

PACHULSKI STANG ZIEHL & JONES LLP  
Jeffrey N. Pomerantz (CA Bar No.143717) (*admitted pro hac vice*)  
Ira D. Kharasch (CA Bar No. 109084) (*admitted pro hac vice*)  
Gregory V. Demo (NY Bar No. 5371992) (*admitted pro hac vice*)  
10100 Santa Monica Blvd., 13th Floor  
Los Angeles, CA 90067  
Telephone: (310) 277-6910  
Facsimile: (310) 201-0760

HAYWARD PLLC  
Melissa S. Hayward  
Texas Bar No. 24044908  
MHayward@HaywardFirm.com  
Zachery Z. Annable  
Texas Bar No. 24053075  
ZAnnable@HaywardFirm.com  
10501 N. Central Expy, Ste. 106  
Dallas, TX 75231  
Tel: (972) 755-7100  
Fax: (972) 755-7110

*Counsel for the Debtor and Debtor-in-Possession*

**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. )  
 )  
 )

---

**DEBTOR’S NOTICE OF FILING OF PLAN SUPPLEMENT TO THE FIFTH  
AMENDED PLAN OF REORGANIZATION OF HIGHLAND CAPITAL  
MANAGEMENT, L.P. (AS MODIFIED)**

**PLEASE TAKE NOTICE** that on January 22, 2021, the Debtor filed the *Fifth Amended Plan of Reorganization of Highland Capital Management, L.P. (as Modified)* [Docket No. 1808]

---

<sup>1</sup> The Debtor’s last four digits of its taxpayer identification number are (6725). The headquarters and service address for the above-captioned Debtor is 300 Crescent Court, Suite 700, Dallas, TX 75201.



(as subsequently amended and/or modified, the “Plan”).<sup>2</sup>

**PLEASE TAKE FURTHER NOTICE** that Highland Capital Management, L.P., the above-captioned debtor and debtor-in-possession (the “Debtor”), filed the *Disclosure Statement for the Fifth Amended Plan of Reorganization of Highland Capital Management, L.P.* on November 24, 2020 [Docket No. 1473] (the “Disclosure Statement”).

**PLEASE TAKE FURTHER NOTICE** that attached as Exhibit C to the Disclosure Statement was the Debtor’s Liquidation Analysis/Financial Projections.

**PLEASE TAKE FURTHER NOTICE** that attached hereto as **Exhibit A** are the Debtor’s amended Liquidation Analysis/Financial Projections (the “Amended Liquidation Analysis/Financial Projections”), which supersede the Liquidation Analysis/Financial Projections filed on November 24, 2020, with the Disclosure Statement.

**PLEASE TAKE FURTHER NOTICE** that a prior version of the Amended Liquidation Analysis/Financial Projections was provided to parties in interests on January 28, 2021, in advance of the deposition of James P. Seery, Jr., the Debtor’s Chief Executive Officer and Chief Restructuring Officer, and that the Amended Liquidation Analysis/Financial Projections differ from such version in two respects:

- The Amended Liquidation Analysis/Financial Projections include the settlement in principle between UBS and the Debtor, which provides for UBS receiving a Class 8 (General Unsecured Claim) of \$50,000,000 and a Class 9 (Subordinated Claim) of \$25,000,000. The prior Liquidation Analysis/Financial Projections included a Class 8 (General Unsecured Claim) in the amount of \$94,761,076 pursuant to the Court’s order temporarily allowing the UBS claim in that amount for voting purposes; and
- The Debtor inadvertently understated the aggregate amount of Class 8 (General Unsecured Claims) by \$4,392,937, which error is corrected in the Amended Liquidation Analysis/Financial Projections.

**PLEASE TAKE NOTICE** that the Debtor hereby files the documents included herewith

---

<sup>2</sup> All capitalized terms used but not defined herein have the meanings given to them in the Plan.

as **Exhibits DD-FF** (collectively, the “Fifth Plan Supplement”) as Exhibits DD-FF to the Plan:

**Exhibit DD**: Schedule of Retained Causes of Action (supersedes Exhibits E, L, and Q);

**Exhibit EE**: Revisions to Form of Claimant Trust Agreement (amends Exhibit R); and

**Exhibit FF**: Schedule of Contracts and Leases to Be Assumed (supersedes Exhibit H, I, and X).<sup>3</sup>

**PLEASE TAKE NOTICE** that the Debtor hereby gives notice of supplemental amendments (the “Plan Amendments”) to the Plan, which are set forth in the redlined excerpts of the Plan attached hereto as **Exhibit B**.

*[Remainder of Page Intentionally Blank]*

---

<sup>3</sup> The Schedule of Contracts and Leases includes an agreement with Bloomberg Finance, L.P. (“Bloomberg”). The Debtor is currently in discussions with Bloomberg regarding the assumption of such agreement.

Dated: February 1, 2021.

**PACHULSKI STANG ZIEHL & JONES LLP**

Jeffrey N. Pomerantz (CA Bar No.143717)  
Ira D. Kharasch (CA Bar No. 109084)  
Gregory V. Demo (NY Bar No. 5371992)  
10100 Santa Monica Boulevard, 13th Floor  
Los Angeles, CA 90067  
Telephone: (310) 277-6910  
Facsimile: (310) 201-0760  
Email: jpomerantz@pszjlaw.com  
ikharasch@pszjlaw.com  
gdemo@pszjlaw.com

-and-

**HAYWARD PLLC**

*/s/ Zachery Z. Annable*

---

Melissa S. Hayward  
Texas Bar No. 24044908  
Zachery Z. Annable  
Texas Bar No. 24053075  
ZAnnable@HaywardFirm.com  
10501 N. Central Expy, Ste. 106  
Dallas, Texas 75231  
Tel: (972) 755-7100  
Fax: (972) 755-7110

*Counsel for the Debtor and Debtor-in-Possession*

**EXHIBIT A**

***Highland Capital Management, L.P.***  
***Disclaimer For Financial Projections***

This document includes financial projections for July 2020 through December 2022 (the “Projections”) for Highland Capital Management, L.P. (“Company”). These Projections have been prepared by DSI with input from management at the Company. The historical information utilized in these Projections has not been audited or reviewed for accuracy by DSI.

This document includes certain statements, estimates and forecasts provided by the Company with respect to the Company’s anticipated future performance. These estimates and forecasts contain significant elements of subjective judgment and analysis that may or may not prove to be accurate or correct. There can be no assurance that these statements, estimates and forecasts will be attained and actual outcomes and results may differ materially from what is estimated or forecast herein.

These Projections should not be regarded as a representation of DSI that the projected results will be achieved.

Management may update or supplement these Projections in the future, however, DSI expressly disclaims any obligation to update its report.

These Projections were not prepared with a view toward compliance with published guidelines of the Securities and Exchange Commission or the American Institute of Certified Public Accountants regarding historical financial statements, projections or forecasts.

**Highland Capital Management, L.P.**  
**Statement of Assumptions**

- A. Plan effective date is March 1, 2021
- B. All investment assets are sold by December 31, 2022.
- C. All demand notes are collected in the year 2021; 3 term notes defaulted and have been demanded based on default provisions; payment estimated in 2021
- D. Dugaboy term note with maturity date beyond 12/31/2022 are sold in Q1 2022; in the interim interest income and principal payments are not collected due to prepayment on note
- E. Fixed assets currently used in daily operations are sold in June 2021 for \$0
- F. Highland bonus plan has been terminated in accordance with its terms. Accrual for employee bonuses as of January 2021 are reversed and not paid.
- G. All Management advisory or shared service contracts are terminated on their terms by the effective date or shortly thereafter
- H. Post-effective date, the reorganized Debtor would retain up to ten HCMLP employees (or hire similar employees) to help monetize the remaining assets.
- I. Litigation Trustee budget is \$6,500,000.
- J. Unrealized gains or losses are not recorded on a monthly basis; all gains or losses are recorded as realized gains or losses upon sale of asset.
- K. Plan does not provide for payment of interest to Class 8 holders of general unsecured claims, as set forth in the Plan. If holders of general unsecured claims receive 100% of their allowed claims, they would then be entitled to receive interest at the federal judgement rate, prior to any funds being available for claims or interest of junior priority.
- L. Plan assumes zero allowed claims for IFA and Hunter Mountain Investment Trust ("HM").
- M. Claim amounts listed in Plan vs. Liquidation schedule are subject to change; claim amounts in Class 8 assume \$0 for IFA and HM, \$50.0 million for UBS and \$45 million HV. Assumes RCP claims will offset against HCMLP's interest in fund and will not be paid from Debtor assets
- N. With the exception of Class 2 - Frontier, Classes 1-7 will be paid in full within 30 days of effective date.
- O. Class 7 payout limited to 85% of each individual creditor claim or in the aggregate \$13.15 million. Plan currently projects Class 7 payout of \$10.3 million.
- P. See below for Class 8 estimated payout schedule; payout is subject to certain assets being monetized by payout date (no Plan requirement to do so):
  - o By September 30, 2021 - \$50,000,000
  - o By March 31, 2022 – additional \$50,000,000
  - o By June 30, 2022 – additional \$25,000,000
  - o All remaining proceeds are assumed to be paid out on or soon after all remaining assets are monetized.
- Q. Assumptions subject to revision based on business decision and performance of the business

**Highland Capital Management, L.P.**  
**Plan Analysis Vs. Liquidation Analysis**  
**(US \$000's)**

|  | <b>Plan Analysis</b>   | <b>Liquidation Analysis</b> |
|--|------------------------|-----------------------------|
| Estimated cash on hand at 1/31/2020  | \$ 24,290              | \$ 24,290                   |
| Estimated proceeds from monetization of assets [1][2]                                  | 257,941                | 191,946                     |
| Estimated expenses through final distribution[1][3]                                    | (59,573)               | (41,488)                    |
| Total estimated \$ available for distribution  | <u>222,658</u>         | <u>174,748</u>              |
| Less: Claims paid in full  |                        |                             |
| Unclassified [4]   | (1,080)                | (1,080)                     |
| Administrative claims [5]  | (10,574)               | (10,574)                    |
| Class 1 - Jefferies Secured Claim  | -                      | -                           |
| Class 2 - Frontier Secured Claim [6]   | (5,781)                | (5,781)                     |
| Class 3 - Other Secured Claims   | (62)                   | (62)                        |
| Class 4 – Priority Non-Tax Claims  | (16)                   | (16)                        |
| Class 5 - Retained Employee Claims   | -                      | -                           |
| Class 6 - PTO Claims [5]   | -                      | -                           |
| Class 7 – Convenience Claims [7][8]  | (10,280)               | -                           |
| Subtotal   | <u>(27,793)</u>        | <u>(17,514)</u>             |
| Estimated amount remaining for distribution to general unsecured claims                | <u>194,865</u>         | <u>157,235</u>              |
| % Distribution to Class 7 (Class 7 claims included in Class 8 in Liquidation scenario) | 85.00%                 | 0.00%                       |
| Class 8 – General Unsecured Claims [8][10]   | 273,219                | 286,100                     |
| Subtotal   | <u>273,219</u>         | <u>286,100</u>              |
| % Distribution to general unsecured claims   | 71.32%                 | 54.96%                      |
| Estimated amount remaining for distribution  | -                      | -                           |
| Class 9 – Subordinated Claims  | <i>no distribution</i> | <i>no distribution</i>      |
| Class 10 – Class B/C Limited Partnership Interests                                     | <i>no distribution</i> | <i>no distribution</i>      |
| Class 11 – Class A Limited Partnership Interest  | <i>no distribution</i> | <i>no distribution</i>      |

**Footnotes:**

[1] Assumes chapter 7 Trustee will not be able to achieve same sales proceeds as Claimant Trustee

Assumes Chapter 7 Trustee engages new professionals to help liquidate assets and terminates any management agreements with funds or CLOS

[2] Sale of investment assets, sale of fixed assets, collection of accounts receivable and interest receivable; Plan includes revenue from managing CLOs

[3] Estimated expenses through final distribution exclude non-cash expenses:

Depreciation of \$462 thousand in 2021; Bad debt of \$124K in 2021

[4] Unclassified claims include payments for priority tax claims and settlements with previously approved by the Bankruptcy Court

[5] Represents \$4.7 million in unpaid professional fees, \$4.5 million in timing of payments to vendors and \$1.2 million to pay PTO

[6] Debtor will pay all unpaid interest estimated at \$253 thousand of Frontier on effective date and continue to pay interest quarterly at 5.25% until Frontier's collateral is sold

[7] Claims payout limited to 85% of each individual creditor claim or limited to a total class payout of \$13.15 million

[8] Plan: Class 7 includes \$1.2 million estimate for aggregate contract rejections damage; Liquidation Class 8 includes \$2.0 million for estimated rejection damages

[10] Class estimates \$0 allowed claim for the following creditors: IFA and HM; assumes RCP claims offset against HCMLP interest in RCP fund

UBS claim included at \$50.0 million.

**Notes:**

All claim amounts are estimated as of February 1, 2020 and subject to change



**Highland Capital Management, L.P.**  
**Balance Sheet**  
**(US \$000's)**

|  | Actual<br>Jun-20  | Actual<br>Sep-20  | Forecast ---><br>Dec-20 | Mar-21            | Jun-21            | Sep-21            | Dec-21            | Mar-22            | Jun-22            | Sep-22            | Dec-22           |
|--|-------------------|-------------------|-------------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|-------------------|------------------|
| <b>Assets</b>                                      |                   |                   |                         |                   |                   |                   |                   |                   |                   |                   |                  |
| Cash and Cash Equivalents                          | \$ 14,994         | \$ 5,888          | \$ 31,047               | \$ 10,328         | \$ 40,063         | \$ 42,833         | \$ 135,137        | \$ 80,733         | \$ 72,238         | \$ 69,368         | \$ -             |
| Other Current Assets                               | 13,182            | 13,651            | 13,784                  | 15,172            | 14,671            | 14,220            | 9,943             | 8,268             | 8,417             | 8,567             | -                |
| Investment Assets                                  | 320,912           | 305,961           | 283,812                 | 280,946           | 233,234           | 171,174           | 47,503            | 47,503            | 25,888            | 25,888            | -                |
| Net Fixed Assets                                   | 3,055             | 2,823             | 2,592                   | 1,348             | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| <b>TOTAL ASSETS</b>                                | <b>\$ 352,142</b> | <b>\$ 328,323</b> | <b>\$ 331,235</b>       | <b>\$ 307,793</b> | <b>\$ 287,968</b> | <b>\$ 228,227</b> | <b>\$ 192,583</b> | <b>\$ 136,504</b> | <b>\$ 106,542</b> | <b>\$ 103,823</b> | <b>\$ -</b>      |
| <b>Liabilities</b>                                 |                   |                   |                         |                   |                   |                   |                   |                   |                   |                   |                  |
| Post-petition Liabilities                          | \$ 142,730        | \$ 135,597        | \$ 131,230              | \$ 12,891         | \$ 10,249         | \$ 10,503         | \$ -              | \$ -              | \$ -              | \$ -              | \$ -             |
| Pre-petition Liabilities                           | 9,861             | 9,884             | 10,000                  | -                 | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| <b>Claims</b>                                      |                   |                   |                         |                   |                   |                   |                   |                   |                   |                   |                  |
| Unclassified                                       | -                 | -                 | -                       | -                 | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| Class 1 – Jefferies Secured Claim                  | -                 | -                 | -                       | -                 | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| Class 2 - Frontier Secured Claim                   | -                 | -                 | -                       | 5,528             | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| Class 3 - Other Secured Claims                     | -                 | -                 | -                       | -                 | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| Class 4 – Priority Non-Tax Claims                  | -                 | -                 | -                       | -                 | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| Class 5 – Retained Employee Claims                 | -                 | -                 | -                       | -                 | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| Class 6 - PTO Claims                               | -                 | -                 | -                       | -                 | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| Class 7 – Convenience Claims                       | -                 | -                 | -                       | -                 | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| Class 8 – General Unsecured Claims                 | -                 | -                 | -                       | 273,219           | 273,219           | 223,219           | 223,219           | 173,219           | 148,219           | 148,219           | 78,354           |
| Class 9 – Subordinated Claims [1]                  | -                 | -                 | -                       | -                 | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| Class 10 – Class B/C Limited Partnership Interests | -                 | -                 | -                       | -                 | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| Class 11 – Class A Limited Partnership Interests   | -                 | -                 | -                       | -                 | -                 | -                 | -                 | -                 | -                 | -                 | -                |
| Claim Payable                                      | 9,861             | 9,884             | 10,000                  | 278,747           | 273,219           | 223,219           | 223,219           | 173,219           | 148,219           | 148,219           | 78,354           |
| <b>TOTAL LIABILITIES</b>                           | <b>\$ 152,591</b> | <b>\$ 145,481</b> | <b>\$ 141,230</b>       | <b>\$ 291,639</b> | <b>\$ 283,468</b> | <b>\$ 233,723</b> | <b>\$ 223,219</b> | <b>\$ 173,219</b> | <b>\$ 148,219</b> | <b>\$ 148,219</b> | <b>\$ 78,354</b> |
| Partners' Capital                                  | 199,551           | 182,842           | 190,005                 | 16,154            | 4,500             | (5,495)           | (30,636)          | (36,715)          | (41,677)          | (44,396)          | (78,354)         |
| <b>TOTAL LIABILITIES AND PARTNERS' CAPITAL</b>     | <b>\$ 352,142</b> | <b>\$ 328,323</b> | <b>\$ 331,235</b>       | <b>\$ 307,793</b> | <b>\$ 287,968</b> | <b>\$ 228,227</b> | <b>\$ 192,583</b> | <b>\$ 136,504</b> | <b>\$ 106,543</b> | <b>\$ 103,823</b> | <b>\$ -</b>      |

[1] Class 9 has \$60 million of subordinated claims; Debtor anticipates no distributions to Class 9

**Highland Capital Management, L.P.**  
**Profit/Loss**  
**(US \$000's)**

|   | Actual<br>Jan 2020 to June<br>2020 Total | Actual<br>3 month ended<br>Sept 2020 | Forecast ---><br>3 month ended<br>Dec 2020 | Total 2020   | 3 month ended<br>Mar 2021 | 3 month ended<br>Jun 2021 | 3 month ended<br>Sept 2021 | 3 month ended<br>Dec 2021 | Total 2021   |
|---|--|--------------------------------------|--|--------------|---------------------------|---------------------------|----------------------------|---------------------------|--------------|
| Revenue   |  |                                      |  |              |                           |                           |                            |                           |              |
| Management Fees   | \$ 6,572                                 | \$ 1,949                             | \$ 2,804                                   | \$ 11,325    | \$ 1,329                  | \$ 856                    | \$ 856                     | \$ 856                    | \$ 3,897     |
| Shared Service Fees   | 7,672                                    | 3,765                                | 3,788                                      | 15,225       | 1,373                     | 45                        | 45                         | -                         | 1,463        |
| Other Income  | 3,126                                    | 538                                  | 340  | 4,004        | 316                       | 274                       | -                          | -                         | 591          |
| Total revenue   | \$ 17,370                                | \$ 6,252                             | \$ 6,931                                   | \$ 30,554    | \$ 3,018                  | \$ 1,176                  | \$ 901                     | \$ 856                    | \$ 5,951     |
| Operating Expenses [1]  | 13,328                                   | 9,171                                | 9,399                                      | 31,899       | 12,168                    | 4,897                     | 3,973                      | 3,333                     | 24,371       |
| Income/(loss) From Operations                                     | \$ 4,042                                 | \$ (2,918)                           | \$ (2,468)                                 | \$ (1,345)   | \$ (9,149)                | \$ (3,722)                | \$ (3,072)                 | \$ (2,477)                | \$ (18,420)  |
| Professional Fees   | 17,522                                   | 7,707                                | 8,351                                      | 33,581       | 7,478                     | 6,583                     | 2,268                      | 1,810                     | 18,138       |
| Other Income/(Expenses) [2]                                       | 2,302                                    | 1,518                                | 1,059                                      | 4,879        | (156,042)                 | 326                       | (93)                       | 29                        | (155,781)    |
| Operating Gain/(Loss)   | \$ (11,178)                              | \$ (9,107)                           | \$ (9,761)                                 | \$ (30,046)  | \$ (172,669)              | \$ (9,978)                | \$ (5,433)                 | \$ (4,259)                | \$ (192,339) |
| Realized and Unrealized Gain/(Loss)                               |  |                                      |  |              |                           |                           |                            |                           |              |
| Other Realized Gains/(Loss)                                       | -  | -                                    | -  | -            | (1,013)                   | 522                       | -                          | -                         | (491)        |
| Net Realized Gain/(Loss) on Sale of Investment                    | (28,418)                                 | 1,549                                | (8,850)                                    | (35,719)     | (168)                     | (2,198)                   | (4,563)                    | (7,581)                   | (14,510)     |
| Net Change in Unrealized Gain/(Loss) of Investments               | (29,929)                                 | (7,450)                              | 4,523                                      | (32,857)     | -                         | -                         | -                          | -                         | -            |
| Net Realized Gain/(Loss) from Equity Method Investees             | -  | -                                    | (364)                                      | (364)        | -                         | -                         | -                          | (13,301)                  | (13,301)     |
| Net Change in Unrealized Gain/(Loss) from Equity Method Investees | (80,782)                                 | (1,700)                              | -  | (82,482)     | -                         | -                         | -                          | -                         | -            |
| Total Realized and Unrealized Gain/(Loss)                         | \$ (139,129)                             | \$ (7,601)                           | \$ (4,692)                                 | \$ (151,422) | \$ (1,182)                | \$ (1,675)                | \$ (4,563)                 | \$ (20,882)               | \$ (28,302)  |
| Net Income  | \$ (150,307)                             | \$ (16,708)                          | \$ (14,453)                                | \$ (181,468) | \$ (173,851)              | \$ (11,654)               | \$ (9,996)                 | \$ (25,141)               | \$ (220,641) |

**Footnotes:**

[1] Operating expenses include an adjustment in January 2021 to account for expenses that have not been accrued or paid prior to effective date.

[2] Other income and expenses of \$197.3 million in Q1 2021 includes:

[a] \$209.7 million was expensed to record for the increase of allowed claims.

[b] Income of \$11.7 million for the accrued, but unpaid payroll liability related to the Debtor's deferred bonus programs amount written-off.

**Highland Capital Management, L.P.**  
**Profit/Loss**  
**(US \$000's)**

|   | Forecast --->             |                           |                            |                           |             |              |
|---|---------------------------|---------------------------|----------------------------|---------------------------|-------------|--------------|
|   | 3 month ended<br>Mar 2022 | 3 month ended<br>Jun 2022 | 3 month ended<br>Sept 2022 | 3 month ended<br>Dec 2022 | Total 2022  | Plan         |
| Revenue   |                           |                           |                            |                           |             |              |
| Management Fees   | \$ 580                    | \$ 580                    | \$ 580                     | \$ 580                    | \$ 2,318    | \$ 6,215     |
| Shared Service Fees   | -                         | -                         | -                          | -                         | -           | 1,463        |
| Other Income  | -                         | -                         | -                          | -                         | -           | 591          |
| Total revenue   | \$ 580                    | \$ 580                    | \$ 580                     | \$ 580                    | \$ 2,318    | \$ 8,269     |
| Operating Expenses  | 3,635                     | 2,679                     | 1,739                      | 6,425                     | 14,478      | 38,849       |
| Income/(loss) From Operations                                     | \$ (3,056)                | \$ (2,099)                | \$ (1,159)                 | \$ (5,846)                | \$ (12,160) | \$ (30,580)  |
| Professional Fees   | 2,921                     | 2,761                     | 1,461                      | 2,176                     | 9,318       | 27,455       |
| Other Income/(Expenses)   | (103)                     | (101)                     | (100)                      | (350)                     | (654)       | (156,434)    |
| Operating Gain/(Loss)   | \$ (6,079)                | \$ (4,961)                | \$ (2,719)                 | \$ (8,371)                | \$ (22,131) | \$ (214,470) |
| Realized and Unrealized Gain/(Loss)                               |                           |                           |                            |                           |             |              |
| Other Realized Gains/(Loss)                                       | -                         | -                         | -                          | (25,587)                  | (25,587)    | (26,078)     |
| Net Realized Gain/(Loss) on Sale of Investment                    | -                         | -                         | -                          | -                         | -           | (14,510)     |
| Net Change in Unrealized Gain/(Loss) of Investments               | -                         | -                         | -                          | -                         | -           | -            |
| Net Realized Gain/(Loss) from Equity Method Investees             | -                         | -                         | -                          | -                         | -           | (13,301)     |
| Net Change in Unrealized Gain/(Loss) from Equity Method Investees | -                         | -                         | -                          | -                         | -           | -            |
| Total Realized and Unrealized Gain/(Loss)                         | \$ -                      | \$ -                      | \$ -                       | \$ (25,587)               | \$ (25,587) | \$ (53,889)  |
| Net Income  | \$ (6,079)                | \$ (4,961)                | \$ (2,719)                 | \$ (33,958)               | \$ (47,718) | \$ (268,359) |

**Highland Capital Management, L.P.****Cash Flow Indirect****(US \$000's)**

|   | Forecast ----> |             |              |             |            |             |             |            |            |             |
|---|----------------|-------------|--------------|-------------|------------|-------------|-------------|------------|------------|-------------|
|   | Sep-20         | Dec-20      | Mar-21       | Jun-21      | Sep-21     | Dec-21      | Mar-22      | Jun-22     | Sep-22     | Dec-22      |
| Net (Loss) Income                                     | \$ (16,708)    | \$ (14,453) | \$ (173,851) | \$ (11,654) | \$ (9,996) | \$ (25,141) | \$ (6,079)  | \$ (4,961) | \$ (2,719) | \$ (33,958) |
| Cash Flow from Operating Activity                     |                |             |              |             |            |             |             |            |            |             |
| (Increase) / Decrease in Cash                         |                |             |              |             |            |             |             |            |            |             |
| Depreciation and amortization                         | 231            | 231         | 231          | 231         | -          | -           | -           | -          | -          | -           |
| Other realized (gain)/ loss                           | -              | -           | 1,013        | (522)       | -          | -           | -           | -          | -          | 25,587      |
| Investment realized (gain)/ loss                      | (1,549)        | 9,214       | 168          | 2,198       | 4,563      | 20,882      | -           | -          | -          | -           |
| Unrealized (gain) / loss                              | (9,150)        | 4,523       | -            | -           | -          | -           | -           | -          | -          | -           |
| (Increase) Decrease in Current Assets                 | (470)          | (133)       | (1,388)      | 501         | 450        | 4,277       | 1,675       | (149)      | (150)      | 908         |
| Increase (Decrease) in Current Liabilities            | (7,110)        | (4,251)     | (44,172)     | (2,643)     | 255        | (10,503)    | -           | -          | -          | -           |
| Net Cash Increase / (Decrease) - Operating Activities | (34,757)       | (4,868)     | (217,998)    | (11,889)    | (4,727)    | (10,485)    | (4,404)     | (5,110)    | (2,870)    | (7,463)     |
| Cash Flow From Investing Activities                   |                |             |              |             |            |             |             |            |            |             |
| Proceeds from Sale of Fixed Assets                    | -              | -           | -            | -           | -          | -           | -           | -          | -          | -           |
| Proceeds from Investment Assets                       | 25,650         | 30,027      | 2,698        | 47,152      | 57,498     | 102,788     | -           | 21,616     | -          | 7,960       |
| Net Cash Increase / (Decrease) - Investing Activities | 25,650         | 30,027      | 2,698        | 47,152      | 57,498     | 102,788     | -           | 21,616     | -          | 7,960       |
| Cash Flow from Financing Activities                   |                |             |              |             |            |             |             |            |            |             |
| Claims payable  | -              | -           | (73,997)     | -           | -          | -           | -           | -          | -          | -           |
| Claim reclasses/(paid)                                | -              | -           | 278,747      | (5,528)     | (50,000)   | -           | (50,000)    | (25,000)   | -          | (69,865)    |
| Maple Avenue Holdings                                 | -              | -           | (4,975)      | -           | -          | -           | -           | -          | -          | -           |
| Frontier Note   | -              | -           | (5,195)      | -           | -          | -           | -           | -          | -          | -           |
| Net Cash Increase / (Decrease) - Financing Activities | -              | -           | 194,580      | (5,528)     | (50,000)   | -           | (50,000)    | (25,000)   | -          | (69,865)    |
| Net Change in Cash                                    | \$ (9,107)     | \$ 25,159   | \$ (20,719)  | \$ 29,735   | \$ 2,770   | \$ 92,303   | \$ (54,404) | \$ (8,495) | \$ (2,870) | \$ (69,368) |
| Beginning Cash  | 14,994         | 5,888       | 31,047       | 10,328      | 40,063     | 42,833      | 135,137     | 80,733     | 72,238     | 69,368      |
| Ending Cash   | \$ 5,888       | \$ 31,047   | \$ 10,328    | \$ 40,063   | \$ 42,833  | \$ 135,137  | \$ 80,733   | \$ 72,238  | \$ 69,368  | \$ -        |

**EXHIBIT B**

61. “*Estate Claims*” has the meaning given to it in Exhibit A to the *Notice of Final Term Sheet* [D.I. 354].

62. “*Exculpated Parties*” means, collectively, (i) the Debtor and its successors and assigns, ~~direct and indirect majority-owned subsidiaries, and the Managed Funds~~, (ii) the Employees, (iii) Strand, (iv) the Independent Directors, (v) the Committee, (vi) the members of the Committee (in their official capacities), (vii) the Professionals retained by the Debtor and the Committee in the Chapter 11 Case, (viii) the CEO/CRO; and (ix) the Related Persons of each of the parties listed in (iv) through (viii); *provided, however*, that, for the avoidance of doubt, none of James Dondero, Mark Okada, NexPoint Advisors, L.P. (and any of its subsidiaries and managed entities), the Charitable Donor Advised Fund, L.P. (and any of its subsidiaries, including CLO Holdco, Ltd., and managed entities), Highland CLO Funding, Ltd. (and any of its subsidiaries, members, and managed entities), Highland Capital Management Fund Advisors, L.P. (and any of its subsidiaries and managed entities), NexBank, SSB (and any of its subsidiaries), the Hunter Mountain Investment Trust (or any trustee acting for the trust), the Dugaboy Investment Trust (or any trustee acting for the trust), or Grant Scott is included in the term “Exculpated Party.”

63. “*Executory Contract*” means a contract to which the Debtor is a party that is subject to assumption or rejection under sections 365 or 1123 of the Bankruptcy Code.

64. “*Exhibit*” means an exhibit annexed hereto or to the Disclosure Statement (as such exhibits are amended, modified or otherwise supplemented from time to time), which are incorporated by reference herein.

65. “*Federal Judgment Rate*” means the post-judgment interest rate set forth in 28 U.S.C. § 1961 as of the Effective Date.

66. “*File*” or “*Filed*” or “*Filing*” means file, filed or filing with the Bankruptcy Court or its authorized designee in the Chapter 11 Case.

67. “*Final Order*” means an order or judgment of the Bankruptcy Court, which is in full force and effect, and as to which the time to appeal, petition for *certiorari*, or move for a new trial, reargument or rehearing has expired and as to which no appeal, petition for *certiorari*, or other proceedings for a new trial, reargument or rehearing shall then be pending or as to which any right to appeal, petition for *certiorari*, new trial, reargument, or rehearing shall have been waived in writing in form and substance satisfactory to the Debtor, the Reorganized Debtor, or the Claimant Trustee, as applicable, or, in the event that an appeal, writ of *certiorari*, new trial, reargument, or rehearing thereof has been sought, such order of the Bankruptcy Court shall have been determined by the highest court to which such order was appealed, or *certiorari*, new trial, reargument or rehearing shall have been denied and the time to take any further appeal, petition for *certiorari*, or move for a new trial, reargument or rehearing shall have expired; *provided, however*, that the possibility that a motion under Rule 60 of the Federal Rules of Civil Procedure, or any analogous rule under the Bankruptcy Rules, may be Filed with respect to such order shall not preclude such order from being a Final Order.

126. “*Strand*” means Strand Advisors, Inc., the Debtor’s general partner.

127. “*Sub-Servicer*” means a third-party selected by the Claimant Trustee to service or sub-service the Reorganized Debtor Assets.

128. “*Sub-Servicer Agreement*” means the agreement that may be entered into providing for the servicing of the Reorganized Debtor Assets by the Sub-Servicer.

129. “*Subordinated Claim*” means any Claim that is subordinated to the Convenience Claims and General Unsecured Claims pursuant to ~~11 U.S.C. § 510 or an~~ order entered by the Bankruptcy Court (including any other court having jurisdiction over the Chapter 11 Case) after notice and a hearing.

130. “*Subordinated Claimant Trust Interests*” means the Claimant Trust Interests to be distributed to Holders of Allowed Subordinated Claims under the Plan, which such interests shall be subordinated in right and priority to the Claimant Trust Interests distributed to Holders of Allowed General Unsecured Claims as provided in the Claimant Trust Agreement.

131. “*Trust Distribution*” means the transfer of Cash or other property by the Claimant Trustee to the Claimant Trust Beneficiaries.

132. “*Trustees*” means, collectively, the Claimant Trustee and Litigation Trustee.

133. “*UBS*” means, collectively, UBS Securities LLC and UBS AG London Branch.

134. “*Unexpired Lease*” means a lease to which the Debtor is a party that is subject to assumption or rejection under section 365 of the Bankruptcy Code.

135. “*Unimpaired*” means, with respect to a Class of Claims or Equity Interests that is not impaired within the meaning of section 1124 of the Bankruptcy Code.

136. “*Voting Deadline*” means the date and time by which all Ballots to accept or reject the Plan must be received in order to be counted under the under the Order of the Bankruptcy Court approving the Disclosure Statement as containing adequate information pursuant to section 1125(a) of the Bankruptcy Code and authorizing the Debtor to solicit acceptances of the Plan.

137. “*Voting Record Date*” means November 23, 2020.

Professional Fee Claim Objection Deadline. Each Holder of an Allowed Professional Fee Claim will be paid by the Debtor or the Claimant Trust, as applicable, in Cash within ten (10) Business Days of entry of the order approving such Allowed Professional Fee Claim.

On the Effective Date, the Claimant Trustee shall establish the Professional Fee Reserve. The Professional Fee Reserve shall vest in the Claimant Trust and shall be maintained by the Claimant Trustee in accordance with the Plan and Claimant Trust Agreement. The Claimant Trust shall fund the Professional Fee Reserve on the Effective Date in an estimated amount determined by the Debtor in good faith prior to the Confirmation Date and that approximates the total projected amount of unpaid Professional Fee Claims on the Effective Date. Following the payment of all Allowed Professional Fee Claims, any excess funds in the Professional Fee Reserve shall be released to the Claimant Trust to be used for other purposes consistent with the Plan and the Claimant Trust Agreement.

**C. Priority Tax Claims**

On or as soon as reasonably practicable after the later of (i) the Initial Distribution Date if such Priority Tax Claim is an Allowed Priority Tax Claim as of the Effective Date or (ii) the date on which such Priority Tax Claim becomes an Allowed Priority Tax Claim, each Holder of an Allowed Priority Tax Claim will receive in full satisfaction, settlement, discharge and release of, and in exchange for, such Allowed Priority Tax Claim, at the election of the Debtor: (a) Cash in an amount of a total value as of the Effective Date of the Plan equal to the amount of such Allowed Priority Tax Claim, ~~(b) in accordance with section 1129(a)(9)(C) of the Bankruptcy Code, or (b) if paid over time,~~ payment of such Allowed Priority Tax Claim in accordance with section 1129(a)(9)(C) of the Bankruptcy Code; or (c) such other less favorable treatment as agreed to in writing by the Debtor and such Holder. Payment of statutory fees due pursuant to 28 U.S.C. § 1930(a)(6) will be made at all appropriate times until the entry of a final decree; *provided, however,* that the Debtor may prepay any or all such Claims at any time, without premium or penalty.

**ARTICLE III.  
CLASSIFICATION AND TREATMENT OF  
CLASSIFIED CLAIMS AND EQUITY INTERESTS**

**A. Summary**

All Claims and Equity Interests, except Administrative Expense Claims and Priority Tax Claims, are classified in the Classes set forth below. In accordance with section 1123(a)(1) of the Bankruptcy Code, Administrative Expense Claims, and Priority Tax Claims have not been classified.

The categories of Claims and Equity Interests listed below classify Claims and Equity Interests for all purposes including, without limitation, confirmation and distribution pursuant to the Plan and pursuant to sections 1122 and 1123(a)(1) of the Bankruptcy Code. The Plan deems a Claim or Equity Interest to be classified in a particular Class only to the extent that the Claim or Equity Interest qualifies within the description of that Class and will be deemed classified in a different Class to the extent that any remainder of such Claim or Equity Interest qualifies within



**I. Special Provision Governing Unimpaired Claims**

Except as otherwise provided in the Plan, nothing under the Plan will affect the Debtor's rights in respect of any Unimpaired Claims, including, without limitation, all rights in respect of legal and equitable defenses to or setoffs or recoupments against any such Unimpaired Claims.

**J. Subordinated Claims**

The allowance, classification, and treatment of all Claims under the Plan shall take into account and conform to the contractual, legal, and equitable subordination rights relating thereto, whether arising under general principles of equitable subordination, section 510(b) of the Bankruptcy Code, or otherwise. ~~Under section 510 of the Bankruptcy Code, upon~~ Upon written notice and hearing, the Debtor the Reorganized Debtor, and the Claimant Trustee reserve the right to seek entry of an order by the Bankruptcy Court to re-classify or to subordinate any Claim in accordance with any contractual, legal, or equitable subordination relating thereto, and the treatment afforded any Claim under the Plan that becomes a subordinated Claim at any time shall be modified to reflect such subordination.

**ARTICLE IV.  
MEANS FOR IMPLEMENTATION OF THIS PLAN**

**A. Summary**

As discussed in the Disclosure Statement, the Plan will be implemented through (i) the Claimant Trust, (ii) the Litigation Sub-Trust, and (iii) the Reorganized Debtor.

On the Effective Date, all Class A Limited Partnership Interests, including the Class A Limited Partnership Interests held by Strand, as general partner, and Class B/C Limited Partnerships in the Debtor will be cancelled, and new Class A Limited Partnership Interests in the Reorganized Debtor will be issued to the Claimant Trust and New GP LLC – a newly-chartered limited liability company wholly-owned by the Claimant Trust. The Claimant Trust, as limited partner, will ratify New GP LLC's appointment as general partner of the Reorganized Debtor, and on and following the Effective Date, the Claimant Trust will be the Reorganized Debtor's limited partner and New GP LLC will be its general partner. The Claimant Trust, as limited partner, and New GP LLC, as general partner, will execute the Reorganized Limited Partnership Agreement, which will amend and restate, in all respects, the Debtor's current Limited Partnership Agreement. Following the Effective Date, the Reorganized Debtor will be managed consistent with the terms of the Reorganized Limited Partnership Agreement by New GP LLC. The sole managing member of New GP LLC will be the Claimant Trust, and the Claimant Trustee will be the sole officer of New GP LLC on the Effective Date.

Following the Effective Date, the Claimant Trust will administer the Claimant Trust Assets pursuant to this Plan and the Claimant Trust Agreement, and the Litigation Trustee will pursue, if applicable, the Estate Claims pursuant to the terms of the Litigation Sub-Trust Agreement and the Plan. The Reorganized Debtor will administer the Reorganized Debtor Assets and, if needed, with the utilization of a Sub-Servicer, which administration will include, among other things, managing the wind down of the Managed Funds.

Notwithstanding anything herein to the contrary, the Debtor shall assume or reject that certain real property lease with Crescent TC Investors L.P. (“Landlord”) for the Debtor’s headquarters located at 200/300 Crescent Ct., Suite #700, Dallas, Texas 75201 (the “Lease”) in accordance with the notice to Landlord, procedures and timing required by 11 U.S.C. §365(d)(4), as modified by that certain *Agreed Order Granting Motion to Extend Time to Assume or Reject Unexpired Nonresidential Real Property Lease* [Docket No. 1122].

**B. Claims Based on Rejection of Executory Contracts or Unexpired Leases**

Any Executory Contract or Unexpired Lease not assumed or rejected on or before the Confirmation Date shall be deemed rejected, pursuant to the Confirmation Order. Any Person asserting a Rejection Claim shall File a proof of claim within thirty days of the Effective Confirmation Date. Any Rejection Claims that are not timely Filed pursuant to this Plan shall be forever disallowed and barred. If one or more Rejection Claims are timely Filed, the Claimant Trustee may File an objection to any Rejection Claim.

Rejection Claims shall be classified as General Unsecured Claims and shall be treated in accordance with ARTICLE III of this Plan.

**C. Cure of Defaults for Assumed or Assigned Executory Contracts and Unexpired Leases**

Any monetary amounts by which any Executory Contract or Unexpired Lease to be assumed or assigned hereunder is in default shall be satisfied, under section 365(b)(1) of the Bankruptcy Code, by the Debtor upon assumption or assignment thereof, by payment of the default amount in Cash as and when due in the ordinary course or on such other terms as the parties to such Executory Contracts may otherwise agree. The Debtor may serve a notice on the Committee and parties to Executory Contracts or Unexpired Leases to be assumed or assigned reflecting the Debtor’s or Reorganized Debtor’s intention to assume or assign the Executory Contract or Unexpired Lease in connection with this Plan and setting forth the proposed cure amount (if any).

If a dispute regarding (1) the amount of any payments to cure a default, (2) the ability of the Debtor, the Reorganized Debtor, or any assignee to provide “adequate assurance of future performance” (within the meaning of section 365 of the Bankruptcy Code) under the Executory Contract or Unexpired Lease to be assumed or assigned or (3) any other matter pertaining to assumption or assignment, the cure payments required by section 365(b)(1) of the Bankruptcy Code will be made following the entry of a Final Order or orders resolving the dispute and approving the assumption or assignment.

Assumption or assignment of any Executory Contract or Unexpired Lease pursuant to the Plan or otherwise and full payment of any applicable cure amounts pursuant to this ARTICLE V.C shall result in the full release and satisfaction of any cure amounts, Claims, or defaults, whether monetary or nonmonetary, including defaults of provisions restricting the change in control or ownership interest composition or other bankruptcy-related defaults, arising under any assumed or assigned Executory Contract or Unexpired Lease at any time prior to the effective date of assumption or assignment. Any and all Proofs of Claim based upon Executory Contracts

forth in the Plan Documents; (ii) the provisions of the Confirmation Order and this Plan are nonseverable and mutually dependent; (iii) the implementation of this Plan in accordance with its terms is authorized; (iv) pursuant to section 1146 of the Bankruptcy Code, the delivery of any deed or other instrument or transfer order, in furtherance of, or in connection with this Plan, including any deeds, bills of sale, or assignments executed in connection with any disposition or transfer of Assets contemplated under this Plan, shall not be subject to any Stamp or Similar Tax; and (v) the vesting of the Claimant Trust Assets in the Claimant Trust and the Reorganized Debtor Assets in the Reorganized Debtor, in each case as of the Effective Date free and clear of liens and claims to the fullest extent permissible under applicable law pursuant to section 1141(c) of the Bankruptcy Code except with respect to such Liens, Claims, charges and other encumbrances that are specifically preserved under this Plan upon the Effective Date.

- All documents and agreements necessary to implement this Plan, including without limitation, the Reorganized Limited Partnership Agreement, the Claimant Trust Agreement, and the New GP LLC Documents, in each case in form and substance reasonably acceptable to the Debtor and the Committee, shall have (a) been tendered for delivery, and (b) been effected by, executed by, or otherwise deemed binding upon, all Entities party thereto and shall be in full force and effect. All conditions precedent to such documents and agreements shall have been satisfied or waived pursuant to the terms of such documents or agreements.
- All authorizations, consents, actions, documents, approvals (including any governmental approvals), certificates and agreements necessary to implement this Plan, including, without limitation, the Reorganized Limited Partnership Agreement, the Claimant Trust Agreement, and the New GP LLC Documents, shall have been obtained, effected or executed and delivered to the required parties and, to the extent required, filed with the applicable governmental units in accordance with applicable laws and any applicable waiting periods shall have expired without any action being taken or threatened by any competent authority that would restrain or prevent effectiveness or consummation of the Restructuring.
- The Debtor shall have obtained applicable directors' and officers' insurance coverage that is acceptable to each of the Debtor, the Committee, the Claimant Trust Oversight Committee, the Claimant Trustee and the Litigation Trustee.
- The Professional Fee Reserve shall be funded pursuant to this Plan in an amount determined by the Debtor in good faith.

#### **B. Waiver of Conditions**

The conditions to effectiveness of this Plan set forth in this ARTICLE VIII (other than that the Confirmation Order shall have been entered) may be waived in whole or in part by the Debtor (and, to the extent such condition requires the consent of the Committee, the consent of the Committee) ~~and any applicable parties in Section VII.A of this Plan~~, without notice, leave or order of the Bankruptcy Court or any formal action other than proceeding to confirm or

**EXHIBIT DD**

### Schedule of Causes of Action

The Causes of Action shall include, *without limitation*, any cause of action based on the following:

breach of fiduciary duties, breach of duty of care, breach of duty of loyalty, usurpation of corporate opportunities, breach of implied covenant of good faith and fair dealing, conversion, misappropriation of assets, misappropriation of trade secrets, unfair competition, breach of contract, breach of warranty, fraud, constructive fraud, negligence, gross negligence, fraudulent conveyance, fraudulent transfer, fraudulent misrepresentation, negligent misrepresentation, fraudulent concealment, fraudulent inducement, tortious interference, *quantum meruit*, unjust enrichment, abuse of process, alter ego, substantive consolidation, recharacterization, business disparagement, indemnity, claims for recovery of distributions or dividends, claims for indemnification, promissory estoppel, quasi-contract claims, any counterclaims, equitable subordination, avoidance actions provided for under sections 544 or 547 of the Bankruptcy Code, claims brought under state law, claims brought under federal law, claims under any common-law theory of tort or law or equity, and any claims similar in nature to the foregoing claims.

The Causes of Action shall include, *without limitation*, any cause of action against the following persons and entities:

James Dondero, Mark Okada, Grant Scott, John Honis, any current or former insider of the Debtor, the Dugaboy Investment Trust, Charitable DAF Holdco, Ltd, Hunter Mountain Investment Trust, Nexbank Capital, Inc. Highland Capital Management Services, Inc., NexPoint Advisors GP, LLC, NexPoint Advisors, L.P., Strand Advisors XVI, Inc., Highland Capital Management Fund Advisors, L.P., NexAnnuity Holdings, Inc., the entities listed on the attached **Annex 1** hereto, any current or former employee of the Debtor, and any entity directly or indirectly owned, controlled, or operated for the benefit of the foregoing persons or entities.

The Causes of Action shall include, *without limitation*, any cause of action arising from the following transactions:

The transfer of ownership interests in the Debtor to Hunter Mountain Investment Trust, the creation or transfer of any notes receivable from the Debtor or from any entity related to the Debtor, the creation or transfer of assets to or from any charitable foundation or trust, the formation, performance, or breach of any contract for the Debtor to provide investment management, support services, or any other services, and the distribution of assets or cash from the Debtor to partners of the Debtor.

**Annex 1**

|  |  |
|--|--|
| 11 Estates Lane, LLC                           | Acis CLO Value Fund II Charitable DAF Ltd.     |
| 1110 Waters, LLC                               | Acis CMOA Trust                                |
| 140 Albany, LLC                                | Advisors Equity Group LLC                      |
| 1525 Dragon, LLC                               | Alamo Manhattan Hotel I, LLC                   |
| 17720 Dickerson, LLC                           | (Third Party)                                  |
| 1905 Wylie LLC                                 | Allenby, LLC                                   |
| 2006 Milam East Partners GP, LLC               | Allisonville RE Holdings, LLC                  |
| 2006 Milam East Partners, L.P.                 | AM Uptown Hotel, LLC                           |
| 201 Tarrant Partners, LLC                      | Apex Care, L.P                                 |
| 2014 Corpus Weber Road LLC                     | Asbury Holdings, LLC ( <i>fka HCSLR</i>        |
| 2325 Stemmons HoldCo, LLC                      | <i>Camelback Investors (Delaware), LLC</i> )   |
| 2325 Stemmons Hotel Partners, LLC              | Ascendant Advisors                             |
| 2325 Stemmons TRS, Inc.                        | Atlas IDF GP, LLC                              |
| 300 Lamar, LLC                                 | Atlas IDF, LP                                  |
| 3409 Rosedale, LLC                             | BB Votorantim Highland Infrastructure, LLC     |
| 3801 Maplewood, LLC                            | BDC Toys Holdco, LLC                           |
| 3801 Shenandoah, L.P.                          | Beacon Mountain, LLC                           |
| 3820 Goar Park LLC                             | Bedell Trust Ireland Limited (Charitable trust |
| 400 Seaman, LLC                                | account)                                       |
| 401 Ame, L.P.                                  | Ben Roby (third party)                         |
| 4201 Locust, L.P.                              | BH Equities, LLC                               |
| 4312 Belclaire, LLC                            | BH Heron Pointe, LLC                           |
| 5833 Woodland, L.P.                            | BH Hollister, LLC                              |
| 5906 DeLoache, LLC                             | BH Willowdale Manager, LLC                     |
| 5950 DeLoache, LLC                             | Big Spring Partners, LLC                       |
| 7758 Ronnie, LLC                               | Blair Investment Partners, LLC                 |
| 7759 Ronnie, LLC                               | Bloomdale, LLC                                 |
| AA Shotguns, LLC                               | Brave Holdings III Inc.                        |
| Aberdeen Loan Funding, Ltd.                    | Brentwood CLO, Ltd.                            |
| Acis CLO 2017-7 Ltd                            | Brentwood Investors Corp.                      |
| Acis CLO Management GP, LLC                    | Brian Mitts                                    |
| Acis CLO Management GP, LLC ( <i>fka Acis</i>  | Bristol Bay Funding Ltd.                       |
| <i>CLO Opportunity Funds GP, LLC</i> )         | Bristol Bay Funding, Ltd.                      |
| Acis CLO Management Holdings, L.P.             | BVP Property, LLC                              |
| Acis CLO Management Intermediate Holdings      | C-1 Arbors, Inc.                               |
| I, LLC   | C-1 Cutter's Point, Inc.                       |
| Acis CLO Management Intermediate Holdings      | C-1 Eaglecrest, Inc.                           |
| II, LLC  | C-1 Silverbrook, Inc.                          |
| Acis CLO Management, LLC ( <i>fka Acis CLO</i> | Cabi Holdco GP, LLC                            |
| <i>Opportunity Funds SLP, LLC</i> )            | Cabi Holdco I, Ltd                             |
| Acis CLO Trust                                 | Cabi Holdco I, Ltd.                            |

Cabi Holdco, L.P.  
California Public Employees' Retirement System  
Camelback Residential Investors, LLC  
Camelback Residential Investors, LLC  
(fka Sevilla Residential Partners, LLC)  
Camelback Residential Partners, LLC  
Capital Real Estate - Latitude, LLC  
Castle Bio Manager, LLC  
Castle Bio, LLC  
Cayco Admin Ltd.  
Cayco Insolvency Ltd.  
CG Works, Inc.  
CG Works, Inc.  
(fka Common Grace Ventures, Inc.)  
Charitable DAF Fund, L.P.  
Charitable DAF GP, LLC  
Charitable DAF HoldCo, Ltd  
Charitable DAF HoldCo, Ltd.  
Claymore Holdings, LLC  
CLO HoldCo, Ltd  
CLO Holdco, Ltd.  
Corbusier, Ltd.  
Cornerstone Healthcare Group Holding, Inc.  
Corpus Weber Road Member LLC  
CP Equity Hotel Owner, LLC  
CP Equity Land Owner, LLC  
CP Equity Owner, LLC  
CP Hotel TRS, LLC  
CP Land Owner, LLC  
CP Tower Owner, LLC  
CRE - Lat, LLC  
Credit Suisse, Cayman Islands Branch  
Crossings 2017 LLC  
Crown Global Insurance Company (third party)  
Dallas Cityplace MF SPE Owner LLC  
Dallas Lease and Finance, L.P.  
Dana Scott Breault  
James Dondero  
Reese Avry Dondero  
Jameson Drue Dondero  
Dana Sprong (Third Party)  
David c. Hopson  
De Kooning, Ltd.  
deKooning, Ltd.  
DFA/BH Autumn Ridge, LLC  
Dolomiti, LLC  
DrugCrafters, L.P.  
Dugaboy Investment Trust  
Dugaboy Management, LLC  
Dugaboy Project Management GP, LLC  
Eagle Equity Advisors, LLC  
Eames, Ltd.  
Eastland CLO, Ltd.  
Eastland Investors Corp.  
EDS Legacy Heliport, LLC  
EDS Legacy Partners Owner, LLC  
EDS Legacy Partners, LLC  
Empower Dallas Foundation, Inc.  
ENA 41, LLC  
Entegra Strat Superholdco, LLC  
Entegra-FRO Holdco, LLC  
Entegra-FRO Superholdco, LLC  
Entegra-HOCF Holdco, LLC  
Entegra-NHF Holdco, LLC  
Entegra-NHF Superholdco, LLC  
Entegra-RCP Holdco, LLC  
Estates on Maryland Holdco, LLC  
Estates on Maryland Owners SM, Inc.  
Estates on Maryland Owners, LLC  
Estates on Maryland, LLC  
Falcon E&P Four Holdings, LLC  
Falcon E&P One, LLC  
Falcon E&P Opportunities Fund, L.P.  
Falcon E&P Opportunities GP, LLC  
Falcon E&P Royalty Holdings, LLC  
Falcon E&P Six, LLC  
Falcon E&P Two, LLC  
Falcon Four Midstream, LLC  
Falcon Four Upstream, LLC  
Falcon Incentive Partners GP, LLC  
Falcon Incentive Partners, LP  
Falcon Six Midstream, LLC  
Fleming Vegas Holdco, LLC (fka Cabi Holdco, LLC)

Four Rivers Co-Invest GP, LLC  
Four Rivers Co-Invest, L.P.  
FRBH Abbington SM, Inc.  
FRBH Abbington, LLC  
FRBH Arbors, LLC  
FRBH Beechwood SM, Inc.  
FRBH Beechwood, LLC  
FRBH C1 Residential, LLC  
FRBH Courtney Cove SM, Inc.  
FRBH Courtney Cove, LLC  
FRBH CP, LLC  
FRBH Duck Creek, LLC  
FRBH Eaglecrest, LLC  
FRBH Edgewater JV, LLC  
FRBH Edgewater Owner, LLC  
FRBH Edgewater SM, Inc.  
FRBH JAX-TPA, LLC  
FRBH Nashville Residential, LLC  
FRBH Regatta Bay, LLC  
FRBH Sabal Park SM, Inc.  
FRBH Sabal Park, LLC  
FRBH Silverbrook, LLC  
FRBH Timberglen, LLC  
FRBH Willow Grove SM, Inc.  
FRBH Willow Grove, LLC  
FRBH Woodbridge SM, Inc.  
FRBH Woodbridge, LLC  
Freedom C1 Residential, LLC  
Freedom Duck Creek, LLC  
Freedom Edgewater, LLC  
Freedom JAX-TPA Residential, LLC  
Freedom La Mirage, LLC  
Freedom LHV LLC  
Freedom Lubbock LLC  
Freedom Miramar Apartments, LLC  
Freedom Sandstone, LLC  
Freedom Willowdale, LLC  
Fundo de Investimento em Direitos Creditorios  
BB Votorantim Highland Infraestrutura  
G&E Apartment REIT The Heights at Olde  
Towne, LLC  
G&E Apartment REIT The Myrtles at Olde  
Towne, LLC  
GAF REIT, LLC  
GAF Toys Holdco, LLC  
Gardens of Denton II, L.P.  
Gardens of Denton III, L.P.  
Gleneagles CLO, Ltd.  
Governance RE, Ltd.  
Governance Re, Ltd.  
Governance, Ltd.  
Grant Scott  
Grant Scott, Trustee of The SLHC Trust  
Grayson CLO, Ltd.  
Grayson Investors Corp.  
Greater Kansas City Community Foundation  
(third party)  
Greenbriar CLO, Ltd.  
Greg Busseyt  
Gunwale LLC  
Gunwale, LLC  
Hakusan, LLC  
Hammark Holdings LLC  
Hampton Ridge Partners, LLC  
Harko, LLC  
Harry Bookey/Pam Bookey (third party)  
Haverhill Acquisition Co., LLC  
Haygood, LLC  
HB 2015 Family LP (third party)  
HCBH 11611 Ferguson, LLC  
HCBH Buffalo Pointe II, LLC  
HCBH Buffalo Pointe III, LLC  
HCBH Buffalo Pointe, LLC  
HCBH Hampton Woods SM, Inc.  
HCBH Hampton Woods, LLC  
HCBH Overlook SM, Inc.  
HCBH Overlook, LLC  
HCBH Rent Investors, LLC  
HCMS Falcon GP, LLC  
HCMS Falcon, L.P.  
HCO Holdings, LLC  
HCOF Preferred Holdings, L.P.  
HCOF Preferred Holdings, LP  
HCOF Preferred Holdings, Ltd.  
HCRE 1775 James Ave, LLC  
HCRE Addison TRS, LLC



HCRE Addison, LLC (*fka HWS Addison, LLC*)  
HCRE Hotel Partner, LLC (*fka HCRE HWS Partner, LLC*)  
HCRE Las Colinas TRS, LLC  
HCRE Las Colinas, LLC (*fka HWS Las Colinas, LLC*)  
HCRE Plano TRS, LLC  
HCRE Plano, LLC (*fka HWS Plano, LLC*)  
HCRE-I Holding Corp.  
HCRE-II Holding Corp.  
HCRE-III Holding Corp.  
HCRE-IV Holding Corp.  
HCRE-IX Holding Corp.  
HCRE-V Holding Corp.  
HCRE-VI Holding Corp.  
HCRE-VII Holding Corp.  
HCRE-VIII Holding Corp.  
HCRE-XI Holding Corp.  
HCRE-XII Holding Corp.  
HCRE-XIII Holding Corp.  
HCRE-XIV Holding Corp.  
HCRE-XV Holding Corp.  
HCSLR Camelback Investors (Cayman), Ltd.  
HCSLR Camelback, LLC  
HCT Holdco 2 Ltd.  
HCT Holdco 2, Ltd.  
HE 41, LLC  
HE Capital 232 Phase I Property, LLC  
HE Capital 232 Phase I, LLC  
HE Capital Asante, LLC  
HE Capital Fox Trails, LLC  
HE Capital KR, LLC  
HE Capital, LLC  
HE CLO Holdco, LLC  
HE Mezz Fox Trails, LLC  
HE Mezz KR, LLC  
HE Peoria Place Property, LLC  
HE Peoria Place, LLC  
Heron Pointe Investors, LLC  
Hewett's Island CLO I-R, Ltd.  
HFP Asset Funding II, Ltd.  
HFP Asset Funding III, Ltd.  
HFP CDO Construction Corp.  
HFP GP, LLC  
HFRO Sub, LLC  
Hibiscus HoldCo, LLC  
Highland - First Foundation Income Fund  
Highland 401(k) Plan  
Highland 401K Plan  
Highland Argentina Regional Opportunity Fund GP, LLC  
Highland Argentina Regional Opportunity Fund, L.P.  
Highland Argentina Regional Opportunity Fund, Ltd.  
Highland Argentina Regional Opportunity Master Fund, L.P.  
Highland Brasil, LLC  
Highland Capital Brasil Gestora de Recursos (*fka Highland Brasilinvest Gestora de Recursos, LTDA; fka HBI Consultoria Empresarial, LTDA*)  
Highland Capital Management (Singapore) Pte Ltd  
Highland Capital Management AG  
Highland Capital Management AG (Highland Capital Management SA) (Highland Capital Management Ltd)  
Highland Capital Management Fund Advisors, L.P.  
Highland Capital Management Fund Advisors, L.P. (*fka Pyxis Capital, L.P.*)  
Highland Capital Management Korea Limited  
Highland Capital Management Latin America, L.P.  
Highland Capital Management LP Retirement Plan and Trust  
Highland Capital Management Multi-Strategy Insurance Dedicated Fund, L.P.  
Highland Capital Management Real Estate Holdings I, LLC  
Highland Capital Management Real Estate Holdings II, LLC  
Highland Capital Management Services, Inc.  
Highland Capital Management, L.P.

Highland Capital Management, L.P. Charitable Fund

Highland Capital Management, L.P. Retirement Plan and Trust

Highland Capital Management, L.P., as trustee of Acis CMOA Trust and nominee for and on behalf of Highland CLO Assets Holdings Limited

Highland Capital Management, L.P., as trustee of Highland Latin America Trust and nominee for and on behalf of Highland Latin America LP, Ltd.

Highland Capital Management, L.P., as trustee of Highland Latin America Trust and nominee for and on behalf of Highland Latin America LP, Ltd.

Highland Capital Management, LP  
Highland Capital Management, LP Charitable Fund

Highland Capital Multi-Strategy Fund, LP  
Highland Capital of New York, Inc.  
Highland Capital Special Allocation, LLC  
Highland CDO Holding Company  
Highland CDO Opportunity Fund GP, L.P.  
Highland CDO Opportunity Fund, L.P.  
Highland CDO Opportunity Fund, Ltd.  
Highland CDO Opportunity GP, LLC  
Highland CDO Opportunity Master Fund, L.P.  
Highland CDO Trust  
Highland CLO 2018-1, Ltd.  
Highland CLO Assets Holdings Limited  
Highland CLO Funding, Ltd.  
Highland CLO Funding, Ltd.  
Highland CLO Funding, Ltd. (*fka Acis Loan Funding, Ltd.*)  
Highland CLO Gaming Holdings, LLC  
Highland CLO Holdings Ltd.  
Highland CLO Holdings, Ltd. (as of 12.19.17)  
Highland CLO Management Ltd.  
Highland CLO Trust  
Highland Credit Opportunities CDO Asset Holdings GP, Ltd.

Highland Credit Opportunities CDO Asset Holdings, L.P.

Highland Credit Opportunities CDO Financing, LLC

Highland Credit Opportunities CDO, Ltd.  
Highland Credit Opportunities Holding Corporation

Highland Credit Opportunities Japanese Feeder Sub-Trust

Highland Credit Opportunities Japanese Unit Trust (Third Party)

Highland Credit Strategies Fund, L.P.

Highland Credit Strategies Fund, Ltd.

Highland Credit Strategies Holding Corporation

Highland Credit Strategies Holding Corporation

Highland Credit Strategies Master Fund, L.P.

Highland Dallas Foundation, Inc.

Highland Dynamic Income Fund GP, LLC

Highland Dynamic Income Fund GP, LLC (*fka Highland Capital Loan GP, LLC*)

Highland Dynamic Income Fund, L.P.

Highland Dynamic Income Fund, L.P. (*fka Highland Capital Loan Fund, L.P.*)

Highland Dynamic Income Fund, Ltd.

Highland Dynamic Income Fund, Ltd. (*fka Highland Loan Fund, Ltd.*)

Highland Dynamic Income Master Fund, L.P.

Highland Dynamic Income Master Fund, L.P. (*fka Highland Loan Master Fund, L.P.*)

Highland Employee Retention Assets LLC

Highland Energy Holdings, LLC

Highland Energy MLP Fund (*fka Highland Energy and Materials Fund*)

Highland Equity Focus Fund, L.P.

Highland ERA Management, LLC

Highland eSports Private Equity Fund

Highland Financial Corp.

Highland Financial Partners, L.P.

Highland Fixed Income Fund

Highland Flexible Income UCITS Fund

Highland Floating Rate Fund

Highland Floating Rate Opportunitites Fund  
Highland Floating Rate Opportunities Fund  
Highland Fund Holdings, LLC  
Highland Funds I  
Highland Funds II  
Highland Funds III  
Highland GAF Chemical Holdings, LLC  
Highland General Partner, LP  
Highland Global Allocation Fund  
Highland Global Allocation Fund  
(*fka Highland Global Allocation Fund II*)  
Highland GP Holdings, LLC  
Highland HCF Advisor Ltd.  
Highland HCF Advisor, Ltd., as Trustee for  
and on behalf of Acis CLO Trust, as nominee  
for and on behalf of Highland CLO Funding,  
Ltd. (as of 3.29.18)  
Highland Healthcare Equity Income and  
Growth Fund  
Highland iBoxx Senior Loan ETF  
Highland Income Fund  
Highland Income Fund (*fka Highland  
Floating Rate Opportunities Fund*)  
Highland Kansas City Foundation, Inc.  
Highland Latin America Consulting, Ltd.  
Highland Latin America GP, Ltd.  
Highland Latin America LP, Ltd.  
Highland Latin America Trust  
Highland Legacy Limited  
Highland LF Chemical Holdings, LLC  
Highland Loan Funding V, LLC  
Highland Loan Funding V, Ltd.  
Highland Long/Short Equity Fund  
Highland Long/Short Healthcare Fund  
Highland Marcal Holding, Inc.  
Highland Merger Arbitrage Fund  
Highland Multi Strategy Credit Fund GP, L.P.  
Highland Multi Strategy Credit Fund GP, L.P.  
(*fka Highland Credit Opportunities CDO GP,  
L.P.*)  
Highland Multi Strategy Credit Fund, L.P.

Highland Multi Strategy Credit Fund, L.P. (*fka  
Highland Credit Opportunities Fund, L.P., fka  
Highland Credit Opportunities CDO, L.P.*)  
Highland Multi Strategy Credit Fund, Ltd.  
Highland Multi Strategy Credit Fund, Ltd. (*fka  
Highland Credit Opportunities Fund, Ltd.*)  
Highland Multi Strategy Credit GP, LLC  
Highland Multi Strategy Credit GP, LLC (*fka  
Highland Credit Opportunities CDO GP, LLC*)  
Highland Multi-Strategy Fund GP, LLC  
Highland Multi-Strategy Fund GP, LP  
Highland Multi-Strategy IDF GP, LLC  
Highland Multi-Strategy Master Fund, L.P.  
Highland Multi-Strategy Master Fund, LP  
Highland Multi-Strategy Onshore Master  
SubFund II, LLC  
Highland Multi-Strategy Onshore Master  
Subfund, LLC  
Highland Opportunistic Credit Fund  
Highland Park CDO 1, Ltd.  
Highland Park CDO I, Ltd.  
Highland Premier Growth Equity Fund  
Highland Premium Energy & Materials Fund  
Highland Prometheus Feeder Fund I, L.P.  
Highland Prometheus Feeder Fund I, LP  
Highland Prometheus Feeder Fund II, L.P.  
Highland Prometheus Feeder Fund II, LP  
Highland Prometheus Master Fund, L.P.  
Highland Receivables Finance I, LLC  
Highland Restoration Capital Partners GP,  
LLC  
Highland Restoration Capital Partners Master,  
L.P.  
Highland Restoration Capital Partners  
Offshore, L.P.  
Highland Restoration Capital Partners, L.P.  
Highland Santa Barbara Foundation, Inc.  
Highland Select Equity Fund GP, L.P.  
Highland Select Equity Fund, L.P.  
Highland Select Equity GP, LLC  
Highland Select Equity Master Fund, L.P.

Highland Small-Cap Equity Fund  
Highland Socially Responsible Equity Fund  
Highland Socially Responsible Equity Fund  
(fka Highland Premier Growth Equity Fund)

Highland Special Opportunities Holding  
Company

Highland SunBridge GP, LLC

Highland Tax-Exempt Fund

Highland TCI Holding Company, LLC

Highland Total Return Fund

Highland's Roads Land Holding Company,  
LLC

Hinduja Bank (Switzerland) Ltd

Hirst, Ltd.

HMCF PB Investors, LLC

HMx2 Investment Trust  
(Matt McGraner)

Hockney, Ltd.

HRT North Atlanta, LLC

HRT Timber Creek, LLC

HRTBH North Atlanta, LLC

HRTBH Timber Creek, LLC

Huber Funding LLC

Hunter Mountain Investment Trust

HWS Investors Holdco, LLC

Internal Investors

Intertrust

James D. Dondero

Reese Avry Dondero

Jameson Drue Dondero

James Dondero

James Dondero and Mark Okada

James Dondero

Reese Avry Dondero

Jameson Drue Dondero

Japan Trustee Services Bank, Ltd.

Jasper CLO, Ltd.

Jewelry Ventures I, LLC

JMIJM, LLC

Joanna E. Milne Irrevocable Trust dated Nov  
25 1998 (third party)

John Honis

John L. Holt, Jr.

John R. Sears, Jr.

Karisopolis, LLC

Keelhaul LLC

KHM Interests, LLC (third party)

Kuilima Montalban Holdings, LLC

Kuilima Resort Holdco, LLC

KV Cameron Creek Owner, LLC

Lakes at Renaissance Park Apartments  
Investors, L.P.

Lakeside Lane, LLC

Landmark Battleground Park II, LLC

Lane Britain

Larry K. Anders

LAT Battleground Park, LLC

LAT Briley Parkway, LLC

Lautner, Ltd.

Leawood RE Holdings, LLC

Liberty Cayman Holdings, Ltd.

Liberty CLO Holdco, Ltd.

Liberty CLO, Ltd.

Liberty Sub, Ltd.

Long Short Equity Sub, LLC

Longhorn Credit Funding LLC

Longhorn Credit Funding LLC - A

Longhorn Credit Funding LLC - B

Longhorn Credit Funding LLC (LHB)

Longhorn Credit Funding, LLC

Lurin Real Estate Holdings V, LLC

Maple Avenue Holdings, LLC

MaplesFS Limited

Marc C. Manzo

Mark and Pam Okada Family Trust - Exempt  
Descendants' Trust

Mark and Pam Okada Family Trust - Exempt  
Trust #2

Mark and Pamela Okada Family Trust -  
Exempt Descendants' Trust

Mark and Pamela Okada Family Trust -  
Exempt Descendants' Trust #2

Mark and Pamela Okada Family Trust -  
Exempt Trust #2

Mark K. Okada

|   |   |
|---|---|
| Mark Okada  | NexPoint Capital, Inc. ( <i>fka NexPoint Capital, LLC</i> )   |
| Mark Okada and Pam Okada  |   |
| Mark Okada and Pam Okada, as joint owners   | NexPoint CR F/H DST, LLC  |
| Mark Okada/Pamela Okada   | NexPoint Credit Strategies Fund   |
| Markham Fine Jewelers, L.P.   | NexPoint Discount Strategies Fund<br>( <i>fka NexPoint Discount Yield Fund</i> )  |
| Markham Fine Jewelers, LP   |   |
| Matt McGraner   | NexPoint DRIP   |
| Meritage Residential Partners, LLC  | NexPoint Energy and Materials Opportunities<br>Fund ( <i>fka NexPoint Energy Opportunities<br/>Fund</i> )                                       |
| MGM Studios HoldCo, Ltd.  |   |
| Michael Rossi   |   |
| ML CLO XIX Sterling (Cayman), Ltd.  | NexPoint Event-Driven Fund<br>( <i>fka NexPoint Merger Arbitrage Fund</i> )   |
| N/A   |   |
| Nancy Dondero   | NexPoint Flamingo DST   |
| NCI Apache Trail LLC  | NexPoint Flamingo Investment Co, LLC  |
| NCI Assets Holding Company LLC  | NexPoint Flamingo Leaseco, LLC  |
| NCI Country Club LLC  | NexPoint Flamingo Manager, LLC  |
| NCI Fort Worth Land LLC   | NexPoint Flamingo Property Manager, LLC   |
| NCI Front Beach Road LLC  | NexPoint Healthcare Opportunities Fund  |
| NCI Minerals LLC  | NexPoint Hospitality Trust  |
| NCI Royse City Land LLC   | NexPoint Hospitality, Inc.  |
| NCI Stewart Creek LLC   | NexPoint Hospitality, LLC   |
| NCI Storage, LLC  | NexPoint Insurance Distributors, LLC  |
| Neil Labatte  | NexPoint Insurance Solutions GP, LLC  |
| Neutra, Ltd.  | NexPoint Insurance Solutions GP, LLC<br>( <i>fka Highland Capital Insurance Solutions GP,<br/>LLC</i> )   |
| New Jersey Tissue Company Holdco, LLC<br>( <i>fka Marcal Paper Mills Holding Company,<br/>LLC</i> ) | NexPoint Insurance Solutions, L.P.<br>( <i>fka Highland Capital Insurance Solutions,<br/>L.P.</i> )   |
| NexAnnuity Holdings, Inc.   |   |
| NexBank Capital Trust I   |   |
| NexBank Capital, Inc.   | NexPoint Latin American Opportunities Fund  |
| NexBank Land Advisors, Inc.   | NexPoint Legacy 22, LLC   |
| NexBank Securities Inc.   | NexPoint Lincoln Porte Equity, LLC  |
| NexBank Securities, Inc.  | NexPoint Lincoln Porte Manager, LLC   |
|   | NexPoint Lincoln Porte, LLC<br>( <i>fka NREA Lincoln Porte, LLC</i> )   |
| NexBank SSB   |   |
| NexBank Title, Inc.<br>(dba NexVantage Title Services)  | NexPoint Multifamily Capital Trust, Inc.  |
| NexBank, SSB  | NexPoint Multifamily Capital Trust, Inc.<br>( <i>fka NexPoint Multifamily Realty Trust, Inc.,<br/>fka Highland Capital Realty Trust, Inc.</i> ) |
| NexPoint Advisors GP, LLC   |   |
| NexPoint Advisors, L.P.   | NexPoint Multifamily Operating Partnership,<br>L.P.   |
| NexPoint Capital REIT, LLC  |   |
| NexPoint Capital, Inc.  | NexPoint Peoria, LLC  |
|   | NexPoint Polo Glen DST  |

NexPoint Polo Glen Holdings, LLC  
NexPoint Polo Glen Investment Co, LLC  
NexPoint Polo Glen Leaseco, LLC  
NexPoint Polo Glen Manager, LLC  
NexPoint RE Finance Advisor GP, LLC  
NexPoint RE Finance Advisor, L.P.  
NexPoint Real Estate Advisors GP, LLC  
NexPoint Real Estate Advisors II, L.P.  
NexPoint Real Estate Advisors II, L.P.  
NexPoint Real Estate Advisors III, L.P.  
NexPoint Real Estate Advisors IV, L.P.  
NexPoint Real Estate Advisors V, L.P.  
NexPoint Real Estate Advisors VI, L.P.  
NexPoint Real Estate Advisors VII GP, LLC  
NexPoint Real Estate Advisors VII, L.P.  
NexPoint Real Estate Advisors VIII, L.P.  
NexPoint Real Estate Advisors, L.P.  
NexPoint Real Estate Capital, LLC  
NexPoint Real Estate Capital, LLC (*fka Highland Real Estate Capital, LLC, fka Highland Multifamily Credit Fund, LLC*)  
NexPoint Real Estate Finance OP GP, LLC  
NexPoint Real Estate Finance Operating Partnership, L.P.  
NexPoint Real Estate Finance, Inc.  
NexPoint Real Estate Opportunities, LLC  
NexPoint Real Estate Opportunities, LLC (*fka Freedom REIT LLC*)  
NexPoint Real Estate Partners, LLC  
(*fka HCRE Partners, LLC*)  
NexPoint Real Estate Partners, LLC (*fka HCRE Partners, LLC*)  
NexPoint Real Estate Strategies Fund  
NexPoint Residential Trust Inc.  
NexPoint Residential Trust Operating Partnership GP, LLC  
NexPoint Residential Trust Operating Partnership, L.P.  
NexPoint Residential Trust Operating Partnership, L.P.  
NexPoint Residential Trust, Inc.

NexPoint Securities, Inc.  
(*fka Highland Capital Funds Distributor, Inc.*)  
(*fka Pyxis Distributors, Inc.*)  
NexPoint Strategic Income Fund  
(*fka NexPoint Opportunistic Credit Fund, fka NexPoint Distressed Strategies Fund*)  
NexPoint Strategic Opportunities Fund  
NexPoint Strategic Opportunities Fund  
(*fka NexPoint Credit Strategies Fund*)  
NexPoint Texas Multifamily Portfolio DST  
(*fka NREA Southeast Portfolio Two, DST*)  
NexPoint WLIF I Borrower, LLC  
NexPoint WLIF I, LLC  
NexPoint WLIF II Borrower, LLC  
NexPoint WLIF II, LLC  
NexPoint WLIF III Borrower, LLC  
NexPoint WLIF III, LLC  
NexPoint WLIF, LLC (Series I)  
NexPoint WLIF, LLC (Series II)  
NexPoint WLIF, LLC (Series III)  
NexStrat LLC  
NexVest, LLC  
NexWash LLC  
NFRO REIT Sub, LLC  
NFRO TRS, LLC  
NHF CCD, Inc.  
NHT 2325 Stemmons, LLC  
NHT Beaverton TRS, LLC  
(*fka NREA Hotel TRS, Inc.*)  
NHT Beaverton, LLC  
NHT Bend TRS, LLC  
NHT Bend, LLC  
NHT Destin TRS, LLC  
NHT Destin, LLC  
NHT DFW Portfolio, LLC  
NHT Holdco, LLC  
NHT Holdings, LLC  
NHT Intermediary, LLC  
NHT Nashville TRS, LLC  
NHT Nashville, LLC  
NHT Olympia TRS, LLC  
NHT Olympia, LLC  
NHT Operating Partnership GP, LLC

NHT Operating Partnership II, LLC  
NHT Operating Partnership, LLC  
NHT Salem, LLC  
NHT SP Parent, LLC  
NHT SP TRS, LLC  
NHT SP, LLC  
NHT Tigard TRS, LLC  
NHT Tigard, LLC  
NHT TRS, Inc.  
NHT Uptown, LLC  
NHT Vancouver TRS, LLC  
NHT Vancouver, LLC  
NLA Assets LLC  
NMRT TRS, Inc.  
NREA Adair DST Manager, LLC  
NREA Adair Investment Co, LLC  
NREA Adair Joint Venture, LLC  
NREA Adair Leaseco Manager, LLC  
NREA Adair Leaseco, LLC  
NREA Adair Property Manager LLC  
NREA Adair, DST  
NREA Ashley Village Investors, LLC  
NREA Cameron Creek Investors, LLC  
NREA Cityplace Hue Investors, LLC  
NREA Crossing Investors LLC  
NREA Crossings Investors, LLC  
NREA Crossings Ridgewood Coinvestment, LLC (*fka NREA Crossings Ridgewood Investors, LLC*)  
NREA DST Holdings, LLC  
NREA El Camino Investors, LLC  
NREA Estates Inc.  
NREA Estates Investment Co, LLC  
NREA Estates Leaseco, LLC  
NREA Estates Manager, LLC  
NREA Estates Property Manager, LLC  
NREA Estates, DST  
NREA Gardens DST Manager LLC  
NREA Gardens DST Manager, LLC  
NREA Gardens Investment Co, LLC  
NREA Gardens Leaseco Manager, LLC  
NREA Gardens Leaseco, LLC  
NREA Gardens Property Manager, LLC  
NREA Gardens Springing LLC  
NREA Gardens Springing Manager, LLC  
NREA Gardens, DST  
NREA Hidden Lake Investment Co, LLC  
NREA Hue Investors, LLC  
NREA Keystone Investors, LLC  
NREA Meritage Inc.  
NREA Meritage Investment Co, LLC  
NREA Meritage Leaseco, LLC  
NREA Meritage Manager, LLC  
NREA Meritage Property Manager, LLC  
NREA Meritage, DST  
NREA Oaks Investors, LLC  
NREA Retreat Investment Co, LLC  
NREA Retreat Leaseco, LLC  
NREA Retreat Manager, LLC  
NREA Retreat Property Manager, LLC  
NREA Retreat, DST  
NREA SE MF Holdings LLC  
NREA SE MF Holdings, LLC  
NREA SE MF Investment Co, LLC  
NREA SE MF Investment Co, LLC  
NREA SE Multifamily LLC  
NREA SE Multifamily, LLC  
NREA SE One Property Manager, LLC  
NREA SE Three Property Manager, LLC  
NREA SE Two Property Manager, LLC  
NREA SE1 Andros Isles Leaseco, LLC  
NREA SE1 Andros Isles Manager, LLC  
NREA SE1 Andros Isles, DST  
(Converted from DK Gateway Andros, LLC)  
NREA SE1 Arborwalk Leaseco, LLC  
NREA SE1 Arborwalk Manager, LLC  
NREA SE1 Arborwalk, DST  
(Converted from MAR Arborwalk, LLC)  
NREA SE1 Towne Crossing Leaseco, LLC  
NREA SE1 Towne Crossing Manager, LLC  
NREA SE1 Towne Crossing, DST  
(Converted from Apartment REIT Towne Crossing, LP)  
NREA SE1 Walker Ranch Leaseco, LLC  
NREA SE1 Walker Ranch Manager, LLC

NREA SE1 Walker Ranch, DST  
(Converted from SOF Walker Ranch Owner, L.P.)

NREA SE2 Hidden Lake Leaseco, LLC  
NREA SE2 Hidden Lake Manager, LLC  
NREA SE2 Hidden Lake, DST  
NREA SE2 Hidden Lake, DST  
(Converted from SOF Hidden Lake SA Owner, L.P.)

NREA SE2 Vista Ridge Leaseco, LLC  
NREA SE2 Vista Ridge Manager, LLC  
NREA SE2 Vista Ridge, DST  
NREA SE2 Vista Ridge, DST  
(Converted from MAR Vista Ridge, L.P.)

NREA SE2 West Place Leaseco, LLC  
NREA SE2 West Place Manager, LLC  
NREA SE2 West Place, DST  
(Converted from Landmark at West Place, LLC)

NREA SE3 Arboleda Leaseco, LLC  
NREA SE3 Arboleda Manager, LLC  
NREA SE3 Arboleda, DST  
(Converted from G&E Apartment REIT Arboleda, LLC)

NREA SE3 Fairways Leaseco, LLC  
NREA SE3 Fairways Manager, LLC  
NREA SE3 Fairways, DST  
(Converted from MAR Fairways, LLC)

NREA SE3 Grand Oasis Leaseco, LLC  
NREA SE3 Grand Oasis Manager, LLC  
NREA SE3 Grand Oasis, DST  
(Converted from Landmark at Grand Oasis, LP)

NREA Southeast Portfolio One Manager, LLC  
NREA Southeast Portfolio One, DST  
NREA Southeast Portfolio One, DST  
NREA Southeast Portfolio Three Manager, LLC  
NREA Southeast Portfolio Three, DST  
NREA Southeast Portfolio Three, DST  
NREA Southeast Portfolio Two Manager, LLC  
NREA Southeast Portfolio Two, DST  
NREA Southeast Portfolio Two, LLC

NREA SOV Investors, LLC  
NREA Uptown TRS, LLC  
NREA VB I LLC  
NREA VB II LLC  
NREA VB III LLC  
NREA VB IV LLC  
NREA VB Pledgor I LLC  
NREA VB Pledgor I, LLC  
NREA VB Pledgor II LLC  
NREA VB Pledgor II, LLC  
NREA VB Pledgor III LLC  
NREA VB Pledgor III, LLC  
NREA VB Pledgor IV LLC  
NREA VB Pledgor IV, LLC  
NREA VB Pledgor V LLC  
NREA VB Pledgor V, LLC  
NREA VB Pledgor VI LLC  
NREA VB Pledgor VI, LLC  
NREA VB Pledgor VII LLC  
NREA VB Pledgor VII, LLC  
NREA VB SM, Inc.  
NREA VB V LLC  
NREA VB VI LLC  
NREA VB VII LLC  
NREA Vista Ridge Investment Co, LLC  
NREC AR Investors, LLC  
NREC BM Investors, LLC  
NREC BP Investors, LLC  
NREC Latitude Investors, LLC  
NREC REIT Sub, Inc.  
NREC TRS, Inc.  
NREC WW Investors, LLC  
NREF OP I Holdco, LLC  
NREF OP I SubHoldco, LLC  
NREF OP I, L.P.  
NREF OP II Holdco, LLC  
NREF OP II SubHoldco, LLC  
NREF OP II, L.P.  
NREF OP IV REIT Sub TRS, LLC  
NREF OP IV REIT Sub, LLC  
NREF OP IV, L.P.  
NREO NW Hospitality Mezz, LLC  
NREO NW Hospitality, LLC



NREO Perilune, LLC  
NREO SAFStor Investors, LLC  
NREO TRS, Inc.  
NRESF REIT Sub, LLC  
NXRT Abbingdon, LLC  
NXRT Atera II, LLC  
NXRT Atera, LLC  
NXRT AZ2, LLC  
NXRT Barrington Mill, LLC  
NXRT Bayberry, LLC  
NXRT Bella Solara, LLC  
NXRT Bella Vista, LLC  
NXRT Bloom, LLC  
NXRT Brandywine GP I, LLC  
NXRT Brandywine GP I, LLC  
NXRT Brandywine GP II, LLC  
NXRT Brandywine GP II, LLC  
NXRT Brandywine LP, LLC  
NXRT Brandywine LP, LLC  
NXRT Brentwood Owner, LLC  
NXRT Brentwood, LLC  
NXRT Cedar Pointe Tenant, LLC  
NXRT Cedar Pointe, LLC  
NXRT Cityview, LLC  
NXRT Cornerstone, LLC  
NXRT Crestmont, LLC  
NXRT Crestmont, LLC  
NXRT Enclave, LLC  
NXRT Glenview, LLC  
NXRT H2 TRS, LLC  
NXRT Heritage, LLC  
NXRT Hollister TRS LLC  
NXRT Hollister, LLC  
NXRT LAS 3, LLC  
NXRT Master Tenant, LLC  
NXRT Nashville Residential, LLC  
NXRT Nashville Residential, LLC (*fka Freedom Nashville Residential, LLC*)  
NXRT North Dallas 3, LLC  
NXRT Old Farm, LLC  
NXRT Pembroke Owner, LLC  
NXRT Pembroke, LLC  
NXRT PHX 3, LLC  
NXRT Radbourne Lake, LLC  
NXRT Rockledge, LLC  
NXRT Sabal Palms, LLC  
NXRT SM, Inc.  
NXRT Steeplechase, LLC  
NXRT Stone Creek, LLC  
NXRT Summers Landing GP, LLC  
NXRT Summers Landing LP, LLC  
NXRT Torreyana, LLC  
NXRT Vanderbilt, LLC  
NXRT West Place, LLC  
NXRTBH AZ2, LLC  
NXRTBH Barrington Mill Owner, LLC  
NXRTBH Barrington Mill SM, Inc.  
NXRTBH Barrington Mill, LLC  
NXRTBH Bayberry, LLC  
NXRTBH Cityview, LLC  
NXRTBH Colonnade, LLC  
NXRTBH Cornerstone Owner, LLC  
NXRTBH Cornerstone SM, Inc.  
NXRTBH Cornerstone, LLC  
NXRTBH Dana Point SM, Inc.  
NXRTBH Dana Point, LLC  
NXRTBH Foothill SM, Inc.  
NXRTBH Foothill, LLC  
NXRTBH Heatherstone SM, Inc.  
NXRTBH Heatherstone, LLC  
NXRTBH Hollister Tenant, LLC  
NXRTBH Hollister, LLC  
NXRTBH Madera SM, Inc.  
NXRTBH Madera, LLC  
NXRTBH McMillan, LLC  
NXRTBH North Dallas 3, LLC  
NXRTBH Old Farm II, LLC  
NXRTBH Old Farm Tenant, LLC  
NXRTBH Old Farm, LLC  
NXRTBH Radbourne Lake, LLC  
NXRTBH Rockledge, LLC  
NXRTBH Sabal Palms, LLC  
NXRTBH Steeplechase, LLC  
(dba Southpoint Reserve at Stoney Creek)-VA  
NXRTBH Stone Creek, LLC  
NXRTBH Vanderbilt, LLC

NXRTBH Versailles SM, Inc.  
NXRTBH Versailles, LLC  
Oak Holdco, LLC  
Oaks CGC, LLC  
Okada Family Revocable Trust  
Oldenburg, Ltd.  
Pam Capital Funding GP Co. Ltd.  
Pam Capital Funding, L.P.  
PamCo Cayman Ltd.  
Park West 1700 Valley View Holdco, LLC  
Park West 2021 Valley View Holdco, LLC  
Park West Holdco, LLC  
Park West Portfolio Holdco, LLC  
Participants of Highland 401K Plan  
Patrick Willoughby-McCabe  
PCMG Trading Partners XXIII, L.P.  
PCMG Trading Partners XXIII, LP  
PDK Toys Holdco, LLC  
Pear Ridge Partners, LLC  
Penant Management GP, LLC  
Penant Management LP  
PensionDanmark Holding A/S  
PensionDanmark  
Pensionsforsikringsaktieselskab  
Peoria Place Development, LLC  
(30% cash contributions - profit participation only)  
Perilune Aero Equity Holdings One, LLC  
Perilune Aviation LLC  
PetroCap Incentive Holdings III. L.P.  
PetroCap Incentive Partners II GP, LLC  
PetroCap Incentive Partners II, L.P.  
PetroCap Incentive Partners III GP, LLC  
PetroCap Incentive Partners III, LP  
PetroCap Management Company LLC  
PetroCap Partners II GP, LLC  
PetroCap Partners II, L.P.  
PetroCap Partners III GP, LLC  
PetroCap Partners III, L.P.  
Pharmacy Ventures I, LLC  
Pharmacy Ventures II, LLC  
Pollack, Ltd.  
Powderhorn, LLC  
PWM1 Holdings, LLC  
PWM1, LLC  
RADCO - Bay Meadows, LLLP  
RADCO - Bay Park, LLLP  
RADCO NREC Bay Meadows Holdings, LLC  
RADCO NREC Bay Park Holdings, LLC  
Ramarim, LLC  
Rand Advisors Series I Insurance Fund  
Rand Advisors Series II Insurance Fund  
Rand Advisors, LLC  
Rand PE Fund I, L.P.  
Rand PE Fund I, L.P. - Series 1  
Rand PE Fund Management, LLC  
Rand PE Holdco, LLC  
Realdania  
Red River CLO, Ltd.  
Red River Investors Corp.  
Riverview Partners SC, LLC  
Rockwall CDO II Ltd.  
Rockwall CDO II, Ltd.  
Rockwall CDO, Ltd.  
Rockwall Investors Corp.  
Rothko, Ltd.  
RTT Bella Solara, LLC  
RTT Bloom, LLC  
RTT Financial, Inc.  
RTT Hollister, LLC  
RTT Rockledge, LLC  
RTT Torreyana, LLC  
SALI Fund Partners, LLC  
SAS Management  
SAS Asset Recovery Ltd.  
San Diego County Employees Retirement Association  
Sandstone Pasadena Apartments, LLC  
Sandstone Pasadena, LLC  
Santa Barbara Foundation (third party)  
Saturn Oil & Gas LLC  
SBC Master Pension Trust  
Scott Matthew Siekielski  
SE Battleground Park, LLC  
SE Battleground Park, LLC

SE Glenview, LLC  
SE Governors Green Holdings, L.L.C.  
SE Governors Green Holdings, L.L.C.  
*(fka SCG Atlas Governors Green Holdings, L.L.C.)*  
  
SE Governors Green I, LLC  
SE Governors Green II, LLC  
SE Governors Green II, LLC  
SE Governors Green REIT, L.L.C.  
SE Governors Green REIT, L.L.C.  
*(fka SCG Atlas Governors Green REIT, L.L.C.)*

SE Governors Green, LLC  
*(fka SCG Atlas Governors Green, L.L.C.)*  
  
SE Gulfstream Isles GP, LLC  
SE Gulfstream Isles GP, LLC  
SE Gulfstream Isles LP, LLC  
SE Gulfstream Isles LP, LLC  
SE Heights at Olde Towne, LLC  
SE Heights at Olde Towne, LLC  
SE Lakes at Renaissance Park GP I, LLC  
SE Lakes at Renaissance Park GP II, LLC  
SE Lakes at Renaissance Park GP II, LLC  
SE Lakes at Renaissance Park LP, LLC  
SE Lakes at Renaissance Park LP, LLC  
SE Multifamily Holdings LLC  
SE Multifamily Holdings, LLC  
SE Multifamily REIT Holdings LLC  
SE Myrtles at Olde Towne, LLC  
SE Myrtles at Olde Towne, LLC  
SE Oak Mill I Holdings, LLC  
SE Oak Mill I Holdings, LLC *(fka SCG Atlas Oak Mill I Holdings, L.L.C.)*  
SE Oak Mill I Owner, LLC *(fka SCG Atlas Oak Mill I, L.L.C.)*  
SE Oak Mill I REIT, LLC  
SE Oak Mill I REIT, LLC *(fka SCG Atlas Oak Mill I REIT, L.L.C.)*  
SE Oak Mill I, LLC  
SE Oak Mill I, LLC  
SE Oak Mill II Holdings, LLC  
SE Oak Mill II Holdings, LLC *(fka SCG Atlas Oak Mill II Holdings, L.L.C.)*

SE Oak Mill II Owner, LLC *(fka SCG Atlas Oak Mill II, L.L.C.)*  
SE Oak Mill II REIT, LLC  
SE Oak Mill II REIT, LLC *(fka SCG Atlas Oak Mill II REIT, L.L.C.)*  
SE Oak Mill II, LLC  
SE Oak Mill II, LLC  
SE Quail Landing, LLC  
SE River Walk, LLC  
SE Riverwalk, LLC  
SE SM, Inc.  
SE Stoney Ridge Holdings, L.L.C. *(fka SCG Atlas Stoney Ridge Holdings, L.L.C.)*  
SE Stoney Ridge Holdings, LLC  
SE Stoney Ridge I, LLC  
SE Stoney Ridge I, LLC  
SE Stoney Ridge II, LLC  
SE Stoney Ridge II, LLC  
SE Stoney Ridge REIT, L.L.C. *(fka SCG Atlas Stoney Ridge REIT, L.L.C.)*  
SE Stoney Ridge REIT, LLC  
SE Stoney Ridge, LLC *(fka SCG Atlas Stoney Ridge, L.L.C.)*  
SE Victoria Park, LLC  
SE Victoria Park, LLC  
Sentinel Re Holdings, Ltd.  
Sentinel Reinsurance Ltd.  
Sentinel Reinsurance Limited  
SFH1, LLC  
SFR WLIF I, LLC  
*(fka NexPoint WLIF I, LLC)*  
SFR WLIF II, LLC  
*(NexPoint WLIF II, LLC)*  
SFR WLIF III, LLC  
*(NexPoint WLIF III, LLC)*  
SFR WLIF Manager, LLC  
*(NexPoint WLIF Manager, LLC)*  
SFR WLIF, LLC  
*(NexPoint WLIF, LLC)*  
SFR WLIF, LLC Series I  
SFR WLIF, LLC Series II  
SFR WLIF, LLC Series III  
SH Castle BioSciences, LLC

Small Cap Equity Sub, LLC  
Socially Responsible Equity Sub, LLC  
SOF Brandywine I Owner, L.P.  
SOF Brandywine II Owner, L.P.  
SOF-X GS Owner, L.P.  
Southfork Cayman Holdings, Ltd.  
Southfork CLO, Ltd.  
Specialty Financial Products Designated  
Activity Company (*fka Specialty Financial  
Products Limited*)  
Spiritus Life, Inc.  
SRL Sponsor LLC  
SRL Whisperwod LLC  
SRL Whisperwood Member LLC  
SRL Whisperwood Venture LLC  
SSB Assets LLC  
Starck, Ltd.  
Stemmons Hospitality, LLC  
Steve Shin  
Stonebridge Capital, Inc.  
Stonebridge-Highland Healthcare Private  
Equity Fund  
Strand Advisors III, Inc.  
Strand Advisors IV, LLC  
Strand Advisors IX, LLC  
Strand Advisors V, LLC  
Strand Advisors XIII, LLC  
Strand Advisors XVI, Inc.  
Strand Advisors, Inc.  
Stratford CLO, Ltd.  
Summers Landing Apartment Investors, L.P.  
Term Loan B  
(10% cash contributions - profit participation  
only)  
The Dallas Foundation  
The Dallas Foundation (third party)  
The Dondero Insurance Rabbi Trust  
The Dugaboy Investment Trust  
The Dugaboy Investment Trust U/T/A Dated  
Nov 15, 2010  
The Get Good Non-Exempt Trust No. 1  
The Get Good Non-Exempt Trust No. 2  
The Get Good Trust  
The Mark and Pamela Okada Family Trust -  
Exempt Descendants' Trust  
The Mark and Pamela Okada Family Trust -  
Exempt Trust #2  
The Ohio State Life Insurance Company  
The Okada Family Foundation, Inc.  
The Okada Insurance Rabbi Trust  
The SLHC Trust  
The Trustees of Columbia University in the  
City of New York  
The Twentysix Investment Trust  
(Third Party Investor)  
Thomas A. Neville  
Thread 55, LLC  
Tihany, Ltd.  
Todd Travers  
Tranquility Lake Apartments Investors, L.P.  
Tuscany Acquisition, LLC  
Uptown at Cityplace Condominium  
Association, Inc.  
US Gaming OpCo, LLC  
US Gaming SPV, LLC  
US Gaming, LLC  
Valhalla CLO, Ltd.  
VB GP LLC  
VB Holding, LLC  
VB One, LLC  
VB OP Holdings LLC  
VBAnnex C GP, LLC  
VBAnnex C Ohio, LLC  
VBAnnex C, LP  
Ventoux Capital, LLC  
(Matt Goetz)  
VineBrook Annex B, L.P.  
VineBrook Annex I, L.P.  
VineBrook Homes Merger Sub II LLC  
VineBrook Homes Merger Sub LLC  
VineBrook Homes OP GP, LLC  
VineBrook Homes Operating Partnership, L.P.  
VineBrook Homes Trust, Inc.  
VineBrook Partners I, L.P.  
VineBrook Partners II, L.P.  
VineBrook Properties, LLC

Virginia Retirement System  
Vizcaya Investment, LLC  
Wake LV Holdings II, Ltd.  
Wake LV Holdings, Ltd.  
Walter Holdco GP, LLC  
Walter Holdco I, Ltd.  
Walter Holdco, L.P.  
Warhol, Ltd.  
Warren Chang  
Westchester CLO, Ltd.  
William L. Britain  
Wright Ltd.  
Wright, Ltd.  
Yellow Metal Merchants, Inc.

**EXHIBIT EE**

accounting or seek approval of any court with respect to the administration of the Claimant Trust, or as a condition for managing any payment or distribution out of the Claimant Trust Assets.

(b) The Claimant Trustee shall provide quarterly reporting to the Oversight Board and Claimant Trust Beneficiaries of (i) the status of the Claimant Trust Assets, (ii) the balance of Cash held by the Claimant Trust (including in each of the Claimant Trust Expense Reserve and Disputed Claim Reserve), (iii) the determination and any re-determination, as applicable, of the total amount allocated to the Disputed Claim Reserve, (iv) the status of Disputed Claims and any resolutions thereof, (v) the status of any litigation, including the pursuit of the Causes of Action, (vi) the Reorganized Debtor's performance, and (vii) operating expenses; provided, however, that the Claimant Trustee may, with respect to any Member of the Oversight Board or Claimant Trust Beneficiary, redact any portion of such reports that relate to such Entity's Claim or Equity Interest, as applicable and any reporting provided to Claimant Trust Beneficiaries may be subject to such Claimant Trust Beneficiary's agreement to maintain confidentiality with respect to any non-public information.

(c) The Claimant Trustee may dispose some or all of the books and records maintained by the Claimant Trustee at the later of (i) such time as the Claimant Trustee determines, with the unanimous consent of the Oversight Board, that the continued possession or maintenance of such books and records is no longer necessary for the benefit of the Claimant Trust, or (ii) upon the termination and winding up of the Claimant Trust under Article IX of this Agreement; provided, however, the Claimant Trustee shall not dispose of any books and records related to the Estate Claims or Employee Claims without the consent of the Litigation Trustee. Notwithstanding the foregoing, the Claimant Trustee shall cause the Reorganized Debtor and its subsidiaries to retain such books and records, and for such periods, as are required to be retained pursuant to Section 204-2 of the Investment Advisers Act or any other applicable laws, rules, or regulations.

### 3.13 Compensation and Reimbursement; Engagement of Professionals.

#### (a) Compensation and Expenses.

(i) Compensation. As compensation for any services rendered by the Claimant Trustee in connection with this Agreement, the Claimant Trustee shall receive compensation of \$150,000 per month ~~(the "Base Salary")~~. Within the first forty-five days following the Confirmation Date, the Claimant Trustee, on the one hand, and the Committee, if prior to the Effective Date, or the Oversight Board, if on or after the Effective Date, on the other, will negotiate go-forward compensation for the Claimant Trustee which will include (a) ~~the Base Salary~~ base salary, (b) a success fee, and (c) severance.

(ii) Expense Reimbursements. All reasonable out-of-pocket expenses of the Claimant Trustee in the performance of his or her duties hereunder, shall be reimbursed as Claimant Trust Expenses paid by the Claimant Trust.

**EXHIBIT FF**



### **Schedule of Contracts and Leases to Be Assumed**

1. Advisory Services Agreement, dated November 21, 2011, effective June 20, 2011, by and between Carey International, Inc., and Highland Capital Management, L.P.
2. Amended and Restated Advisory Services Agreement, dated March 4, 2013, by and between Trussway Holdings, Inc., and Highland Capital Management, L.P.
3. Reference Portfolio Management Agreement, dated March 4, 2004, by and between Highland Capital Management, L.P., and Citibank N.A.
4. Advisory Services Agreement, dated May 25, 2011, by and between CCS Medical, Inc., and Highland Capital Management, L.P.
5. Amended and Restated Advisory Services Agreement, dated February 28, 2013, by and between Cornerstone Healthcare Group Holding, Inc., and Highland Capital Management, L.P.
6. Prime Brokerage Agreement by and between Jefferies LLC and Highland Capital Management, L.P., dated May 24, 2013.
7. Amended and Restated Shared Services Agreement, dated August 21, 2015, by and between Highland Capital Management, L.P., and Falcon E&P Opportunities GP, LLC.
8. Amended and Restated Administrative Services Agreement, effective as of August 21, 2015, by and between Highland Capital Management, L.P., and Petrocap Partners II GP, LLC.
9. Office Lease, between Crescent Investors, L.P., and Highland Capital Management, L.P.
10. Paylocity Corporation Services Agreement, between Highland Capital Management, L.P., and Paylocity Corporation, dated November 19, 2012.
11. Electronic Trading Services Agreement, between SunTrust Robinson Humphrey Inc., and Highland Capital Management, L.P., dated February 6, 2019.
12. Letter Agreement, between FTI Consulting, Inc., and Highland Capital Management, L.P., dated November 19, 2018.
13. Administrative Services Agreement, dated January 1, 2018, between Highland Capital Management, L.P., and Liberty Life Assurance Company of Boston.
14. Electronic Communications: Customer Authorization & Indemnification, between Highland Capital Management, L.P., and The Bank of New York Mellon Corporation, dated August 9, 2016.
15. Letter Agreement, dated August 9, 2016, Electronic Access Terms and Conditions, by and between The Bank of New York Mellon Trust Company, N.A., and Highland Capital Management, L.P.
16. Shared Services Agreement by and between Highland HCF Advisor, Ltd., and Highland Capital Management, L.P., dated effective October 27, 2017.

17. Sub-Advisory Agreement, by and between Highland HCF Advisors, Ltd., and Highland Capital Management, dated effective October 27, 2017.
18. Collateral Management Agreement, dated November 2, 2006, by and between Highland Credit Opportunities CDO Ltd. and Highland Capital Management, L.P.
19. Management Agreement, dated November 15, 2007, between Highland Restoration Capital Partners, L.P., Highland Restoration Capital Partners Offshore, L.P., Highland Restoration Capital Partners Master L.P., Highland Restoration Capital Partners GP, LLC, and Highland Capital Management, L.P.
20. Investment Management Agreement, between Highland Capital Multi-Strategy Fund, L.P., and Highland Capital Management, L.P., dated July 31, 2006.
21. Investment Management Agreement, between Highland Capital Multi-Strategy Master Fund, L.P., and Highland Capital Management, L.P., dated July 31, 2006.
22. Management Agreement, dated August 22, 2007, between and among Highland Capital Management, L.P., and Walkers Fund Services Limited, as trustee of Highland Credit Opportunities Japanese Unit Trust.
23. Third Amended and Restated Investment Management Agreement, by and among Highland Multi Strategy Credit Fund, Ltd., Highland Multi Strategy Credit Fund, L.P., and Highland Capital Management, L.P., dated November 1, 2013.
24. Investment Management Agreement, dated March 31, 2015, by and among Highland Select Equity Master Fund, L.P., Highland Select Equity Fund GP, L.P., and Highland Capital Management, L.P.
25. Amended and Restated Investment Management Agreement, dated February 27, 2017, by and among Highland Prometheus Master Fund L.P., Highland Prometheus Feeder Fund I, L.P., Highland Prometheus Feeder Fund II, L.P., Highland SunBridge GP, LLC, and Highland Capital Management, L.P.
26. Servicing Agreement, dated December 20, 2007, by and among Greenbriar CLO, Ltd., and Highland Capital Management, L.P.
27. Investment Management Agreement, dated November 1, 2007, by and between Longhorn Credit Funding, LLC, and Highland Capital Management, L.P. (as amended)
28. Reference Portfolio Management Agreement, dated August 1, 2016, by and between Highland Capital Management, L.P., and Valhalla CLO, Ltd.
29. Collateral Servicing Agreement, dated December 20, 2006, by and among Highland Park CDO I, Ltd., and Highland Capital Management, L.P.
30. Portfolio Management Agreement, dated March 15, 2005, by and among Southfork CLO Ltd., and Highland Capital Management, L.P.
31. Amended and Restated Portfolio Management Agreement, dated November 30, 2005, by and among Jaspar CLO Ltd., and Highland Capital Management, L.P.
32. Servicing Agreement, dated May 31, 2007, by and among Westchester CLO, Ltd., and Highland Capital Management, L.P.

33. Servicing Agreement, dated May 10, 2006, by and among Rockwall CDO Ltd. and Highland Capital Management, L.P. (as amended)
34. Portfolio Management Agreement, dated December 8, 2005, by and between Liberty CLO, Ltd., and Highland Capital Management, L.P.
35. Servicing Agreement, dated March 27, 2008, by and among Aberdeen Loan Funding, Ltd., and Highland Capital Management, L.P.
36. Servicing Agreement, dated May 9, 2007, by and among Rockwall CDO II Ltd. and Highland Capital Management, L.P.
37. Collateral Management Agreement, by and between, Highland Loan Funding V Ltd. and Highland Capital Management, L.P., dated August 1, 2001.
38. Collateral Management Agreement, dated August 18, 1999, by and between Highland Legacy Limited and Highland Capital Management, L.P.
39. Servicing Agreement, dated November 30, 2006, by and among Grayson CLO Ltd., and Highland Capital Management, L.P. (as amended)
40. Servicing Agreement, dated October 25, 2007, by and among Stratford CLO Ltd., and Highland Capital Management, L.P.
41. Servicing Agreement, dated August 3, 2006, by and among Red River CLO Ltd., and Highland Capital Management, L.P. (as amended)
42. Servicing Agreement, dated December 21, 2006, by and among Brentwood CLO, Ltd., and Highland Capital Management, L.P.
43. Servicing Agreement, dated March 13, 2007, by and among Eastland CLO Ltd., and Highland Capital Management, L.P.
44. Portfolio Management, Agreement, dated October 13, 2005, by and among Gleneagles CLO, Ltd., and Highland Capital Management, L.P.
45. AT&T Managed Internet Service, between Highland Capital Management, L.P. and AT&T Corp., dated February 24, 2015.
46. ViaWest, Master Service Agreement, dated October 3, 2011, between Highland Capital Management, L.P. and ViaWest
47. Stockholders' Agreement, dated April 15, 2005, by and between American Banknote Corporation and Highland Capital Management, L.P.
48. Stockholders' Agreement and Amendment No. 1, dated January 25, 2011, by and between Carey Holdings, Inc. and Highland Capital Management, L.P.
49. Stockholders' Agreement and Amendment, dated March 24, 2010, by and between Cornerstone Healthcare Group Holding, Inc. and Highland Capital Management, L.P.
50. Members' Agreement and Amendment, dated November 15, 2017, by and between Highland CLO Funding, Ltd. and Highland Capital Management, L.P.
51. Stock Purchase and Sale Agreement and Amendment, dated January 16, 2013, by and between Progenics Pharmaceuticals, Inc. and Highland Capital Management, L.P.

52. Stockholders' Agreement and Amendments, dated October 24, 2008, by and between JHT Holdings, Inc. and Highland Capital Management, L.P.
53. Amended and Restated Limited Partnership Agreement of Highland Dynamic Income Fund, L.P., dated February 25, 2013, by and between Highland Dynamic Income Fund GP, LLC and Highland Capital Management, L.P.
54. Highland Multi-Strategy Fund, L.P. Limited Partnership Agreement, dated July 6, 2006, by and between Highland Multi-Strategy Fund GP, L.P. and Highland Capital Management, L.P.
55. Operating Agreement of HE Capital, LLC (as amended), dated September 27, 2007, by and between ENA Capital, LLC Ellman Management Group, Inc. and Highland Capital Management, L.P.
56. Limited Liability Company Agreement of Highland Multi-Strategy Onshore Master SubFund II, LLC, dated February 27, 2007, by and between Highland Multi-Strategy Master Fund, L.P. and Highland Capital Management, L.P.
57. Limited Liability Company Agreement of Highland Multi-Strategy Onshore Master SubFund, LLC, dated July 19, 2006, by and between Highland Multi-Strategy Master Fund, L.P. and Highland Capital Management, L.P.
58. Highland Capital Management, L.P., Limited Liability Company Agreement of Highland Receivables Finance 1, LLC, by and between Highland Capital Management, L.P. and Highland Capital Management, L.P.
59. Agreement of Limited Partnership of Highland Restoration Capital Partners, L.P. and Amendments, dated November 6, 2007, by and between Highland Restoration Capital Partners GP, LLC and Highland Capital Management, L.P.
60. Agreement of Limited Partnership of Highland Select Equity Fund GP, L.P., dated October 2005, by and between Highland Select Equity Fund GP, LLC and Highland Capital Management, L.P.
61. Agreement of Limited Partnership of Penant Management LP, dated December 12, 2012, by and between Penant Management GP, LLC and Highland Capital Management, L.P.
62. Agreement of Limited Partnership of Petrocap Incentive Partners III, LP, dated April 12, 2018, by and between Petrocap Incentive Partners III GP, LLC, Petrocap Incentive Holdings III, LP and Highland Capital Management, L.P.
63. Amended and Restated Agreement of Limited Partnership of Petrocap Partners II, LP, dated October 30, 2014, by and between Petrocap Partners II GP, LLC, Petrocap Incentive Partners II, LP and Highland Capital Management, L.P.
64. Agreement of Limited Partnership of Highland Credit Opportunities CDO GP, L.P., dated December 29, 2005, by and between Highland Credit Opportunities CDO GP, LLC and Highland Capital Management, L.P.
65. Fourth Amended and Restated Limited Partnership Agreement of Highland Multi Strategy Credit Fund, L.P., dated November 1, 2014, by and between Highland Multi Strategy Credit Fund GP, L.P. and Highland Capital Management, L.P.

66. DUO Security, 2 factor authentication, by and between DUO Security and Highland Capital Management, L.P.
67. GoDaddy Domain Registrations, by and between GoDaddy and Highland Capital Management, L.P.
68. Highland Loan Fund, Ltd. et al, Investment Management Agreement, dated July 31, 2001, by and between Highland Loan Fund, Ltd. et al and Highland Capital Management, L.P.
69. E Mailflow Monitoring, by and between Mxtoolbox and Highland Capital Management, L.P.
70. Cloud single sign on for HR related employee login, by and between Onelogin and Highland Capital Management, L.P.
71. Collateral Management Agreement, dated May 19, 1998, by and between Pam Capital Funding LP, Ranger Asset Mgt LP and Highland Capital Management, L.P.
72. Collateral Management Agreement, dated August 6, 1997, by and between Pamco Cayman Ltd., Ranger Asset Mgt LP and Highland Capital Management, L.P.
73. Order Addenda, dated January 28, 2020, by and between CenturyLink Communications, LLC and Highland Capital Management, L.P.
74. Service Agreement (as amended), dated April 1, 2005, by and between Intex Solutions, Inc. and Highland Capital Management, L.P.
75. Amendment No. 1 to Servicing Agreement, October 2, 2007, between Highland Capital Management, L.P. and Red River CLO Ltd. et al
76. Interim Collateral Management Agreement, June 15, 2005, between Highland Capital Management, L.P. and Rockwall CDO Ltd
77. Amendment No. 1 to Servicing Agreement, October 2, 2007, between Highland Capital Management, L.P. and Rockwall CDO Ltd
78. Collateral Servicing Agreement dated December 20, 2006, between Highland Capital Management, L.P. and Highland Park CDO I, Ltd.; The Bank of New York Trust Company, National Association
79. Representations and Warranties Agreement, dated December 20, 2006, between Highland Capital Management, L.P. and Highland Park CDO I, Ltd.
80. Collateral Administration Agreement, dated March 27, 2008, between Highland Capital Management, L.P. and Aberdeen Loan Funding, Ltd.; State Street Bank and Trust Company
81. Collateral Administration Agreement, dated December 20, 2007, between Highland Capital Management, L.P. and Greenbriar CLO, Ltd.; State Street Bank and Trust Company
82. Collateral Acquisition Agreement, dated March 13, 2007, between Highland Capital Management, L.P. and Eastland CLO, Ltd

83. Collateral Administration Agreement, dated March 13, 2007, between Highland Capital Management, L.P. and Eastland CLO, Ltd. and Investors Bank and Trust Company
84. Collateral Administration Agreement, dated October 13, 2005, between Highland Capital Management, L.P. and Gleneagles CLO, Ltd.; JPMorgan Chase Bank, National Association
85. Collateral Acquisition Agreement, dated November 30, 2006, between Highland Capital Management, L.P. and Grayson CLO, Ltd.
86. Collateral Administration Agreement, dated November 30, 2006, between Highland Capital Management, L.P. and Grayson CLO, Ltd.; Investors Bank & Trust Company
87. Collateral Acquisition Agreement, dated August 3, 2006, between Highland Capital Management, L.P. and Red River CLO, Ltd.
88. Collateral Administration Agreement, dated August 3, 2006, between Highland Capital Management, L.P. and Red River CLO, Ltd.; U.S. Bank National Association
89. Master Warehousing and Participation Agreement, dated April 19, 2006, between Highland Capital Management, L.P. and Red River CLO Ltd.; Highland Special Opportunities Holding Company
90. Master Warehousing and Participation Agreement, dated February 2, 2006, between Highland Capital Management, L.P. and Red River CLO Ltd.; MMP-5 Funding, LLC; IXIS Financial Products Inc.
91. Master Warehousing and Participation Agreement (Amendment No. 2), dated May 5, 2006, between Highland Capital Management, L.P. and Red River CLO Ltd.; MMP-5 Funding, LLC; IXIS Financial Products Inc.
92. Master Warehousing and Participation Agreement (Amendment No. 1), dated April 12, 2006, between Highland Capital Management, L.P. and Red River CLO Ltd.; MMP-5 Funding, LLC; IXIS Financial Products Inc.
93. Master Warehousing and Participation Agreement (Amendment No. 3), dated June 22, 2006, between Highland Capital Management, L.P. and Red River CLO Ltd.; MMP-5 Funding, LLC; IXIS Financial Products Inc.
94. Master Warehousing and Participation Agreement (Amendment No. 4), dated July 17, 2006, between Highland Capital Management, L.P. and Red River CLO Ltd.; MMP-5 Funding, LLC; IXIS Financial Products Inc.
95. Collateral Administration Agreement, dated February 2, 2006, between Highland Capital Management, L.P. and Red River CLO Ltd.; U.S. Bank National Association; IXIS Financial Products Inc.
96. Collateral Administration Agreement, dated April 18, 2006, between Highland Capital Management, L.P. and Red River CLO Ltd.; Highland Special Opportunities Holding Company; U.S. Bank National Association
97. Master Participation Agreement, dated June 5, 2006, between Highland Capital Management, L.P. and Red River CLO Ltd.; Grand Central Asset Trust

98. A&R Asset Acquisition Agreement, dated July 18, 2001, between Highland Capital Management, L.P. and Salomon Smith Barney Inc.; Highland Loan Funding V Ltd.
99. A&R Master Participation Agreement, dated July 18, 2001, between Highland Capital Management, L.P. and Salomon Brothers Holding Company; Highland Loan Funding V Ltd.
100. Collateral Acquisition Agreement, dated June 29, 2005, between Highland Capital Management, L.P. and Jasper CLO Ltd.
101. Collateral Administration Agreement, dated June 29, 2005, between Highland Capital Management, L.P. and Jasper CLO Ltd.; JPMorgan Chase Bank, National Association
102. Master Warehousing and Participation Agreement, dated March 24, 2005, between Highland Capital Management, L.P. and Jasper CLO Ltd; MMP-5 Funding, LLC; and IXIS Financial Products Inc.
103. Master Warehousing and Participation Agreement (Amendment No. 1), dated May 16, 2005, between Highland Capital Management, L.P. and Jasper CLO Ltd; MMP-5 Funding, LLC; and IXIS Financial Products Inc.
104. Securities Account Control Agreement, dated June 29, 2005, between Highland Capital Management, L.P. and Highland CDO Opportunity Fund, Ltd.; JPMorgan Chase Bank, National Association
105. Collateral Administration Agreement, dated December 8, 2005, between Highland Capital Management, L.P. and Liberty CLO Ltd.
106. Collateral Administration Agreement, dated May 10, 2006, between Highland Capital Management, L.P. and Rockwall CDO Ltd; JPMorgan Chase Bank, National Association
107. Collateral Administration Agreement, dated May 9, 2007, between Highland Capital Management, L.P. and Rockwall CDO II, Ltd.; Investors Bank & Trust Company
108. Collateral Administration Agreement, dated March 15, 2005, between Highland Capital Management, L.P. and Southfork CLO Ltd.; JPMorgan Chase Bank, National Association
109. Collateral Administration Agreement, dated October 25, 2007, between Highland Capital Management, L.P. and Stratford CLO Ltd.; State Street
110. Collateral Administration Agreement, dated August 18, 2004, between Highland Capital Management, L.P. and Valhalla CLO, Ltd.; JPMorgan Chase Bank
111. Extension/Buy-Out Agreement, dated August 18, 2004, between Highland Capital Management, L.P. and Citigroup Financial Products Inc.; Citigroup Global Markets Inc.
112. Collateral Acquisition Agreement, dated May 31, 2007, between Highland Capital Management, L.P. and Westchester CLO, Ltd.
113. Collateral Administration Agreement, dated May 31, 2007, between Highland Capital Management, L.P. and Westchester CLO, Ltd.; Investors Bank & Trust Company
114. Collateral Administration Agreement, dated December 21, 2006, between Highland Capital Management, L.P. and Brentwood CLO, Ltd.; Investors Bank & Trust Company

115. Indemnification and Guaranty Agreement between Highland Capital Management, Strand Advisors, Inc. and James Seery
116. Indemnification and Guaranty Agreement between Highland Capital Management, Strand Advisors, Inc. and John Dubel
117. Indemnification and Guaranty Agreement between Highland Capital Management, Strand Advisors, Inc. and Russell Nelms
118. Colocation Service Order dated October 14, 2019 between Highland Capital Management and Dawn US Holdings, LLC d/b/a Evoque Date Center Solutions
119. Tradesuite Web Module Services/Agreement between Highland Capital Management and DTCC ITP LLC
120. Bloomberg (Terminal) Agreement No. 306371 between Highland Capital Management and Bloomberg Finance, L.P.<sup>1</sup>
121. Master Service Agreement between Highland Capital Management and Via West
122. Amendment to Bloomberg Order Management System Addendum and Bloomberg Order Management System Schedule of Services Account No. 167969 between Highland Capital Management and Bloomberg Finance, L.P.
123. Fourth Amendment to Software License and Services Agreement between Highland Capital Management and Markit WSO Corporation
124. Master Services Agreement, First Amendment to Master Services Agreement, Second Amendment and Restatement of Master Services Agreement between Highland Capital Management and Siepe Services, LLC
125. Internet Agreement Account No. 831-000-7888-651 between Highland Capital Management and AT&T
126. Landline Fax Agreement Account No. 831-000-2532-176 between Highland Capital Management and AT&T
127. Amazon Web Services Account No. 353534426569 between Highland Capital Management and Amazon Web Service, Inc.
128. Website Hosting Agreement Account No. 325667 between Highland Capital Management and WP Engine

---

<sup>1</sup> The Debtor is currently in discussions with Bloomberg regarding the assumption of this agreement.