhibit A**, is approved.
2. The withdrawal with prejudice of Proofs of Claim Nos. 182, 184, 185, 187, 192, 214, 215, 242, 245, and 253 is approved.
3. This Order and the Stipulation are and will be binding on each Claimant,<sup>1</sup> and each Claimant’s predecessors, successors, transferees, and assigns.
4. To the extent applicable, the official claims register in the HCMLP bankruptcy case will be modified in accordance with this Order.
5. This Court shall have and retain jurisdiction over all disputes arising out of or otherwise concerning the interpretation and enforcement of this Order and the Stipulation.

###END OF ORDER###

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<sup>1</sup> All capitalized terms used but not defined herein have the meanings given to them in the Stipulation.



**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

_____	)	
In re:	)	Chapter 11
	)	
HIGHLAND CAPITAL MANAGEMENT,	)	Case No. 19-34054-sgj11
L.P., <sup>1</sup>	)	
Debtor.	)	
	)	
_____	)	

**ORDER APPROVING STIPULATION AND AGREED ORDER  
AUTHORIZING WITHDRAWAL OF PROOFS OF CLAIM  
NOS. 182, 184, 185, 187, 192, 214, 215, 242, 245, and 253**

<sup>1</sup> The last four digits of the Reorganized Debtor’s taxpayer identification number are (8357). The Reorganized Debtor is a Delaware limited partnership. The Reorganized Debtor’s headquarters and service address are 100 Crescent Court, Suite 1850, Dallas, TX 75201.

Having considered *The Stipulation and Agreed Order Authorizing Withdrawal of Proofs of Claim Nos. 182, 184, 185, 187, 192, 214, 215, 242, 245, and 253* (the “Stipulation”) filed in the above-captioned case, it is **HEREBY ORDERED THAT:**

1. The Stipulation, a copy of which is attached hereto as **Exhibit A**, is approved.
2. The withdrawal with prejudice of Proofs of Claim Nos. 182, 184, 185, 187, 192, 214, 215, 242, 245, and 253 is approved.
3. This Order and the Stipulation are and will be binding on each Claimant,<sup>1</sup> and each Claimant’s predecessors, successors, transferees, and assigns.
4. To the extent applicable, the official claims register in the HCMLP bankruptcy case will be modified in accordance with this Order.
5. This Court shall have and retain jurisdiction over all disputes arising out of or otherwise concerning the interpretation and enforcement of this Order and the Stipulation.

###END OF ORDER###

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<sup>1</sup> All capitalized terms used but not defined herein have the meanings given to them in the Stipulation.