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*Counsel for Highland Capital Management, L.P.*

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

In re:

HIGHLAND CAPITAL MANAGEMENT, L.P.,<sup>1</sup>

Reorganized Debtor.

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

vs.

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.

§  
§ Chapter 11  
§  
§ Case No. 19-34054-sgj11  
§  
§  
§  
§ Adversary Proceeding No.  
§  
§ 21-03000-sgj  
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<sup>1</sup> The Reorganized Debtor's last four digits of its taxpayer identification number are (6725). The headquarters and service address for the above-captioned Reorganized Debtor is 100 Crescent Court, Suite 1850, Dallas, TX 75201.



**AGREED NOTICE OF VOLUNTARY DISMISSAL OF COMPLAINT**

**PLEASE TAKE NOTICE** that, pursuant to Rule 41(a) of the Federal Rules of Civil Procedure, as made applicable hereto by Rule 7041 of the Federal Rules of Bankruptcy Procedure, Plaintiff Highland Capital Management, L.P. ("Highland"), the plaintiff in the above-captioned adversary proceeding (the "Adversary Proceeding"), on the one hand, and Highland Capital Management Fund Advisors ("HCMFA"), NexPoint Advisors, L.P. ("NexPoint"), and together with HCMFA, the "Advisors"), Highland Income Fund, NexPoint Strategic Opportunities Fund, and NexPoint Capital Inc. (collectively, the "Funds," and together with the Advisors, the "Defendants"), hereby agree to dismiss with prejudice *Plaintiff Highland Capital Management, L.P.'s Verified Original Complaint for Declaratory and Injunctive Relief* [Docket No. 1] (the "Complaint").

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Dated: November 22, 2021.

**PACHULSKI STANG ZIEHL & JONES LLP**

*/s/ John A. Morris*

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*/s/ A. Lee Hogewood, III*

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**- and -**

**MUNSCH HARDT KOPF & HARR, P.C.**

*/s/ Davor Rukavina*

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