



CLERK, U.S. BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS

**ENTERED**

THE DATE OF ENTRY IS ON  
THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

Signed January 24, 2022

United States Bankruptcy Judge

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

**HIGHLAND CAPITAL MANAGEMENT, L.P.,**

**Plaintiff,**

vs.

**JAMES DONDERO, NANCY DONDERO, AND  
THE DUGABOY INVESTMENT TRUST,**

**Defendants.**

Adv. Proc. No. 21-03003

**HIGHLAND CAPITAL MANAGEMENT, L.P.,**

**Plaintiff,**

vs.

**HIGHLAND CAPITAL MANAGEMENT FUND  
ADVISORS, L.P.,**

**Defendant.**

Adv. Proc. No. 21-03004-sgj

ORDER GRANTING AMENDED AGREED EMERGENCY MOTION FOR LEAVE TO  
EXCEED PAGE LIMIT FOR DEFENDANTS' RESPONSE TO PLAINTIFF'S  
MOTION FOR PARTIAL SUMMARY JUDGMENT



<p><b>HIGHLAND CAPITAL MANAGEMENT, L.P.,</b></p> <p><b>Plaintiff,</b></p> <p>vs.</p> <p><b>NEXPOINT ADVISORS, L.P., JAMES DONDERO, NANCY DONDERO, AND THE DUGABOY INVESTMENT TRUST,</b></p> <p><b>Defendants.</b></p>	<p><b>Adv. Proc. No. 21-03005</b></p>
<p><b>HIGHLAND CAPITAL MANAGEMENT, L.P.,</b></p> <p><b>Plaintiff,</b></p> <p>vs.</p> <p><b>HIGHLAND CAPITAL MANAGEMENT SERVICES, INC., JAMES DONDERO, NANCY DONDERO, AND THE DUGABOY INVESTMENT TRUST,</b></p> <p><b>Defendants.</b></p>	<p><b>Adv. Proc. No. 21-03006</b></p>
<p><b>HIGHLAND CAPITAL MANAGEMENT, L.P.,</b></p> <p><b>Plaintiff,</b></p> <p>vs.</p> <p><b>HCRE PARTNERS, LLC (n/k/a NexPoint Real Estate Partners, LLC), JAMES DONDERO, NANCY DONDERO, AND THE DUGABOY INVESTMENT TRUST,</b></p> <p><b>Defendants.</b></p>	<p><b>Adv. Proc. No. 21-03007</b></p>

**ORDER GRANTING AMENDED AGREED EMERGENCY MOTION FOR LEAVE TO  
EXCEED PAGE LIMIT FOR DEFENDANTS' RESPONSE TO PLAINTIFF'S MOTION  
FOR PARTIAL SUMMARY JUDGMENT**

On this date, the Court considered the *Amended Agreed Emergency Motion for Leave to Exceed Page Limit for Defendants' Response to Plaintiff's Motion for Partial Summary Judgment*

(the “Motion”)<sup>1</sup> filed by the Defendants in each of the above-captioned adversary proceedings on January 20, 2022. Upon consideration of the Motion, and the fact that Plaintiff Highland Capital Management, L.P. (“Plaintiff”) is unopposed to the Motion, the Court finds that the Motion is well taken and should be granted. Accordingly, the Court finds that just cause exists for entry of the following order. It is therefore

**ORDERED** that the Motion is **GRANTED** as set forth herein. It is further

**ORDERED** that the Defendants’ brief in support of their response to Plaintiff’s Motion for Partial Summary Judgment may exceed the page limit mandated by L.B.R. 7056-1(e)(2) by no more than five (5) additional pages.

###END OF ORDER###

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<sup>1</sup> The relief requested in the Motion was amended by Defendants pursuant to an agreement with the Plaintiff that was announced to the Court by email dated January 20, 2022. Defendants thereafter filed an amended motion with this Court indicating that they seek only to exceed the summary judgment brief page limit by five (5) pages.

United States Bankruptcy Court  
Northern District of Texas

Highland Capital Management, L.P.,  
Plaintiff  
Dondero,  
Defendant

Adv. Proc. No. 21-03003-sgj

**CERTIFICATE OF NOTICE**

District/off: 0539-3

User: admin

Page 1 of 2

Date Rcvd: Jan 24, 2022

Form ID: pdf001

Total Noticed: 1

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

**Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 26, 2022:**

NONE

**Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.**

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
ust	+ Email/Text: ustregion06.da.ecf@usdoj.gov	Jan 24 2022 21:28:00	United States Trustee, 1100 Commerce Street, Room 976, Dallas, TX 75242-0996

TOTAL: 1

**BYPASSED RECIPIENTS**

The following addresses were not sent this bankruptcy notice due to an undeliverable address, \*duplicate of an address listed above, \*P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

NONE

**NOTICE CERTIFICATION**

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

**Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.**

Date: Jan 26, 2022

Signature:           /s/Joseph Speetjens          

**CM/ECF NOTICE OF ELECTRONIC FILING**

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 24, 2022 at the address(es) listed below:

Name	Email Address
Bryan C. Assink	on behalf of Defendant James Dondero bryan.assink@bondsellis.com
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Deborah Rose Deitsch-Perez	on behalf of Defendant Nancy Dondero deborah.deitschperez@stinson.com patricia.tomasky@stinson.com;kinga.mccoy@stinson.com

District/off: 0539-3  
Date Rcvd: Jan 24, 2022

User: admin  
Form ID: pdf001

Page 2 of 2  
Total Noticed: 1

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TOTAL: 14