



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 February 1, 2022

United States Bankruptcy Judge

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

<p>In re: HIGHLAND CAPITAL MANAGEMENT, L.P., Reorganized Debtor.</p>	
<p>SCOTT BYRON ELLINGTON, Petitioner, v. PATRICK DAUGHERTY, Respondent.</p>	

Chapter 11
Case No. 19-34054-sgj11

Adv. Pro. No. 22-03003-sgj
*Removed from the 101st Judicial
District Court of Dallas County,
Texas Cause No. DC-22-0304*

**ORDER DENYING SCOTT ELLINGTON'S
MOTION FOR SETTING AND REQUEST FOR EXPEDITED HEARING**

Upon consideration of *Scott Ellington's Motion for Expedited Hearing* [Docket No. 4] (the "*Motion to Expedite*") and *Patrick Daugherty's Response to Scott Ellington's Motion for Setting and Request for Expedited Hearing* (the "*Response*") [Docket No. 5] and that sufficient notice of



the Motion to Expedite having been given; and having determined that the relief requested is not warranted at this time, it is hereby ORDERED:

1. The Motion to Expedite is DENIED.
2. A hearing on *Scott Ellington's Emergency Motion to Abstain and to Remand* [Dkt. No. 3] will be set in the due course of business.
3. As agreed in the Response, Patrick Daughtery shall abide by the terms of the Temporary Restraining Order issued by the state court pending the Court's disposition of the Motion to Remand, and further order of this Court or the state court.

End of Order

Proposed form of order prepared by:

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Co-Counsel for Scott Ellington

United States Bankruptcy Court
Northern District of Texas

Ellington,
Plaintiff
Daugherty,
Defendant

Adv. Proc. No. 22-03003-sgj

CERTIFICATE OF NOTICE

District/off: 0539-3

User: admin

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Date Rcvd: Feb 02, 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 Feb 04, 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	Feb 02 2022 23:23:00	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: Feb 04, 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 February 2, 2022 at the address(es) listed below:

Name	Email Address
Frances Anne Smith	on behalf of Plaintiff Scott Byron Ellington frances.smith@judithwross.com michael.coulombe@judithwross.com
Jason S. Brookner	on behalf of Defendant Patrick Daugherty jbrookner@grayreed.com lwebb@grayreed.com;acarson@grayreed.com

TOTAL: 2