

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

_____ )	
) )	
HIGHLAND CAPITAL MANAGEMENT FUND )	
ADVISORS, L.P., NEXPOINT ADVISORS, L.P., and )	
THE DUGABOY INVESTMENT TRUST, )	
) )	
Appellants, )	Case No: 3:21-cv-01895-D
) )	
vs. )	
) )	
HIGHLAND CAPITAL MANAGEMENT, L.P., )	
) )	
Appellee. )	
_____ )	

**CERTIFICATE OF SERVICE**

I, Esmeralda Aguayo, depose and say that I am employed by Kurtzman Carson Consultants LLC (“KCC”), the claims and noticing agent for the Reorganized Debtor in the bankruptcy case of *Highland Capital Management, L.P.*, Case No. 19-34054-sgj11 (Bankr. N.D. Tex).

On November 5, 2021, at my direction and under my supervision, employees of KCC caused the following document to be served via Electronic Mail upon the service lists attached hereto as **Exhibit A** and **Exhibit B**; and via First Class Mail upon the service lists attached hereto as **Exhibit C** and **Exhibit D**:

- **Appellee’s Reply Brief in Support of its Motion to Dismiss Appeal as Equitably Moot** [Docket No. 25]

Dated: November 12, 2021

/s/ Esmeralda Aguayo  
Esmeralda Aguayo  
KCC  
222 N Pacific Coast Highway, Suite 300  
El Segundo, CA 90245



# **EXHIBIT A**

Description	CreditorName	CreditorNoticeName	Email
Financial Advisor to Official Committee of Unsecured Creditors	FTI Consulting	Earnestiena Cheng, Daniel H O'Brien	Earnestiena.Cheng@fticonsulting.com; Daniel.H.O'Brien@fticonsulting.com
Counsel for the Debtor	Hayward & Associates PLLC	Melissa S. Hayward, Zachery Z. Annable	MHayward@HaywardFirm.com; ZAnnable@HaywardFirm.com
Counsel for the Dugaboy Investment Trust and Get Good Trust	Heller, Draper & Horn, L.L.C.	Douglas S. Draper, Leslie A. Collins, Greta M. Brouphy	ddraper@hellerdraper.com; lcollins@hellerdraper.com; gbrouphy@hellerdraper.com
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.	Munsch Hardt Kopf & Harr, P.C.	Davor Rukavina, Esq., Julian P. Vasek, Esq.	drukavina@munsch.com; jvasek@munsch.com
Counsel for the Debtor	Pachulski Stang Ziehl & Jones LLP	Richard M. Pachulski, Jeffrey N. Pomerantz, Ira D. Kharasch, James E. O'Neill, Robert J. Feinstein, John A. Morris, Gregory V. Demo	rpachulski@pszjlaw.com; jpomerantz@pszjlaw.com; ikharasch@pszjlaw.com; joneill@pszjlaw.com; rfeinstein@pszjlaw.com; jmorris@pszjlaw.com; gdemo@pszjlaw.com
Counsel for Official Committee of Unsecured Creditors	Sidley Austin LLP	Matthew Clemente, Alyssa Russell, Elliot A. Bromagen, Dennis M. Twomey	mclemente@sidley.com; alyssa.russell@sidley.com; ebromagen@sidley.com; dtwomey@sidley.com
Counsel for Official Committee of Unsecured Creditors	Sidley Austin LLP	Penny P. Reid, Paige Holden Montgomery, Juliana Hoffman, Chandler M. Rognes	preid@sidley.com; pmontgomery@sidley.com; jhoffman@sidley.com; crognes@sidley.com
Bankruptcy Judge	US Bankruptcy Court	Hon. Stacey G Jernigan	sgj_settings@txnb.uscourts.gov

# **EXHIBIT B**

Description	CreditorName	CreditorNoticeName	Email
Counsel to James Dondero, Highland Capital Management Fund Advisors LP, NexPoint Advisors LP, The Dugaboy Investment Trust, The Get Good Trust and NexPoint Real Estate Partners, LLC (f/k/a HCRE Partners, LLC )	Crawford Wishnew & Lang	Michael J Lang	mlang@cwl.law
Counsel for the Dugaboy Investment Trust and Get Good Trust	Heller, Draper & Horn, L.L.C.	Douglas S. Draper, Leslie A. Collins, Greta M. Brouphy	ddraper@hellerdraper.com; lcollins@hellerdraper.com; gbrouphy@hellerdraper.com
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.	K&L Gates LLP	A. Lee Hogewood, III	Lee.hogewood@klgates.com
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.	K&L Gates LLP	Artoush Varshosaz	artoush.varshosaz@klgates.com
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.	K&L Gates LLP	James A. Wright III	james.wright@klgates.com
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.	K&L Gates LLP	Stephen G. Topetzes	stephen.topetzes@klgates.com
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., et al	K&L Gates LLP	David R. Fine	david.fine@klgates.com
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., et al	K&L Gates LLP	Emily K. Mather	emily.mather@klgates.com
Attorneys for Appellant Nexpoint Advisors, L.P. and Highland Capital Management Fund Advisors, L.P.	Munsch Hardt Kopf & Harr, P.C.	Davor Rukavina, Esq., Julian P. Vasek, Esq.	drukavina@munsch.com; jvasek@munsch.com
Counsel for CLO Holdco, Ltd.	Myers Bigel P.A.	Grant Scott, Director	gscott@myersbigel.com

# **EXHIBIT C**

Exhibit C  
 Civil Action Service List  
 Served via First Class Mail

Description	CreditorName	CreditorNoticeName	Address1	Address2	Address3	City	State	Zip
Counsel for the Dugaboy Investment Trust and Get Good Trust	Heller, Draper & Horn, L.L.C.	Douglas S. Draper, Leslie A. Collins, Greta M. Brouphy	650 Poydras Street, Suite 2500			New Orleans	LA	70130
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.	Munsch Hardt Kopf & Harr, P.C.	Davor Rukavina, Esq., Julian P. Vasek, Esq.	3800 Ross Tower	500 N. Akard Street		Dallas	TX	75202
Bankruptcy Judge	US Bankruptcy Court	Hon. Stacey G Jernigan	Chambers of Judge Stacey G C Jernigan	1100 Commerce St	Room 1254	Dallas	TX	75242-1496

# **EXHIBIT D**



Description	CreditorName	CreditorNoticeName	Address1	Address2	City	State	Zip
Counsel to James Dondero, Highland Capital Management Fund Advisors LP, NexPoint Advisors LP, The Dugaboy Investment Trust, The Get Good Trust and NexPoint Real Estate Partners, LLC (f/k/a HCRE Partners, LLC )	Crawford Wishnew & Lang	Michael J Lang	1700 Pacific Avenue Suite 2390		Dallas	TX	75201
Counsel for the Dugaboy Investment Trust and Get Good Trust	Heller, Draper & Horn, L.L.C.	Douglas S. Draper, Leslie A. Collins, Greta M. Brophy	650 Poydras Street, Suite 2500		New Orleans	LA	70130
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.	K&L Gates LLP	A. Lee Hogewood, III	4350 Lassiter at North Hills Avenue Suite 300		Raleigh	NC	27609
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.	K&L Gates LLP	Artoush Varshosaz	1717 Main Street, Suite 2800		Dallas	TX	75201
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.	K&L Gates LLP	James A. Wright III	1 Lincoln Street		Boston	MA	02110
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Highland Income Fund, NexPoint Strategic Opportunities Fund and NexPoint Capital Inc.	K&L Gates LLP	Stephen G. Topetzes	1601 K Street, NW		Washington	DC	20006-1600
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., et al	K&L Gates LLP	David R. Fine	17 North Second Street	18th Floor	Harrisburg	PA	17101
Counsel for Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., et al	K&L Gates LLP	Emily K. Mather	4350 Lassiter at North Hills Avenue Suite 300		Raleigh	NC	27609
Attorneys for Appellant Nexpoint Advisors, L.P. and Highland Capital Management Fund Advisors, L.P.	Munsch Hardt Kopf & Harr, P.C.	Davor Rukavina, Esq., Julian P. Vasek, Esq.	500 North Akard St., Ste. 3800		Dallas	TX	75202-6659
Counsel for CLO Holdco, Ltd.	Myers Bigel P.A.	Grant Scott, Director	4140 Park Lake Ave, Ste 600		Raleigh	NC	27612