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

In re: § **Case No. 19-34054**
§
HIGHLAND CAPITAL MANAGEMENT, L.P. § **Chapter 11**
§
Debtor. §

§
HIGHLAND CAPITAL MANAGEMENT, L.P., §
§
Plaintiff. §
§
v. § **Adversary No. 21-03000**
§
HIGHLAND CAPITAL MANAGEMENT, §
FUND ADVISORS, L.P., NEXPOINT §
ADVISORS, L.P., HIGHLAND INCOME §
FUND, NEXPOINT STRATEGIC §
OPPORTUNITIES FUND, NEXPOINT §
CAPITAL, INC., AND CLO HOLDCO, LTD., §
§
Defendants. §

AGREED MOTION FOR CONTINUANCE OF HEARING



Plaintiff Highland Capital Management, L.P. (the “Debtor”) and Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund, and NexPoint Capital, Inc. (collectively, the “Defendants” and with the Debtor, the “Parties”) hereby file this *Agreed Motion for Continuance of Hearing* (the “Motion”) requesting that the Court continue the hearing on *Plaintiff’s Emergency Motion for a Temporary Restraining Order and Preliminary Injunction against Certain Entities Owned and/or Controlled by Mr. James Dondero* [Docket No. 5] (the “Injunction Motion”) from February 17, 2021 at 9:30 a.m. to February 18, 2021 at 2:30 p.m. (Central Time). In support thereof, the Parties respectfully represent as follows:

1. The Parties respectfully request that the Court continue the hearing on the Injunction Motion from February 17, 2021 to February 18, 2021 starting at 2:30 p.m. (Central Time).

2. Good cause exists for the continuance of the hearing. It was just recently discovered that the February 17 hearing setting conflicts with a prior obligation of Mr. Dondero to be in Family Court for an all-day hearing on his divorce that same day.

3. Given the scheduling conflict, the Parties have agreed to a continuance of the hearing on the Injunction Motion from February 17 to February 18 at 2:30 p.m. (Central Time).

4. This Motion is not sought for delay, but so that justice may be done.

CONCLUSION

For the foregoing reasons, the Parties respectfully request that the Court enter an order granting this Motion and providing the Parties such other and further relief to which they may be justly entitled.

Dated: February 11, 2021.

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NexPoint Strategic Opportunities Fund, and NexPoint
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CERTIFICATE OF SERVICE

I, the undersigned, hereby certify that, on February 11, 2021, a true and correct copy of the foregoing document was served via the Court's CM/ECF system on all parties requesting such service in this Adversary Proceeding.

/s/ Zachery Z. Annable

Zachery Z. Annable