Case 19-34054-sgj11 Doc 4126 Filed 07/12/24 Fntered 07/12/24 11/57:02 Desc Docket #4126 Date Filed: 07/12/2024 Case 3:24-cv-01787-L Main Docontile in the unangulated of raye 1 013 raye 1

BTXN 049 (rev. 03/15)

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF TEXAS

In Re: Highland Capital Management, L.P.		§ § 8	Case No.: 19–34054–sgj11
Hunter Mountain Investment Trust	Debtor(s)	8 8	Chapter No.: 11
vs.	Appellant(s)	§ 8	
Vs. Highland Capital Management, L.P., o		§	
	Appellee(s)	§	
		8 8	
		§	
		8	

## **NOTICE OF TRANSMITTAL**

# I am transmitting:

V	The Motion for leave to Appeal 28 U.S.C. § (USDC Civil Action No. DNC Case).
	The Motion for Stay Pending Appeal (USDC Action No. – DNC Case).
	The Proposed Findings of Fact and Conclusions of Law.
	The Motion to Extend Time To File Designation (USDC Civil Action No DNC Case).
	On , the Record on Appeal was transmitted. The designation of record or item(s) designated by were not filed when the record was transmitted. The item(s) were filed on awaiting instructions from the assigned district judge.
	Other
✓	Copies of: Notice of appeal, appealed order [4104] and supporting documents

**TO ALL ATTORNEYS**: File all subsequent papers captioned and numbered with the appropriate division of the United States District Clerk's Office. Any questions concerning this proceeding should be directed to the U.S. District Clerk's Office at (214) 753–2200.

DATED: 7/12/24 FOR THE COURT: Kevin McNatt, Clerk of Court

by: /s/Sheniqua Whitaker, Deputy Clerk

BTXN 116 (rev. 07/08)

#### UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF TEXAS

#### APPEAL SERVICE LIST

## Transmission of the Record

BK Case No.: <u>19–34054–sgj11</u>
Received in District Court by:
Date:
Volume Number(s):
cc: Stacey G Jernigan Courtney Lauer Nick Olivencia Attorney(s) for Appellant US Trustee

## Appellant Hunter Mountain Investment Trust

STINSON LLP Deborah Deitsch-Perez TX Bar No. 24036072 Michael P. Aigen TX Bar No. 24012196 2200 Ross Avenue, Suite 2900 Dallas, TX 75201 T: 214.560.2201

Appellee Highland Capital Management, L.P.

PACHULSKI STANG ZIEHL & JONES LLP Jeffery N. Pomerantz John A. Morris Gregory V. Demo Hayley R. Winograd 10100 Santa Monica Blvd., 13th Floor Los Angeles, CA 90067 T: (310) 277–6910 F: (212) 561–7777

And

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**Appellee** James P. Seery, Jr.

WILLKIE FARR & GALLAGHER LLP Mark T. Stancil Joshua S. Levy 1875 K Street, N.W. Washington, D.C. 20006 (202) 303–1000

And

REED SMITH LLP Omar J. Alaniz Lindsey L. Robin 2850 N. Harwood St., Ste. 1500 Dallas, Texas 75201 (469) 680–4292

# Case 19-34054-sgj11 Doc 4126 Filed 07/12/24 Entered 07/12/24 14:57:02 Desc Case 3:24-cv-01787-L Main Document entired Raigt 24/24 5 Page 4 of 5 PageID 4

BTXN 150 (rev. 11/10)

In Re: Highland Capital Management, L.P.

\$ Case No.: 19–34054–sgj11 \$ Chapter No.: 11

Debtor(s)

## **CIVIL CASE COVER SHEET**

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet.

<b>I.</b> (a)	APPELLANT Hunter Mountain Investr	nent Trust			APPELLEE Iighland Capital Managen	nent, L.P.		
(b)	County of Residence of I (EXCEPT IN U.S. PLAI				County of Residence of Fir IN U.S. PLAINTIFF CAS			
(c)	Attorney's (Firm Name, 25TINSON LLP Deborah Deitsch-Perez TX Bar No. 24036072 Michael P. Aigen 2200 Ross Avenue, Suite Dallas, TX 75201 T: 214.560.2201	Address, an		A S Jo C H 1 L	attorney's (If Known) ttorney for Highland Cap TANG ZIEHL & JONES effery N. Pomerantz ohn A. Morris foregory V. Demo layley R. Winograd 0100 Santa Monica Blvd., os Angeles, CA 90067 : (310) 277–6910	LLP	.PACHULSKI	
				Α	and			
				M Z 1 D	Iayward & Associates PLI Melissa S. Hayward Achery Z. Annable 0501 N. Central Expy. Ste Dallas, TX 75231 (972) 755–7100			
				A	attorney for James P. Seer	y, Jr.:		
				N Jo 1 V	VILLKIE FARR & GALL Mark T. Stancil oshua S. Levy 875 K Street, N.W. Vashington, D.C. 20006 202) 303–1000	AGHER LLP		
				A	and			
				C L 2 D	EED SMITH LLP Omar J. Alaniz indsey L. Robin 850 N. Harwood St., Ste. Dallas, Texas 75201 469) 680–4292	1500		
II. BA	SIS OF JURISDICTION							
O 1	U.S. Government Plaintiff	O 2	U.S. Government Defendant	<b>⊙</b> 3	Federal Question (U.S. Government Not a Party)		ty te Citizenship tes in Item III)	
III. CI	TIZENSHIP OF PRINC	IPAL PAR	TIES					
Citizen	n of This State	O 1	O 1		ted or Principal Place ss In This State	O 4	O 4	
Citizen	n of Another State	$\circ$ 2	O 2		ted and Principal Place ss In Another State	O 5	O 5	
	n or Subject of a n Country	O 3	O 3	Foreign N	Vation	O 6	O 6	
IV. NA	ATURE OF SUIT							
<b>⊙</b> 42	22 Appeal 28 USC 158	ď	5 423 Withdrawal 28	USC 157	C 890 Other	Statutory Actions		
V. OR	IGIN							
<b>⊙</b> 1	Original Proceeding	$\circ$ 2	Removed from State Court	O 3 F	Remanded from Appellate	Court C R	Reinstated or Reopened	
0		0		0				

# Case 19-34054-sgj11 Doc 4126 Filed 07/12/24 Entered 07/12/24 14:57:02 Desc Case 3:24-cv-01787-L Main Documentield Raigle 25/24 5 Page 5 of 5 PageID 5

Transferred from another district

Multidistrict Litigation Appeal to District Judge from Magistrate Judgment

VI. CAUSE OF ACTION
Cite the U.S. Civil Statute under which you are filing ( <b>Do not cite jurisdictional statutes unless diversity</b> ): 422 Appeal 28 USC 158
Brief description of cause: Notice of appeal of a bankruptcy court order
VII. REQUESTED IN COMPLAINT:
☐ CHECK IF THIS IS A <b>CLASS ACTION</b> UNDER F.R.C.P. 23 DEMAND \$  URY DEMAND:  GHECK YES only if demanded in complaint:  JURY DEMAND:  Yes  No
VIII. RELATED CASE(S) IF ANY

Judge:

Docket Number: 21–0538,21–0539,21–0546, 21–0550, 21–1585, 22–0335, 22–2051, 22–0573, 23–2071, 24–01479, 24-01786

DATED: 7/12/24

FOR THE COURT: Kevin McNatt, Clerk of Court by: /s/Sheniqua Whitaker, Deputy Clerk