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 John A. Morris (NY Bar No. 2405397) (*admitted pro hac vice*)  
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*Counsel for Highland Capital Management, L.P.*

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

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HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

vs.

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

Defendants.

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Adv. Proc. No. 21-03003-sgj

Case No. 3:21-cv-00881-X



HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

vs.

HIGHLAND CAPITAL MANAGEMENT FUND  
ADVISORS, L.P.,

Defendant.

Adv. Proc. No. 21-03004-sgj

Case No. 3:21-cv-00881-X

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

vs.

NEXPOINT ADVISORS, L.P., JAMES  
DONDERO, NANCY DONDERO, AND  
THE DUGABOY INVESTMENT TRUST,

Defendants.

Adv. Proc. No. 21-03005-sgj

Case No. 3:21-cv-00881-X

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

vs.

HIGHLAND CAPITAL MANAGEMENT  
SERVICES, INC., JAMES DONDERO,  
NANCY DONDERO, AND THE DUGABOY  
INVESTMENT TRUST,

Defendants.

Adv. Proc. No. 21-03006-sgj

Case No. 3:21-cv-00881-X

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

vs.

HCRE PARTNERS, LLC (n/k/a NexPoint Real Estate Partners, LLC), JAMES DONDERO, NANCY DONDERO, AND THE DUGABOY INVESTMENT TRUST,

Defendants.

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Adv. Proc. No. 21-03007-sgj

Case No. 3:21-cv-00881-X

**HIGHLAND CAPITAL MANAGEMENT, L.P.’S MOTION FOR LEAVE TO SUPPLEMENT BACKUP DOCUMENTATION IN SUPPORT OF PROPOSED JUDGMENT**

Highland Capital Management, L.P. (the “Plaintiff” or “Highland”), by and through its undersigned counsel, hereby files this motion (the “Motion”) to supplement its backup documentation (the “Backup Documentation”) in support of its *Notice of Attorneys’ Fees Calculation and Backup Documentation*<sup>1</sup> (the “Notice of Attorneys’ Fees”) in support of its *Proposed Form of Judgment* (the “Proposed Judgment”) in connection with the above-captioned adversary proceedings (the “Adversary Proceedings” or “Notes Litigation”).

**I. RELEVANT BACKGROUND**

1. On December 17, 2021, Plaintiff moved for summary judgment in the Adversary Proceedings against Highland Capital Management Fund Advisors, L.P. (“HCMFA”), and for partial summary judgment against James D. Dondero (“Dondero”), NexPoint Advisors, L.P. (“NexPoint”), Highland Capital Management Services, Inc. (“HCMS”), and HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC) (“HCRE”) (collectively, the “Defendants”). *See Adv.*

<sup>1</sup> *See Adv. Pro. No. 21-03003 at Docket No. 197; Adv. Pro. No. 21-03004 at Docket No. 169; Adv. Pro. No. 21-03005 at Docket No. 214; Adv. Pro. No. 21-03006 at Docket No. 219; and Adv. Pro. No. 21-03007 at Docket No. 214.*

Proc. Nos. 21-03003-sgj at Docket No. 132;<sup>2</sup> 21-03004-sgj at Docket No. 83; 21-03005-sgj at Docket No. 131; 21-03006-sgj at Docket No. 129; and 21-03007-sgj at Docket No. 124 (collectively referred to as the “Motion for Summary Judgment”). Oral argument on the Motion for Summary Judgment was held on April 20, 2022.

2. On July 20, 2022, the Bankruptcy Court issued its *Report and Recommendation to the District Court: Court Should Grant Plaintiff’s Motion for Partial Summary Judgment Against All Five Note Maker Defendants (With Respect to All Sixteen Promissory Notes) in the Above-Referenced Consolidated Note Actions* [D. Ct. Docket No. 50-1]<sup>3</sup> (the “R&R”), in which it recommended that this Court grant the Motion for Summary Judgment against all Defendants.

3. On August 5, 2022, in accordance with the Bankruptcy Court’s directive in the R&R, Highland filed the Notice of Attorneys’ Fees with respect to, among other things, Plaintiff’s cost of collection arising from legal services provided by its lead counsel, Pachulski Stang Ziehl & Jones LLP (“PSZJ”).

4. On August 23, 2022, Defendants filed their objections to (a) the R&R<sup>4</sup> (the “R&R Objection”) and (b) the Proposed Judgment<sup>5</sup> (the “Proposed Judgment Objection”).

5. As relevant here, Defendants objected to the Proposed Judgment on the ground that, in pertinent part, there was an alleged “math error” of \$395,996.50, *see* Proposed Judgment Objection at 5-6 (the “Alleged Math Error”), and “[t]here may be a small portion of that amount

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<sup>2</sup> Refers to the docket maintained in the United States Bankruptcy Court for the Northern District of Texas, Dallas Division (the “Bankruptcy Court”).

<sup>3</sup> Refers to the docket maintained in the District Court.

<sup>4</sup> *See* D. Ct. Docket Nos. 62 and 63.

<sup>5</sup> *See* Adv. Pro. No. 21-03003 at Docket No. 204; Adv. Pro. No. 21-03004 at Docket No. 173; Adv. Pro. No. 21-03005 at Docket No. 221; Adv. Pro. No. 21-03006 at Docket No. 226; and Adv. Pro. No. 21-03007 at Docket No. 221.

attributable to partially redacted entries for which the total was redacted, making it unduly difficult to decipher,” *id.* at 6 n. 2 (the “Relevant Objection”).

6. On September 20, 2022, Highland’s counsel emailed Defendants’ counsel in an attempt to resolve the Relevant Objection. **Morris Dec. Ex. A.**<sup>6</sup>

7. Specifically, Highland’s counsel informed Defendants’ counsel that there is no Alleged Math Error because there are two simple reasons for the discrepancy: (a) Highland inadvertently omitted from its Backup Documentation the invoices for January and February 2022, and (b) some entries were redacted because they referred to tasks unrelated to the Notes Litigation, but the unredacted time should be added up and multiplied by the hourly rate of the applicable timekeeper. **Morris Dec. Ex. A.** Highland also attached to its email, *inter alia*, the invoices for January and February 2022 (the “Supplemental Invoices”), which total \$307,493.50 (and which therefore accounts for almost 80% of the Alleged Math Error). **Morris Dec. Ex B** and **Ex. C**, respectively.

8. Highland’s counsel also proposed to stipulate to this issue in order to reduce the burden on the Court, advising Defendants’ counsel that if they did not respond by noon on Friday, September 23, 2022, Highland would move for leave to supplement the Backup Documentation with the Supplemental Invoices. **Morris Dec. Ex. A.**

9. Defendants’ counsel did not respond by September 23, 2022 (or anytime thereafter). Accordingly, Highland files the instant Motion.

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<sup>6</sup> References to “Morris Dec.” are to the *Declaration of John A. Morris in Support of Highland Capital Management, L.P.’s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment*, filed concurrently herewith.

**II. RELIEF REQUESTED**

10. Highland respectfully requests leave, pursuant to Local Rule 56.7, to supplement the Backup Documentation with the Supplemental Invoices, as the Supplemental Invoices were inadvertently omitted from the Backup Documentation when the Notice of Attorneys' Fees was originally filed on August 5, 2022.

**III. CONCLUSION**

WHEREFORE, Highland respectfully requests that the Court enter an order, substantially in the form attached hereto as **Exhibit A**, granting Highland leave to supplement its Backup Documentation with the Supplemental Invoices, and granting Highland such other and further relief it deems just and proper.

*[Remainder of Page Intentionally Blank]*

Dated: September 27, 2022.

**PACHULSKI STANG ZIEHL & JONES LLP**

Jeffrey N. Pomerantz (CA Bar No. 143717)  
John A. Morris (NY Bar No. 2405397)  
Gregory V. Demo (NY Bar No. 5371992)  
Hayley R. Winograd (NY Bar No. 5612569)  
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jmorris@pszjlaw.com  
gdemo@pszjlaw.com  
hwinograd@pszjlaw.com

- and -

**HAYWARD PLLC**

/s/ Zachery Z. Annable  
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*Counsel for Highland Capital Management, L.P.*

**CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that, on September 20, 2022, counsel for Highland corresponded with counsel for Defendants regarding the relief requested in the foregoing Motion, and counsel for Defendants did not respond regarding the relief requested in the Motion.

/s/ Zachery Z. Annable  
Zachery Z. Annable



**EXHIBIT A**

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

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HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

vs.

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

Defendants.  
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Adv. Proc. No. 21-03003-sgj

Case No. 3:21-cv-00881-X

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

vs.

HIGHLAND CAPITAL MANAGEMENT FUND  
ADVISORS, L.P.,

Defendant.

Adv. Proc. No. 21-03004-sgj

Case No. 3:21-cv-00881-X

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

vs.

NEXPOINT ADVISORS, L.P., JAMES  
DONDERO, NANCY DONDERO, AND  
THE DUGABOY INVESTMENT TRUST,

Defendants.

Adv. Proc. No. 21-03005-sgj

Case No. 3:21-cv-00881-X

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Plaintiff,

vs.

HIGHLAND CAPITAL MANAGEMENT  
SERVICES, INC., JAMES DONDERO,  
NANCY DONDERO, AND THE DUGABOY  
INVESTMENT TRUST,

Defendants.

Adv. Proc. No. 21-03006-sgj

Case No. 3:21-cv-00881-X

HIGHLAND CAPITAL MANAGEMENT, L.P.,	§	
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Plaintiff,	§	Adv. Proc. No. 21-03007-sgj
	§	
vs.	§	
	§	
HCRE PARTNERS, LLC (n/k/a NexPoint	§	Case No. 3:21-cv-00881-X
Real Estate Partners, LLC), JAMES	§	
DONDERO, NANCY DONDERO, AND	§	
THE DUGABOY INVESTMENT TRUST,	§	
	§	
Defendants.	§	

**ORDER GRANTING  
 HIGHLAND CAPITAL MANAGEMENT, L.P.’S MOTION FOR LEAVE TO SUPPLEMENT  
 BACKUP DOCUMENTATION IN SUPPORT OF PROPOSED JUDGMENT**

Upon consideration of *Highland Capital Management, L.P.’s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment* [Docket No. \_\_\_] (the “Motion”)<sup>1</sup> filed by Highland Capital Management, L.P. (“Highland” or “Plaintiff”), the plaintiff in the above-captioned Adversary Proceedings; and this Court having considered the arguments and evidence set forth in (a) the Motion; (b) the *Declaration of John A. Morris in Support of Highland Capital Management, L.P.’s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment* [Docket No. \_\_\_] (the “Morris Dec.”); and (c) the exhibits annexed to the Morris Dec.; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and this Court having found that venue of this proceeding and the Motion in this District is proper pursuant to 28 U.S.C. § 1409; and this Court having found that the Plaintiff’s notice of the Motion and opportunity for a hearing on the Motion was appropriate and that no other notice need be provided; and upon all of the proceedings had before this Court; and after due

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<sup>1</sup> Capitalized terms not defined herein shall take on the meaning ascribed thereto in the Motion.

deliberation and sufficient cause appearing therefor, it is **HEREBY ORDERED THAT**:

1. The Motion is **GRANTED**.
2. The Backup Documentation to the Notice of Attorneys' Fees in support of the Proposed Judgment is hereby deemed supplemented with the Supplemental Invoices, as attached to the Morris Dec. as Exhibits B and C, which is attached hereto as **Exhibit 1**.

###End of Order###

# **EXHIBIT 1**

**Pachulski Stang Ziehl & Jones LLP**

10100 Santa Monica Blvd.  
13th Floor  
Los Angeles, CA 90067

January 31, 2022

Board of Directors  
Highland Capital Management LP  
100 Crescent Court, Suite 1850  
Dallas, TX 75201

Invoice 129683

Client 36027

Matter 00004

**JNP**

RE: Notes Litigation

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**STATEMENT OF PROFESSIONAL SERVICES RENDERED THROUGH 01/31/2022**

FEES	\$140,045.50
<b>TOTAL CURRENT CHARGES</b>	<b>\$140,045.50</b>
<b>TOTAL BALANCE DUE</b>	<b>\$140,045.50</b>

Pachulski Stang Ziehl & Jones LLP  
Highland Capital Management LP  
36027 -00004

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January 31, 2022

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**Summary of Services by Professional**

<u>ID</u>	<u>Name</u>	<u>Title</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
GVD	Demo, Gregory Vincent	Counsel	1095.00	1.50	\$1,642.50
HRW	Winograd , Hayley R.	Associate	750.00	83.50	\$62,625.00
JAK	Kroop, Jordan A.	Counsel	1195.00	0.80	\$956.00
JAM	Morris, John A.	Partner	1395.00	42.30	\$59,008.50
JE	Elkin, Judith	Counsel	1325.00	1.20	\$1,590.00
JMF	Fried, Joshua M.	Partner	1145.00	2.80	\$3,206.00
JNP	Pomerantz, Jeffrey N.	Partner	1445.00	3.00	\$4,335.00
LSC	Canty, La Asia S.	Paralegal	495.00	13.50	\$6,682.50
				<u>148.60</u>	<u>\$140,045.50</u>



Pachulski Stang Ziehl & Jones LLP  
Highland Capital Management LP  
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Invoice 129683  
January 31, 2022

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**Summary of Services by Task Code**

<u>Task Code</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
		148.60	\$140,045.50
		148.60	<u>\$140,045.50</u>

Pachulski Stang Ziehl & Jones LLP  
 Highland Capital Management LP  
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 January 31, 2022

			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
06/13/2021	HRW	Call with J. Morris, J. Pomerantz, and J. Kroop (0.8).	0.80	750.00	\$600.00
06/13/2021	HRW	Review motion to dismiss in notes litigations (2.0).	2.00	750.00	\$1,500.00
01/04/2022	JAM	E-mails w/ D. Rukavina, Z. Annable re: hearing on HCMFA motion for leave to amend and Sauter testimony (0.2).	0.20	1395.00	\$279.00
01/05/2022	JNP	Review motion to reconsider notes; Conference with Gregory V. Demo and John A. Morris regarding same.	0.30	1445.00	\$433.50
01/05/2022	JMF	Review motion for reconsideration of order denying expert disclosure.	0.30	1145.00	\$343.50
01/05/2022	JAM	Tel c. w/ L. Canty re: witness and exhibit list (0.1); communications w/ J. Seery, D. Klos re: default letter to HCRE (0.1).	0.20	1395.00	\$279.00
01/05/2022	LSC	Preparation of exhibit list and exhibits for 1_10_22 hearing on HCMFA's second motion to amend.	1.70	495.00	\$841.50
01/06/2022	JNP	Conference with John A. Morris regarding upcoming hearing on answer amendment and related issues.	0.30	1445.00	\$433.50
01/06/2022	JAM	E-mails w/ Z. Annable, J. Pomerantz, G. Demo, H. Winograd re: cross-examination of Sauter and communications with Court (0.3).	0.30	1395.00	\$418.50
01/06/2022	LSC	Preparation of materials for 1_10_22 hearing on HCMFA second motion to amend (.5); finalize and transmit exhibits to local counsel for filing (.6).	1.10	495.00	\$544.50
01/06/2022	JE	Review order to consolidate, motion on discovery to district court and related briefing and various related pleadings.	1.20	1325.00	\$1,590.00
01/06/2022	HRW	Email J. Pomerantz, J. Morris, G. Demo re: Order consolidating notes cases (0.2).	0.20	750.00	\$150.00
01/06/2022	HRW	Review Order consolidating notes cases (0.3).	0.30	750.00	\$225.00
01/07/2022	JMF	Review reply re motion to amend amend answers in notes litigation.	0.50	1145.00	\$572.50
01/07/2022	JAM	Prepare for evidentiary hearing on HCMFA's motion for leave to amend answer (1.2).	1.20	1395.00	\$1,674.00
01/07/2022	HRW	Research re: appeal of order denying motion to extend discovery (1.0).	1.00	750.00	\$750.00
01/07/2022	HRW	Email J. Morris, J. Pomerantz, G. Demo re: HCMFA	0.10	750.00	\$75.00

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			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
		reply ISO second motion to amend the answer (0.1).			
01/07/2022	HRW	Review HCMFA reply ISO second motion to amend the answer (0.8).	0.80	750.00	\$600.00
01/07/2022	HRW	Email J. Pomerantz, J. Morris, G. Demo re: appeal of order denying motion to extend discovery (0.5).	0.50	750.00	\$375.00
01/07/2022	HRW	Email Z. Annable re: appeal of order denying motion to extend discovery (0.1).	0.10	750.00	\$75.00
01/08/2022	JAM	Prepare for evidentiary hearing on HCMFA's motion for leave to amend its answer (4.1).	4.10	1395.00	\$5,719.50
01/10/2022	JNP	Conference with John A. Morris regarding hearing on motion to amend answer.	0.10	1445.00	\$144.50
01/10/2022	JAM	Prepare for hearing on HCMFA's motion for leave to amend (7.2); hearing on HCMFA's motion for leave to amend (4.7); tel c. w/ G. Demo re: follow up to hearing (0.1).	12.00	1395.00	\$16,740.00
01/10/2022	JAM	Tel c. w/ J. Pomerantz, G. Demo, adversaries, court re: consolidation implications and briefing (0.4).	0.40	1395.00	\$558.00
01/10/2022	LSC	Revise witness and exhibit list and coordinate filing of same with local counsel (.3); prepare for and assist at hearing on HCMFA's Second Motion to Amend Answer (5.5).	6.40	495.00	\$3,168.00
01/10/2022	GVD	Conference with J. Morris re follow up to hearing re amendment of complaint	0.10	1095.00	\$109.50
01/10/2022	HRW	Email J. Morris re: second HCMFA adversary proceeding (0.1).	0.10	750.00	\$75.00
01/10/2022	HRW	Research re: motion to reconsider order denying motion to extend discovery (1.5).	1.50	750.00	\$1,125.00
01/10/2022	HRW	Hearing on HCMFA second motion to amend answer (4.5).	4.50	750.00	\$3,375.00
01/10/2022	HRW	Review HCMFA rule 26 disclosures (0.2).	0.20	750.00	\$150.00
01/10/2022	HRW	Email J. Pomerantz, J. Morris, G. Demo re: motion for reconsideration of order denying motion to extend discovery (0.3).	0.30	750.00	\$225.00
01/11/2022	JAM	E-mails w/ J. Pomerantz, G. Demo, M. Aigen re: request for extension of time to oppose motion for PSJ (0.3).	0.30	1395.00	\$418.50
01/11/2022	HRW	Research re: appeal of order denying motion to extend discovery (3.0).	3.00	750.00	\$2,250.00
01/11/2022	HRW	Review emails from opposing counsel and J. Morris re: scheduling for MSJ (0.1).	0.10	750.00	\$75.00

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 Highland Capital Management LP  
 36027 - 00004

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 Invoice 129683  
 January 31, 2022

			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
01/11/2022	HRW	Email J. Kroop re: appeal of order denying motion to extend discovery (0.2).	0.20	750.00	\$150.00
01/11/2022	HRW	Email J. Kroop re: consolidation of appeals of order denying arbitration (0.1).	0.10	750.00	\$75.00
01/11/2022	HRW	Email J. Pomerantz, J. Kroop, J. Morris, G. Demo re: appeal of order denying motion to extend discovery (0.3).	0.30	750.00	\$225.00
01/11/2022	JAK	Review of strategic considerations for consolidation of four appeals of arbitration denial in emails with Hayley Winograd.	0.30	1195.00	\$358.50
01/11/2022	JAK	Analyze legal issues pertaining to motion for reconsideration under Rule 72 as opposed to direct appeal with Hayley Winograd.	0.50	1195.00	\$597.50
01/12/2022	JNP	Conference with Hayley R. Winograd, John A. Morris and Gregory V. Demo regarding consolidation order and next steps.	0.50	1445.00	\$722.50
01/12/2022	JAM	Review draft stipulation extending briefing schedule on PSJ motion (0.2); e-mails w/ Defense counsel re: stipulation extending briefing schedule on PSJ motion (0.1); tel c. w/ J. Pomerantz, G. Demo, H. Winograd re: strategy for addressing motions in District Court (0.5).	0.80	1395.00	\$1,116.00
01/12/2022	GVD	Conference with J. Pomerantz, J. Morris, and H. Winograd re notes litigation issues and next steps	0.50	1095.00	\$547.50
01/12/2022	HRW	Email J. Morris, J. Pomerantz, G. Demo re: pending motions in consolidated cases (0.1).	0.10	750.00	\$75.00
01/12/2022	HRW	Call with G. Demo, J. Morris, G. Demo re: nexpoint objection to order denying motion to extend (0.6).	0.60	750.00	\$450.00
01/12/2022	HRW	Review order re: pending motions in consolidated cases (0.1).	0.10	750.00	\$75.00
01/12/2022	HRW	Research re: response to nexpoint objection to order denying motion to extend (3.0).	3.00	750.00	\$2,250.00
01/13/2022	HRW	Research and draft response to nexpoint objection to order denying motion to extend (5.0).	5.00	750.00	\$3,750.00
01/14/2022	JNP	Emails regarding response to motion for reconsideration of expert discovery order.	0.10	1445.00	\$144.50
01/14/2022	JAM	Review/revise HCMFA's draft stipulation concerning the withdrawal of the reference in HCMFA II (0.7); e-mail to defense counsel, J. Pomerantz, G. Demo, H. Winograd re: revised draft stipulation concerning the withdrawal of the reference in HCMFA II (0.1).	0.80	1395.00	\$1,116.00

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 Highland Capital Management LP  
 36027 -00004

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 Invoice 129683  
 January 31, 2022

			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
01/14/2022	HRW	Email Z. Annable re: objection to order denying motion to extend (0.1).	0.10	750.00	\$75.00
01/14/2022	HRW	Draft response to nexpoint objection to order denying motion to extend (2.5).	2.50	750.00	\$1,875.00
01/14/2022	HRW	Email J. Morris stipulation re: briefing schedule on nexpoint objection to order denying motion to extend (0.1).	0.10	750.00	\$75.00
01/14/2022	HRW	Review nexpoint motion re: objection to order denying motion to extend (0.2).	0.20	750.00	\$150.00
01/14/2022	HRW	Call with J. Morris re: nexpoint objection to order denying motion to extend (0.2).	0.20	750.00	\$150.00
01/14/2022	HRW	Draft stipulation re: briefing schedule on nexpoint objection to order denying motion to extend (0.5).	0.50	750.00	\$375.00
01/14/2022	HRW	Email J. Pomerantz, J. Morris, G. Demo re: nexpoint objection to order denying motion to extend (0.2).	0.20	750.00	\$150.00
01/17/2022	HRW	Draft response to nexpoint objection to order denying motion to extend (6.5).	6.50	750.00	\$4,875.00
01/18/2022	JNP	Review stipulation with retail boards regarding discovery and conference with John A. Morris regarding same.	0.20	1445.00	\$289.00
01/18/2022	HRW	Draft response to nexpoint objection to order denying motion to extend (6.0).	6.00	750.00	\$4,500.00
01/19/2022	JNP	Review of retail boards stipulation; Conference with John A. Morris regarding.	0.20	1445.00	\$289.00
01/19/2022	JAM	E-mails w/ M. Aigen, J. Pomerantz, G. Demo, H. Winograd re: request for extension of page limit (0.2).	0.20	1395.00	\$279.00
01/19/2022	HRW	Draft response to nexpoint objection to order denying motion to extend (7.0) / Code: NL	7.00	750.00	\$5,250.00
01/19/2022	HRW	Review email from opposing counsel to Court re: re: extension of page limit for MSJ (0.1).	0.10	750.00	\$75.00
01/19/2022	HRW	Review email between J. Morris and opposing counsel re: extension of page limit for MSJ (0.1).	0.10	750.00	\$75.00
01/20/2022	JNP	Conference with John A. Morris regarding various litigation updates.	0.20	1445.00	\$289.00
01/20/2022	JNP	Review emails regarding motion to extend page limit for response.	0.10	1445.00	\$144.50
01/20/2022	JNP	Conference with John A. Morris regarding summary judgment motion and related.	0.20	1445.00	\$289.00
01/20/2022	JMF	Review opposition to motion for summary	0.50	1145.00	\$572.50

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			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
		judgment.			
01/20/2022	JAM	E-mails w/ defense counsel, court, internal team re: page limit issues (0.6); review J. Dondero Declaration for HCMFA opposition (0.4); tel c. w/ H. Winograd re: notes litigation (0.1); tel c. w/ J. Pomerantz re: status, HCMFA filing (0.2).	1.30	1395.00	\$1,813.50
01/20/2022	GVD	Review responses to motions for summary judgment	0.50	1095.00	\$547.50
01/20/2022	HRW	Review stipulation re: briefing schedule on nexpoint objection to order denying motion to extend (0.2).	0.20	750.00	\$150.00
01/20/2022	HRW	Review email between J. Morris and opposing counsel re: extension of page limit for MSJ (0.2).	0.20	750.00	\$150.00
01/20/2022	HRW	Review J. Morris email from J. Morris to Court re: extension of page limit for MSJ (0.1).	0.10	750.00	\$75.00
01/20/2022	HRW	Draft response to nexpoint objection to order denying motion to extend (7.0).	7.00	750.00	\$5,250.00
01/20/2022	HRW	Email J. Morris re: stipulation on briefing schedule for nexpoint objection to order denying motion to extend (0.1).	0.10	750.00	\$75.00
01/20/2022	HRW	Review emails re: scheduling of MSJ oral argument (0.1).	0.10	750.00	\$75.00
01/21/2022	JNP	Conference with John A. Morris regarding potential sanctions for order violations.	0.20	1445.00	\$289.00
01/21/2022	JMF	Review motion to withdraw reference re Dondero notes litigation proceeding.	0.50	1145.00	\$572.50
01/21/2022	JAM	E-mails w/ defense counsel, J. Pomerantz, J. Seery re: timing of oral argument on notes litigation (0.3); review appendix in support of defendants' opposition (0.5); draft e-mail re: potential contempt motion (0.6).	1.40	1395.00	\$1,953.00
01/21/2022	GVD	Conference with J. Morris re responses to motions for summary judgment and next steps (0.1); review draft email from J. Morris re contempt issues (0.1)	0.20	1095.00	\$219.00
01/21/2022	HRW	Review J. Morris email re: motion to move argument on MSJ motion (0.1).	0.10	750.00	\$75.00
01/21/2022	HRW	Review email from J. Morris re: notice of intent to file contempt motion re: MSJ evidence (0.1).	0.10	750.00	\$75.00
01/21/2022	HRW	Review B. Asskin email re: motion to exceed page limit in MSJ response (0.1).	0.10	750.00	\$75.00
01/21/2022	HRW	Review J. Morris email re: contempt for MSJ evidence (0.1).	0.10	750.00	\$75.00
01/21/2022	HRW	Review Dondero renewed motion for ruling on R&R	0.20	750.00	\$150.00

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			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
		(0.2).			
01/21/2022	HRW	Review email J. Pomerantz and J. Morris re: Dondero renewed motion for ruling on R&R (0.1).	0.10	750.00	\$75.00
01/21/2022	HRW	Email J. Morris, J. Pomerantz, G. Demo re: re: notice of intent to file contempt motion re: MSJ evidence (0.1).	0.10	750.00	\$75.00
01/21/2022	HRW	Email J. Pomerantz re: Dondero renewed motion for ruling on R&R (0.1).	0.10	750.00	\$75.00
01/21/2022	HRW	Review consolidation order (0.2).	0.20	750.00	\$150.00
01/22/2022	JAM	E-mails w/ J. Seery, J. Pomerantz, G. Demo, H. Winograd, defense counsel re: possible contempt motion (0.3).	0.30	1395.00	\$418.50
01/22/2022	HRW	Review email from J. Morris re: re: notice of intent to file contempt motion re: MSJ evidence (0.1).	0.10	750.00	\$75.00
01/24/2022	JMF	Review motion to withdraw reference re Dondero adversary.	0.30	1145.00	\$343.50
01/24/2022	JAM	Review/analyze briefs in opposition to SJ motion (4.3); e-mails w/ M. Aigen re: contempt motion (0.2); tel c. w/ H. Winograd re: review of opposition papers and plans for reply (0.5).	5.00	1395.00	\$6,975.00
01/24/2022	HRW	Edit stipulation for motion for reconsideration (0.1).	0.10	750.00	\$75.00
01/24/2022	HRW	Email J. Morris re: stipulation for motion for reconsideration (0.1).	0.10	750.00	\$75.00
01/24/2022	HRW	Email D. Rukavina and M. Aigen re: stipulation for motion for reconsideration (0.1).	0.10	750.00	\$75.00
01/24/2022	HRW	Call with J. Morris re: MSJ reply (0.5).	0.50	750.00	\$375.00
01/25/2022	JAM	Review/revise stipulation concerning "appeal" of expert order (0.1); e-mails w/ M. Aigen, others re: contempt (0.1); review opposition papers (1.1).	1.30	1395.00	\$1,813.50
01/25/2022	HRW	Review emails re: scheduling of MSJ hearing (0.1).	0.10	750.00	\$75.00
01/25/2022	HRW	Review emails from J. Morris and M. Aigen re: MSJ evidence (0.2).	0.20	750.00	\$150.00
01/25/2022	HRW	Email J. Morris, G. Demo, J. Pomerantz re: contempt motion re: MSJ filing (0.2).	0.20	750.00	\$150.00
01/25/2022	HRW	Email D. Rukavina and M. Aigen re: stipulation for motion for reconsideration (0.1).	0.10	750.00	\$75.00
01/25/2022	HRW	Research for contempt motion re: MSJ filing (1.0).	1.00	750.00	\$750.00
01/26/2022	JAM	E-mail to defense counsel re: possible contempt motion (0.9); work on reply brief (1.7).	2.60	1395.00	\$3,627.00



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			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
01/26/2022	HRW	Draft response to nexpoint objection to order denying motion to extend (6.0).	6.00	750.00	\$4,500.00
01/26/2022	HRW	Draft HCMFA discovery requests for second notes adversary (0.5).	0.50	750.00	\$375.00
01/26/2022	HRW	Review emails from J. Morris and M. Aigen re: MSJ evidence (0.1).	0.10	750.00	\$75.00
01/26/2022	HRW	Review D. Rukavina email re: scheduling of briefing on motion for reconsideration (0.1).	0.10	750.00	\$75.00
01/27/2022	JNP	Review reply regarding motion for reconsideration and conference with Hayley R. Winograd regarding same.	0.30	1445.00	\$433.50
01/27/2022	JMF	Review motion for reconsideration re order denying request to amended answer.	0.40	1145.00	\$458.00
01/27/2022	JAM	Review/revise draft brief in opposition to motion for reconsideration of denial of expert motion (1.0); continued review of opposition papers (2.8).	3.80	1395.00	\$5,301.00
01/27/2022	GVD	Conference with J. Morris re status of notes litigation	0.20	1095.00	\$219.00
01/27/2022	HRW	Draft response to nexpoint objection to order denying motion to extend (1.8).	1.80	750.00	\$1,350.00
01/27/2022	HRW	Email J. Pomerantz, G. Demo, J. Morris re: response and objection to motion for reconsideration (0.2).	0.20	750.00	\$150.00
01/27/2022	HRW	Email J. Pomerantz, G. Demo, J. Morris re: HCMFA motion for reconsideration of order denying motion to amend (0.1).	0.10	750.00	\$75.00
01/27/2022	HRW	Email L. Canty re: response and objection to motion for reconsideration (0.1).	0.10	750.00	\$75.00
01/27/2022	HRW	Call with J. Pomerantz re: response and objection to motion for reconsideration (0.1).	0.10	750.00	\$75.00
01/27/2022	HRW	Review HCMFA motion for reconsideration of order denying motion to amend (0.3).	0.30	750.00	\$225.00
01/28/2022	JNP	Conference with John A. Morris regarding summary judgment and related issues.	0.20	1445.00	\$289.00
01/28/2022	JAM	Continued work on reply for partial summary judgment motion (3.6).	3.60	1395.00	\$5,022.00



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			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
01/29/2022	HRW	Draft response to nexpoint motion for reconsideration (2.5).	2.50	750.00	\$1,875.00
01/30/2022	JAM	[REDACTED] review/revise objection to appeal of order denying extension of expert discovery deadline (0.4); tel c. w/ H. Winograd re: reply briefs for notes litigation SJ motion (0.5).	[REDACTED]	1395.00	[REDACTED]
01/30/2022	LSC	Preparation of appendix in support of objection to motion for reconsideration, including updates to objection and amendments to same.	4.30	495.00	\$2,128.50
01/30/2022	HRW	Email J. Seery re: nexpoint motion for reconsideration (0.1).	0.10	750.00	\$75.00
01/30/2022	HRW	Draft response to nexpoint motion for reconsideration (1.0).	1.00	750.00	\$750.00
01/30/2022	HRW	Call with L. Canty re: nexpoint motion for reconsideration (0.1).	0.10	750.00	\$75.00
01/30/2022	HRW	Call with J. Morris re: MSJ (0.5).	0.50	750.00	\$375.00
01/31/2022	JNP	Review final draft of response regarding motion for reconsideration.	0.10	1445.00	\$144.50
01/31/2022	JMF	Review reply to motion for reconsideration of bankruptcy order re expert discovery.	0.30	1145.00	\$343.50
01/31/2022	JAM	Communications w/ H. Winograd re: revisions to brief in opposition to reconsideration of order denying extension of expert discovery deadline (0.3); review final brief in opposition to reconsideration of expert discovery order (0.2); [REDACTED].	[REDACTED]	1395.00	[REDACTED]
01/31/2022	HRW	Email J. Morris re: response to nexpoint motion for reconsideration (0.1).	0.10	750.00	\$75.00
01/31/2022	HRW	Research re: reply to HCMFA summary judgment (2.5).	2.50	750.00	\$1,875.00
01/31/2022	HRW	Call with J. Morris re: response to nexpoint motion for reconsideration (0.1).	0.10	750.00	\$75.00
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]
01/31/2022	HRW	Call with L. Canty re: nexpoint motion for reconsideration (0.1).	0.10	750.00	\$75.00
01/31/2022	HRW	Draft and file response to nexpoint motion for reconsideration (2.5).	2.50	750.00	\$1,875.00

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			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
01/31/2022	HRW	Email Z. Annable re: response to nexpoint motion for reconsideration (0.2).	0.20	750.00	\$150.00
			148.60		\$140,045.50
<b>TOTAL SERVICES FOR THIS MATTER:</b>					<b>\$140,045.50</b>

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**REMITTANCE ADVICE**

**Please include this Remittance with your payment**

**For current services rendered through: 01/31/2022**

**Total Fees \$140,045.50**

**Total Due on Current Invoice \$140,045.50**

**Outstanding Balance from prior invoices as of 01/31/2022 (May not include recent payments)**

<u>A/R Bill Number</u>	<u>Invoice Date</u>	<u>Fees Billed</u>	<u>Expenses Billed</u>	<u>Balance Due</u>
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<b>Total Amount Due on Current and Prior Invoices:</b>	<b>\$140,045.50</b>
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**Pachulski Stang Ziehl & Jones LLP**

10100 Santa Monica Blvd.  
13th Floor  
Los Angeles, CA 90067

February 28, 2022

Invoice 129792

Client 36027

Matter 00004

**JNP**

James P. Secry, Jr.  
Highland Capital Management LP  
100 Crescent Court, Suite 1850  
Dallas, TX 75201

RE: Notes Litigation

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**STATEMENT OF PROFESSIONAL SERVICES RENDERED THROUGH 02/28/2022**

FEES	\$172,582.50
<b>TOTAL CURRENT CHARGES</b>	<b>\$172,582.50</b>
<b>BALANCE FORWARD</b>	<b>\$140,045.50</b>
<b>LAST PAYMENT</b>	<b>\$140,045.50</b>
<b>TOTAL BALANCE DUE</b>	<b>\$172,582.50</b>

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**Summary of Services by Professional**

<u>ID</u>	<u>Name</u>	<u>Title</u>	<u>Rate</u>	<u>Hours</u>	<u>Amount</u>
GVD	Demo, Gregory Vincent	Counsel	1095.00	2.40	\$2,628.00
HRW	Winograd , Hayley R.	Associate	750.00	103.00	\$77,250.00
JAM	Morris, John A.	Partner	1395.00	51.80	\$72,261.00
JMF	Fried, Joshua M.	Partner	1145.00	2.20	\$2,519.00
JNP	Pomerantz, Jeffrey N.	Partner	1445.00	1.10	\$1,589.50
LSC	Canty, La Asia S.	Paralegal	495.00	33.00	\$16,335.00
				<hr/>	<hr/>
				193.50	\$172,582.50

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**Summary of Services by Task Code**

<u>Task Code</u>	<u>Description</u>	<u>Hours</u>	<u>Amount</u>
		193.50	\$172,582.50
		193.50	<u>\$172,582.50</u>

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			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
12/03/2021	LSC	Prepare appendix in support of motion to consolidate actions.	0.40	495.00	\$198.00
01/26/2022	LSC	Research and transmittal of various documents, including discovery, in connection with preparation for response to motion for reconsideration.	2.10	495.00	\$1,039.50
02/01/2022	JAM	Tel c. w/ H. Winograd re: motion to strike and for sanctions re: Tully Report and barred defense (0.4).	0.40	1395.00	\$558.00
02/01/2022	HRW	Draft reply ISO motion for summary judgment (3.5).	3.50	750.00	\$2,625.00
02/01/2022	HRW	Call with J. Morris re: reply ISO motion for summary judgment (0.3).	0.30	750.00	\$225.00
02/01/2022	HRW	Email J. Pomerantz, J. Morris, G. Demo re: HCMFA motion for reconsideration of order denying motion to amend (0.1).	0.10	750.00	\$75.00
02/01/2022	HRW	Email J. Morris re: reply ISO motion for summary judgment (0.1).	0.10	750.00	\$75.00
02/02/2022	JAM	Work on reply papers (3.7).	3.70	1395.00	\$5,161.50
02/02/2022	HRW	Draft reply ISO motion for summary judgment (7.5).	7.50	750.00	\$5,625.00
02/03/2022	JAM	Tel c. w/ H. Winograd re: HCMFA opposition to motion for summary judgment (0.2); work on reply in support of motion for partial summary judgment (5.5).	5.70	1395.00	\$7,951.50
02/03/2022	HRW	Draft reply ISO summary judgment (8.5).	8.50	750.00	\$6,375.00
02/04/2022	JAM	Begin drafting sanctions motion (2.2).	2.20	1395.00	\$3,069.00
02/04/2022	JAM	Continued work on reply for PSJ motion (4.1); tel c. w/ H. Winograd re: status of drafting replies (0.1).	4.20	1395.00	\$5,859.00
02/04/2022	HRW	Draft reply ISO summary judgment (9.0).	9.00	750.00	\$6,750.00
02/05/2022	JAM	Work on contempt motion (3.7);	3.70	1395.00	\$5,161.50
02/05/2022	HRW	Draft reply ISO summary judgment (9.5).	9.50	750.00	\$7,125.00
02/06/2022	JAM	Continued work on Reply for Alleged Agreement Defendants (7.5); tel c. w/ J. Seery re: reply for motion for partial summary judgment and related matters (0.2); e-mails w/ J. Seery, PSZJ team re: reply brief (0.2).	7.90	1395.00	\$11,020.50
02/06/2022	JAM	Continued work on contempt motion (1.6); e-mail to PSZJ team re: contempt motion (0.1); e-mail to L. Canty, H. Winograd re: exhibits for contempt motion (0.2).	1.90	1395.00	\$2,650.50

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			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
02/06/2022	LSC	Preparation of appendix and exhibits to motion for sanctions/contempt.	1.40	495.00	\$693.00
02/06/2022	GVD	Review draft contempt motion	0.50	1095.00	\$547.50
02/06/2022	HRW	Draft reply ISO summary judgment (10.0).	10.00	750.00	\$7,500.00
02/06/2022	HRW	Draft motions for contempt and to strike summary judgment evidence (2.0).	2.00	750.00	\$1,500.00
02/07/2022	JNP	Conference with John A. Morris regarding motion to strike.	0.30	1445.00	\$433.50
02/07/2022	JNP	Review latest version of motion to strike.	0.10	1445.00	\$144.50
02/07/2022	JMF	Review motions to strike and sanctions re expert discovery.	0.60	1145.00	\$687.00
02/07/2022	JAM	Continued work on contempt motion (3.4); e-mails to J.. Seery, PSZJ team re: contempt motion (0.1).	3.50	1395.00	\$4,882.50
02/07/2022	JAM	Work on reply papers (including HCMFA brief, non-HCMFA brief, JAM Declaration, Klos Declaration) (10.3); tel c. w/ H. Winograd re: reply papers (0.1); tel c. w/ G. Demo re: reply papers (0.1); tel c. w/ D. Klos re: Klos Declaration (0.2); tel c. w/ J. Pomerantz re: reply papers (0.3); tel c. w/ D. Klos re: Klos Declaration (0.2); tel c. w/ J. Seery re: reply papers (0.1); tel c. w/ J. Seery, D. Klos re: Klos Declaration (0.1); tel c. w/ H. Winograd re: reply papers (0.1); tel c. w/ L. Canty, H. Winograd, Z. Annable re: reply papers (0.4); tel c. w/ H. Winograd re: reply papers (0.1).	12.00	1395.00	\$16,740.00
02/07/2022	LSC	Assist with preparation of contempt motion, including preparation of additional exhibits, preparation of declaration in support of same, and revisions to same.	3.60	495.00	\$1,782.00
02/07/2022	LSC	Assist with preparation of reply in support of summary judgment (non-HCMFA parties), including research, revisions, and insertion of pincites in the same.	3.90	495.00	\$1,930.50
02/07/2022	LSC	Assist with preparation of reply in support of summary judgment (HCMFA), including research, revisions, and insertion of pincites in the same.	4.60	495.00	\$2,277.00
02/07/2022	GVD	Conference with J. Morris re status of notes litigation	0.10	1095.00	\$109.50
02/07/2022	GVD	Review motion for contempt	0.30	1095.00	\$328.50
02/07/2022	GVD	Review transcript re DC Sauter testimony	1.10	1095.00	\$1,204.50
02/07/2022	HRW	Draft reply ISO summary judgment (10.0).	10.00	750.00	\$7,500.00



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			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
02/07/2022	HRW	Draft motions for contempt and to strike summary judgment evidence (1.5).	1.50	750.00	\$1,125.00
02/08/2022	JNP	Conference with John A. Morris regarding summary judgment papers and related issues.	0.20	1445.00	\$289.00
02/08/2022	JMF	Review reply to summary judgment opposition.	0.40	1145.00	\$458.00
02/10/2022	HRW	Review email from Z. Annable with Court re: scheduling for motion to strike and for contempt (0.1).	0.10	750.00	\$75.00
02/11/2022	HRW	Review notice of hearing re: motion to strike and for contempt (0.1).	0.10	750.00	\$75.00
02/11/2022	HRW	Email Z. Annable re: notice of hearing on motion to strike and for contempt (0.1).	0.10	750.00	\$75.00
02/13/2022	HRW	Draft objection and response to HCMFA motion for reconsideration of order denying motion to amend (2.5).	2.50	750.00	\$1,875.00
02/14/2022	JNP	Review reply regarding expert witness reconsideration motion.	0.10	1445.00	\$144.50
02/14/2022	HRW	Draft objection and response to HCMFA motion for reconsideration (6.5).	6.50	750.00	\$4,875.00
02/14/2022	HRW	Review email from J. Pomerantz re: NexPoint reply ISO motion for reconsideration (0.1).	0.10	750.00	\$75.00
02/14/2022	HRW	Review NexPoint reply ISO motion for reconsideration (0.5).	0.50	750.00	\$375.00
02/15/2022	JMF	Review reply to motion to extend expert discovery.	0.30	1145.00	\$343.50
02/15/2022	HRW	Draft objection and response to HCMFA motion for reconsideration (7.5).	7.50	750.00	\$5,625.00
02/15/2022	HRW	Email Z. Annable MSJ amended notice of hearing (0.1).	0.10	750.00	\$75.00
02/15/2022	HRW	Review MSJ amended notice of hearing (0.1).	0.10	750.00	\$75.00
02/15/2022	HRW	Call with L. Canty re: objection and response to HCMFA motion for reconsideration (0.1).	0.10	750.00	\$75.00
02/16/2022	JAM	Tel c. w/ H. Winograd re: objection to appeal of order denying HCMFA leave to amend (0.1).	0.10	1395.00	\$139.50
02/16/2022	LSC	Review and revise draft opposition to motion for reconsideration and continued preparation of appendix/exhibits.	5.30	495.00	\$2,623.50
02/16/2022	HRW	Draft objection and response to HCMFA motion for reconsideration (11.0).	11.00	750.00	\$8,250.00
02/17/2022	JNP	Review reply regarding motion for reconsideration	0.20	1445.00	\$289.00

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			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
		and email to and from Hayley R. Winograd regarding same.			
02/17/2022	JMF	Review oppo to motion to district court to amend answer re review of bankruptcy court order denying motion.	0.50	1145.00	\$572.50
02/17/2022	JAM	Review/revise opposition to HCMFA appeal of denial of motion to amend answer (3.7); communications w/ H. Winograd, Z. Annable re: opposition to HCMFA appeal of denial of motion to amend answer (0.6).	4.30	1395.00	\$5,998.50
02/17/2022	LSC	Assist with preparation of objection to HCMFA motion for reconsideration, including continued preparation of appendix and additional exhibits, review and revisions to objection, and confer and correspond regarding the same.	8.60	495.00	\$4,257.00
02/17/2022	GVD	Review draft response to motion for reconsideration	0.40	1095.00	\$438.00
02/17/2022	HRW	Draft objection and response to HCMFA motion for reconsideration and related tasks (9.5).	9.50	750.00	\$7,125.00
02/18/2022	JAM	Tel c. w/ H. Winograd re: status of notes litigation/briefing (0.2); tel c. w/ H. Winograd re: correction to Appendix, appeals to district court (0.3); e-mail to H. Winograd, L. Canty re: supplementing the appendix for additional costs and expenses in notes litigation (0.2).	0.70	1395.00	\$976.50
02/18/2022	LSC	Attention to amendment to brief in support of motion to strike, including preparation of amended exhibit and confer and correspond with attorneys regarding the same (.4); research and correspondence regarding issue with sealed exhibit (.3).	0.70	495.00	\$346.50
02/18/2022	HRW	Review email from Z. Annable and J. Morris re: response to HCMFA motion for reconsideration and related tasks (0.2).	0.20	750.00	\$150.00
02/18/2022	HRW	Email Z. Annable and J. Morris re: motion for contempt and to strike (0.2).	0.20	750.00	\$150.00
02/18/2022	HRW	Draft errata re: motion for contempt and to strike (0.5).	0.50	750.00	\$375.00
02/24/2022	JAM	E-mails w/ Z. Annable, H. Winograd re: propriety of filing an Appendix in support of the Reply (0.3); review cases concerning the same (0.2).	0.50	1395.00	\$697.50
02/24/2022	LSC	Begin preparation of additional exhibits in connection with summary judgment hearing.	1.30	495.00	\$643.50
02/24/2022	HRW	Review email from M. Aigen and J. Morris re:	0.10	750.00	\$75.00

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			<u>Hours</u>	<u>Rate</u>	<u>Amount</u>
		motion to strike appendix in reply to MSJ pleading (0.1).			
02/24/2022	HRW	Review emails from J. Morris and Z. Annable re: motion to strike appendix in reply to MSJ pleading (0.2).	0.20	750.00	\$150.00
02/24/2022	HRW	Email J. Morris and Z. Annable re: motion to strike appendix in reply to MSJ pleading (0.2).	0.20	750.00	\$150.00
02/24/2022	HRW	Research re: motion to strike appendix in reply to MSJ pleading (1.0).	1.00	750.00	\$750.00
02/25/2022	JNP	Review motion to strike.	0.20	1445.00	\$289.00
02/25/2022	JMF	Review motion to strike appendix re notes litigation.	0.40	1145.00	\$458.00
02/25/2022	JAM	E-mails w/ D. Rukavina, Z. Annable re: sealing of HCMFA 2018 audit report (0.2); preliminary review of motion to strike and communications w/ J. Pomerantz, G. Demo, H. Winograd concerning the same (0.2).	0.40	1395.00	\$558.00
02/25/2022	HRW	Review defendants' motion to strike appendix in MSJ reply (0.3).	0.30	750.00	\$225.00
02/25/2022	HRW	Review emails from J. Morris and D. Rukavina re: HCMFA motion for reconsideration materials and motion to seal document (0.1).	0.10	750.00	\$75.00
02/28/2022	JAM	Preliminary work on response to motion to strike (0.3); preliminary review of opposition to motion to strike/sanctions/contempt (0.3).	0.60	1395.00	\$837.00
02/28/2022	LSC	Preparation of additional exhibits in connection with summary judgment.	1.10	495.00	\$544.50
			<u>193.50</u>		<u>\$172,582.50</u>

**TOTAL SERVICES FOR THIS MATTER:**

**\$172,582.50**

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**REMITTANCE ADVICE**

**Please include this Remittance with your payment**

**For current services rendered through: 02/28/2022**

**Total Fees \$172,582.50**

**Total Due on Current Invoice \$172,582.50**

**Outstanding Balance from prior invoices as of 02/28/2022 (May not include recent payments)**

<b><u>A/R Bill Number</u></b>	<b><u>Invoice Date</u></b>	<b><u>Fees Billed</u></b>	<b><u>Expenses Billed</u></b>	<b><u>Balance Due</u></b>
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<b>Total Amount Due on Current and Prior Invoices:</b>	<b>\$172,582.50</b>
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