

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

APPEAL SERVICE LIST

Transmission of the Record

BK Case No.: 19-34054-sgj11

Adversary No.: 21-03010-sgj

Received in District Court by: _____

Date: _____

Volume Number(s): _____

cc: Stacey G Jernigan
Courtney Lauer
Caroline Nowlin
Attorney(s) for Appellant
US Trustee

Appellant NexPoint Advisors, L.P. Highland Capital Management Fund Advisors, L.P.

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Appellee Highland Capital Management, L.P.

PACHULSKI STANG ZIEHL & JONES LLP
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Tel: (972) 755-71

VII. REQUESTED IN COMPLAINT:

CHECK IF THIS IS A CLASS ACTION UNDER F.R.C.P. 23

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND:

Yes

No

VIII. RELATED CASE(S) IF ANY

Judge:

Docket Number:

DATED: 9/28/22

FOR THE COURT:

Robert P. Colwell, Clerk of Court

by: /s/Sheniqua Whitaker, Deputy Clerk

Davor Rukavina, Esq.
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COUNSEL FOR HIGHLAND CAPITAL MANAGEMENT
FUND ADVISORS, L.P. AND NEXPOINT ADVISORS, L.P.

UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

In re:	§	
	§	
HIGHLAND CAPITAL MANAGEMENT,	§	Chapter 11
L.P.	§	
	§	Case No. 19-34054-sgj11
Debtor.	§	
<hr/>		
HIGHLAND CAPITAL MANAGEMENT,	§	
L.P.,	§	
	§	
Plaintiff,	§	
	§	
v.	§	Adv. No. 21-03010-sgj
	§	
HIGHLAND CAPITAL MANAGEMENT	§	
FUND ADVISORS, L.P. and NEXPOINT	§	
ADVISORS, L.P.,	§	
	§	
Defendants.	§	

JOINT NOTICE OF APPEAL

COME NOW NexPoint Advisors, L.P. and Highland Capital Management Fund Advisors, L.P. (together, the “Advisors”), the defendants in the above styled and numbered Adversary Proceeding, and, pursuant to **28 U.S.C. § 158(a)**, hereby appeal to the United States District Court for the Northern District of Texas that certain *Judgment* (“Judgment”) entered by the Bankruptcy Court on September 14, 2022 at **docket no. 126**.

A copy of the Judgment is attached hereto as Exhibit “A.”

The names of the parties to the Order, their roles in the appeal, and the contact information for their counsel are as follows:

1. Appellants:

NexPoint Advisors, L.P.
Highland Capital Management Fund Advisors, L.P.

Attorneys:

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Julian P. Vasek
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2. Appellee:

Highland Capital Management, L.P.

Attorneys:

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)
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-and-

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RESPECTFULLY SUBMITTED this 20th day of September, 2022.

MUNSCH HARDT KOPF & HARR, P.C.

By: /s/ Davor Rukavina

Davor Rukavina, Esq.
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**ATTORNEYS FOR NEXPOINT ADVISORS,
L.P. AND HIGHLAND CAPITAL
MANAGEMENT FUND ADVISORS, L.P.**

CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on the 20th day of September, 2022, true and correct copies of this document, including any exhibit(s), were electronically served via the Court's CM/ECF system on all parties entitled to such notice, including counsel for the appellee.

By: /s/ Davor Rukavina

Davor Rukavina, Esq.



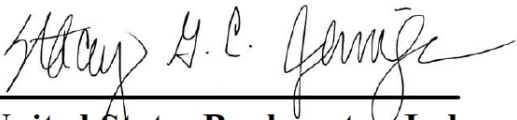
CLERK, U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

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 September 13, 2022


United States Bankruptcy Judge

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

In re:	§	Chapter 11
HIGHLAND CAPITAL MANAGEMENT, L.P., ¹	§	Case No. 19-34054-sgj11
Reorganized Debtor.	§	
HIGHLAND CAPITAL MANAGEMENT, L.P.,	§	
Plaintiff,	§	Adversary Proceeding No.
vs.	§	21-03010-sgj
HIGHLAND CAPITAL MANAGEMENT FUND ADVISORS, L.P., AND NEXPOINT ADVISORS, L.P.,	§	
Defendants.	§	

JUDGMENT

¹ The Reorganized Debtor's last four digits of its taxpayer identification number are (8357). The headquarters and service address for the above-captioned Reorganized Debtor is 100 Crescent Court, Suite 1850, Dallas, TX 75201.

This matter having come before the Court following the consolidation of (a) certain breach of contract claims asserted by Highland Capital Management, L.P. (“Highland” or “Plaintiff”) against Highland Capital Management Fund Advisors, L.P. (“HCMFA”) and NexPoint Advisors, L.P. (“NexPoint” and together with HCMFA, the “Defendants,” and Plaintiff and Defendants together, the “Parties”) in the above-referenced adversary proceeding (the “Adversary Proceeding”), with (b) the administrative expense claims asserted by HCMFA and NexPoint against Highland in the *Application for Allowance of Administrative Claim* [Main Docket No. 1826];² and the Court having held an evidentiary hearing on April 12 and 13, 2022 (the “Trial”) and considered (a) Defendants’ arguments and contentions set forth in the *Advisors’ Trial Brief* [AP Docket No. 90]; (b) Plaintiff’s arguments and contentions set forth in *Highland’s Proposed Findings of Fact and Conclusions of Law* [AP Docket No. 91]; (c) the *Joint Pretrial Order* [AP Docket No. 96] filed by the Parties; (d) the exhibits admitted into evidence during the Trial [AP Docket No. 115]; (e) the credibility of the witnesses who testified during the Trial; (f) the arguments presented by counsel during closing arguments held on April 27, 2022; and (g) all prior proceedings arising in or concerning the claims asserted in the Adversary Proceeding, and for the reasons set forth in the *Findings of Fact and Conclusions of Law in Support of Judgment: (A) Granting Breach of Contract Claims Asserted by the Reorganized Debtor; and (B) Denying Defendants’ Request for Allowance of Administrative Expense Claims* [AP Docket No. 124] (the “Findings”) issued by the Court on August 30, 2022; the Court hereby enters the following final judgment (the “Final Judgment”).

IT IS ORDERED, ADJUDGED, AND DECREED as follows:

² See *Stipulation (A) Amending Scheduling Order and (B) Consolidating and Resolving Certain Matters*, Adv. Pro. No. 21-03010-sgj, Docket No. 36 (references to the docket maintained in the Adversary Proceeding are hereafter referred to as “AP Docket No. ___”).

1. HCMFA owes Highland the aggregate sum of \$1,756,000, and Highland shall have a money judgment against HCMFA in that amount.

2. NexPoint owes Highland the aggregate sum of \$840,000, and Highland shall have a money judgment against NexPoint in that amount.

3. All relief requested by the Defendants in the *Application for Allowance of Administrative Claim* [Main **Docket No. 1826**], including with respect to (i) all alleged overpayments and (2) all alleged breaches of contract by Highland, is denied and all claims that were asserted or could have been asserted therein are dismissed with prejudice.

4. The amounts set forth to be paid in this Final Judgment shall bear interest, pursuant to **28 U.S.C. § 1961**, from the date of the entry of this Final Judgment, at a rate of 3.48 percent. Interest shall be computed daily to the date of payment, except as provided in **28 U.S.C. § 2516(b)** and **31 U.S.C. § 1304(b)**, and shall be compounded annually.

END OF JUDGMENT



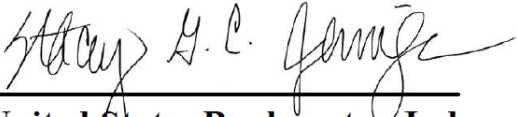
CLERK, U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

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 September 13, 2022


United States Bankruptcy Judge

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

In re:	§	Chapter 11
HIGHLAND CAPITAL MANAGEMENT, L.P., ¹	§	Case No. 19-34054-sgj11
Reorganized Debtor.	§	
HIGHLAND CAPITAL MANAGEMENT, L.P.,	§	
Plaintiff,	§	Adversary Proceeding No.
vs.	§	21-03010-sgj
HIGHLAND CAPITAL MANAGEMENT FUND ADVISORS, L.P., AND NEXPOINT ADVISORS, L.P.,	§	
Defendants.	§	

JUDGMENT

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This matter having come before the Court following the consolidation of (a) certain breach of contract claims asserted by Highland Capital Management, L.P. (“Highland” or “Plaintiff”) against Highland Capital Management Fund Advisors, L.P. (“HCMFA”) and NexPoint Advisors, L.P. (“NexPoint” and together with HCMFA, the “Defendants,” and Plaintiff and Defendants together, the “Parties”) in the above-referenced adversary proceeding (the “Adversary Proceeding”), with (b) the administrative expense claims asserted by HCMFA and NexPoint against Highland in the *Application for Allowance of Administrative Claim* [Main Docket No. 1826];² and the Court having held an evidentiary hearing on April 12 and 13, 2022 (the “Trial”) and considered (a) Defendants’ arguments and contentions set forth in the *Advisors’ Trial Brief* [AP Docket No. 90]; (b) Plaintiff’s arguments and contentions set forth in *Highland’s Proposed Findings of Fact and Conclusions of Law* [AP Docket No. 91]; (c) the *Joint Pretrial Order* [AP Docket No. 96] filed by the Parties; (d) the exhibits admitted into evidence during the Trial [AP Docket No. 115]; (e) the credibility of the witnesses who testified during the Trial; (f) the arguments presented by counsel during closing arguments held on April 27, 2022; and (g) all prior proceedings arising in or concerning the claims asserted in the Adversary Proceeding, and for the reasons set forth in the *Findings of Fact and Conclusions of Law in Support of Judgment: (A) Granting Breach of Contract Claims Asserted by the Reorganized Debtor; and (B) Denying Defendants’ Request for Allowance of Administrative Expense Claims* [AP Docket No. 124] (the “Findings”) issued by the Court on August 30, 2022; the Court hereby enters the following final judgment (the “Final Judgment”).

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² See *Stipulation (A) Amending Scheduling Order and (B) Consolidating and Resolving Certain Matters*, Adv. Pro. No. 21-03010-sgj, Docket No. 36 (references to the docket maintained in the Adversary Proceeding are hereafter referred to as “AP Docket No. ___”).

1. HCMFA owes Highland the aggregate sum of \$1,756,000, and Highland shall have a money judgment against HCMFA in that amount.

2. NexPoint owes Highland the aggregate sum of \$840,000, and Highland shall have a money judgment against NexPoint in that amount.

3. All relief requested by the Defendants in the *Application for Allowance of Administrative Claim* [Main **Docket No. 1826**], including with respect to (i) all alleged overpayments and (2) all alleged breaches of contract by Highland, is denied and all claims that were asserted or could have been asserted therein are dismissed with prejudice.

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END OF JUDGMENT

**U.S. Bankruptcy Court
Northern District of Texas (Dallas)
Adversary Proceeding #: 21-03010-sgj**

Assigned to: Chief Bankruptcy Judge Stacey G Jernigan

Date Filed: 02/17/21

Lead BK Case: [19-34054](#)

Lead BK Title: Highland Capital Management, L.P.

Lead BK Chapter: 11

Demand:

Nature[s] of Suit: 91 Declaratory judgment

02 Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)

72 Injunctive relief - other

Plaintiff

Highland Capital Management, L.P.

represented by **Zachery Z. Annable**
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LEAD ATTORNEY

V.

Defendant

**Highland Capital Management Fund Advisors,
L.P.**

K&LGates LLP

c/o Stephen G. Topetzes

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Washington, DC 20006

represented by **Thomas Daniel Berghman**
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Defendant

NexPoint Advisors, L.P.
K&L Gates LLP
c/o Stephen G. Topetzes
1600 K Street, NW
Washington, DC 20006

represented by **Thomas Daniel Berghman**
(See above for address)

A. Lee Hogewood, III
(See above for address)

Davor Rukavina
(See above for address)


Julian Preston Vasek
(See above for address)

Filing Date	Docket Text
02/17/2021	1 (88 pgs; 12 docs) Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P.. Fee Amount \$350 (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Exhibit D # 5 Exhibit E # 6 Exhibit F # 7 Exhibit G # 8 Exhibit H # 9 Exhibit I # 10 Exhibit J # 11 Adversary Cover Sheet). Nature(s) of suit: 91 (Declaratory judgment). 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other). (Annable, Zachery)
02/17/2021	Receipt of filing fee for Complaint(21-03010-sgj) [cmp,cmp] (350.00). Receipt number 28496915, amount \$ 350.00 (re: Doc# 1). (U.S. Treasury)
02/17/2021	2 (9 pgs) Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021. (<i>Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Services by February 28, 2021</i>) filed by Plaintiff Highland Capital Management, L.P. (Annable, Zachery)
02/17/2021	3 (21 pgs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 2 Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021. (<i>Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Service</i>). (Annable, Zachery)

02/17/2021	<p>● 4 (78 pgs; 11 docs) Declaration re: (<i>Declaration of Mr. James P. Seery, Jr. in Support of Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Services by February 28, 2021</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)2 Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021. (<i>Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Service</i>). (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Exhibit D # 5 Exhibit E # 6 Exhibit F # 7 Exhibit G # 8 Exhibit H # 9 Exhibit I # 10 Exhibit J) (Annable, Zachery)</p>
02/17/2021	<p>● 5 (6 pgs) Motion for expedited hearing(related documents 2 Motion to compel) filed by Plaintiff Highland Capital Management, L.P. (Annable, Zachery)</p>
02/17/2021	<p>● 6 (3 pgs) Notice of hearing filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)2 Motion to compel filed by Plaintiff Highland Capital Management, L.P.). Hearing to be held on 2/23/2021 at 09:30 AM Dallas Judge Jernigan Ctrm for 2, (Annable, Zachery)</p>
02/18/2021	<p>● 7 (2 pgs) Summons issued on Highland Capital Management Fund Advisors, L.P. Answer Due 3/22/2021; NexPoint Advisors, L.P. Answer Due 3/22/2021 (Edmond, Michael)</p>
02/18/2021	<p>● 8 (2 pgs) Scheduling order setting deadlines. Discovery and all exhibits except impeachment documents: 45 days prior to Docket Call, pre-trial order: 7 calendar days prior to Docket Call, proposed findings of fact and conclusions of law: 7 days prior to first scheduled docket call (RE: related document(s)1 Complaint filed by Plaintiff Highland Capital Management, L.P.). Trial Docket Call date set for 7/12/2021 at 01:30 PM at Dallas Judge Jernigan Ctrm. Trial will be held during the week of 7/19/2021., Entered on 2/18/2021 (Edmond, Michael)</p>
02/18/2021	<p>● 9 (4 pgs) Notice of Appearance and Request for Notice by A. Lee Hogewood III filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P.. (Hogewood, A.)</p>
02/18/2021	<p>● 10 (320 pgs; 17 docs) Witness and Exhibit List filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)2 Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021. (<i>Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Service</i>). (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 # 5 Exhibit 5 # 6 Exhibit 6 # 7 Exhibit 7 # 8 Exhibit 8 # 9 Exhibit 9 # 10 Exhibit 10 # 11 Exhibit 11 # 12 Exhibit 12 # 13 Exhibit 13 # 14 Exhibit 14 # 15 Exhibit 15 # 16 Exhibit 16) (Annable, Zachery)</p>
02/18/2021	<p>● 11 (2 pgs) Order granting motion for expedited hearing (Related Doc# 5)(document set for hearing: 2 Motion to compel) Hearing to be held on 2/23/2021 at 09:30 AM Dallas Judge Jernigan Ctrm for 2, Entered on 2/18/2021. (Okafor, M.)</p>
02/19/2021	<p>● 12 (13 pgs) Certificate of service re: <i>Documents Served on February 17, 2021</i> Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s)1 Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P.. Fee Amount \$350 (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Exhibit D # 5 Exhibit E # 6 Exhibit F # 7 Exhibit G # 8 Exhibit H # 9 Exhibit I # 10 Exhibit J # 11 Adversary Cover Sheet). Nature(s) of suit: 91 (Declaratory judgment). 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other). filed by Plaintiff Highland Capital Management, L.P., 2 Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021. (<i>Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Services by February 28, 2021</i>) filed by Plaintiff Highland Capital Management, L.P. filed by Plaintiff Highland Capital Management, L.P., 3 Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)2 Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021. (<i>Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Service</i>). filed by Plaintiff Highland Capital Management, L.P., 4 Declaration re: (<i>Declaration of Mr. James P. Seery, Jr. in Support of Debtor's Emergency Motion for a Mandatory</i></p>

	<i>Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Services by February 28, 2021</i> filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 2 Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021. (Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Service). (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Exhibit D # 5 Exhibit E # 6 Exhibit F # 7 Exhibit G # 8 Exhibit H # 9 Exhibit I # 10 Exhibit J) filed by Plaintiff Highland Capital Management, L.P., 5 Motion for expedited hearing(related documents 2 Motion to compel) filed by Plaintiff Highland Capital Management, L.P. filed by Plaintiff Highland Capital Management, L.P., 6 Notice of hearing filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 2 Motion to compel filed by Plaintiff Highland Capital Management, L.P.). Hearing to be held on 2/23/2021 at 09:30 AM Dallas Judge Jernigan Ctrm for 2 , filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
02/20/2021	13 (3 pgs) Amended Notice of hearing filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 2 Motion to compel filed by Plaintiff Highland Capital Management, L.P.). Hearing to be held on 2/23/2021 at 09:00 AM Dallas Judge Jernigan Ctrm for 2 , (Annable, Zachery)
02/20/2021	14 (4 pgs) BNC certificate of mailing - PDF document. (RE: related document(s) 11 Order granting motion for expedited hearing (Related Doc 5)(document set for hearing: 2 Motion to compel) Hearing to be held on 2/23/2021 at 09:30 AM Dallas Judge Jernigan Ctrm for 2 , Entered on 2/18/2021. (Okafor, M.)) No. of Notices: 1. Notice Date 02/20/2021. (Admin.)
02/21/2021	15 (3 pgs) Notice to take deposition of James P. Seery Jr. filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P. (Vasek, Julian)
02/21/2021	16 (3 pgs) Notice to take deposition of Dustin Norris filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
02/21/2021	17 (3 pgs) Notice to take deposition of James Dondero filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
02/21/2021	18 (151 pgs; 15 docs) Witness and Exhibit List filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P. (RE: related document(s) 2 Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021. (Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Service). (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Exhibit D # 5 Exhibit E # 6 Exhibit F # 7 Exhibit G # 8 Exhibit H # 9 Exhibit I # 10 Exhibit J # 11 Exhibit K # 12 Exhibit L # 13 Exhibit M # 14 Exhibit N) (Vasek, Julian)
02/22/2021	19 (69 pgs; 6 docs) Amended Witness and Exhibit List filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 10 List (witness/exhibit/generic)). (Attachments: # 1 Exhibit 17 # 2 Exhibit 18 # 3 Exhibit 19 # 4 Exhibit 20 # 5 Exhibit 21) (Annable, Zachery)
02/22/2021	20 (27 pgs) Objection to (related document(s): 2 Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021. (Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Service filed by Plaintiff Highland Capital Management, L.P.) filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P. (Rukavina, Davor)
02/23/2021	21 (1 pg) Request for transcript regarding a hearing held on 2/23/2021. The requested turn-around time is hourly. (Edmond, Michael)
02/23/2021	22 (6 pgs) Certificate of service re: 1) Debtor's Witness and Exhibit List with Respect to Evidentiary Hearing to be Held on February 23, 2021; and 2) Order Granting Debtor's Motion for Expedited Hearing on it's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Implement a Plan for the Transition of Services by February 28, 2021 Filed by Claims Agent Kurtzman Carson Consultants LLC

	<p>(related document(s)10 Witness and Exhibit List filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)2 Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021. (<i>Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Service</i>). (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 # 5 Exhibit 5 # 6 Exhibit 6 # 7 Exhibit 7 # 8 Exhibit 8 # 9 Exhibit 9 # 10 Exhibit 10 # 11 Exhibit 11 # 12 Exhibit 12 # 13 Exhibit 13 # 14 Exhibit 14 # 15 Exhibit 15 # 16 Exhibit 16) filed by Plaintiff Highland Capital Management, L.P., 11 Order granting motion for expedited hearing (Related Doc5)(document set for hearing: 2 Motion to compel) Hearing to be held on 2/23/2021 at 09:30 AM Dallas Judge Jernigan Ctrm for 2, Entered on 2/18/2021. (Okafor, M.)). (Kass, Albert)</p>
02/23/2021	<p>23 Hearing held on 2/23/2021. (RE: related document(s)2 Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021, (Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Services by February 28, 2021) filed by Plaintiff Highland Capital Management, L.P. filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris and J. Pomeranz for Debtor; L. Hogewood and D. Rukavina for Advisors; J. Wilson and B. Assink for J. Dondero; M. Clemente for UCC. Evidentiary hearing. Motion moot, as a result of evidence and findings that court made on the record. Mr. Morris to upload an order consistent with the courts ruling.) (Edmond, Michael) (Entered: 02/24/2021)</p>
02/23/2021	<p>27 (1 pg) Court admitted exhibits date of hearing February 23, 2021 (RE: related document(s)2 Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021. (Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Services by February 28, 2021) filed by Plaintiff Highland Capital Management, L.P.) (COURT ADMITTED PLAINTIFF'S EXHIBIT'S #1 THROUGH #21 ADMITTED BY JOHN MORRIS THAT APPEAR AT DOC. #10 & #19 AND DEFENDANT EXHIBIT'S #A THROUGH #N THAT APPEAR AT DOC. #18 & EXHIBIT #0 (TO BE SUPPLEMENTED IN) BY DAVOR RUKAVINA) (Edmond, Michael) (Entered: 02/25/2021)</p>
02/24/2021	<p>24 (7 pgs) Support/supplemental document <i>Letter to Court Regarding Proposed Order</i> filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P. (RE: related document(s) 23 Hearing held). (Rukavina, Davor)</p>
02/24/2021	<p>25 (5 pgs) Order dismissing motion to compel as moot. (related document # 2) Entered on 2/24/2021. (Bradden, T.)</p>
02/25/2021	<p>26 (239 pgs) Transcript regarding Hearing Held 02/23/2021 (239 pgs.) RE: Motion for Mandatory Injunction. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 05/26/2021. Until that time the transcript may be viewed at the Clerk's Office or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Kathy Rehling, kathyrehlingtranscripts@gmail.com, Telephone number 972-786-3063. (RE: related document(s) 23 Hearing held on 2/23/2021. (RE: related document(s)2 Motion to compel Adoption and Implementation of a Plan for the Transition of Services by February 28, 2021, (Debtor's Emergency Motion for a Mandatory Injunction Requiring the Advisors to Adopt and Implement a Plan for the Transition of Services by February 28, 2021) filed by Plaintiff Highland Capital Management, L.P. filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris and J. Pomeranz for Debtor; L. Hogewood and D. Rukavina for Advisors; J. Wilson and B. Assink for J. Dondero; M. Clemente for UCC. Evidentiary hearing. Motion moot, as a result of evidence and findings that court made on the record. Mr. Morris to upload an order consistent with the courts ruling.)). Transcript to be made available to the public on 05/26/2021. (Rehling, Kathy)</p>
02/25/2021	<p>28 (21 pgs) Certificate of service re: <i>Documents Served on or Before February 23, 2021</i> Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s)13 Amended Notice of hearing filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)2 Motion to compel filed by Plaintiff Highland Capital Management, L.P.). Hearing to be held on 2/23/2021 at 09:00 AM Dallas Judge Jernigan Ctrm for 2, filed by Plaintiff Highland Capital Management, L.P., 16 Notice to take deposition of Dustin Norris filed by Plaintiff Highland Capital Management, L.P. filed by Plaintiff Highland Capital Management, L.P., 17 Notice to take deposition of James Dondero filed by Plaintiff Highland Capital</p>

	Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 19 Amended Witness and Exhibit List filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 10 List (witness/exhibit/generic)). (Attachments: # 1 Exhibit 17 # 2 Exhibit 18 # 3 Exhibit 19 # 4 Exhibit 20 # 5 Exhibit 21) filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
02/27/2021	29 (7 pgs) BNC certificate of mailing - PDF document. (RE: related document(s) 25 Order dismissing motion to compel as moot. (related document 2) Entered on 2/24/2021. (Bradden, T.)) No. of Notices: 1. Notice Date 02/27/2021. (Admin.)
03/01/2021	30 (5 pgs) Certificate of service re: <i>Order</i> Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 25 Order dismissing motion to compel as moot. (related document 2) Entered on 2/24/2021. (Bradden, T.)). (Kass, Albert)
03/10/2021	31 (3 pgs) Notice of Appearance and Request for Notice by Paige Holden Montgomery filed by Interested Party Committee of Unsecured Creditors. (Montgomery, Paige)
03/10/2021	32 (3 pgs) Notice of Appearance and Request for Notice by Juliana Hoffman filed by Interested Party Committee of Unsecured Creditors. (Hoffman, Juliana)
03/22/2021	33 (7 pgs) Answer to complaint filed by Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P.. (Rukavina, Davor)
07/12/2021	34 Hearing held on 7/12/2021. (RE: related document(s) 1 Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Nature(s) of suit: 91 (Declaratory judgment). 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other). filed by Plaintiff Highland Capital Management, L.P.) (Appearances: D. Rukavina. Nonevidentiary TDC. Matter is being consolidated with Defendants trial in September on its asserted administrative claims. Counsel should submit an agreed order to this effect.) (Edmond, Michael) (Entered: 07/13/2021)
07/14/2021	 35 (1 pg) PDF with attached Audio File. Court Date & Time [07/12/2021 01:37:35 PM]. File Size [1287 KB]. Run Time [00:05:29]. (admin).
08/04/2021	36 (7 pgs) Stipulation by Highland Capital Management, L.P. and Highland Capital Management Fund Advisors, L.P., and NexPoint Advisors, L.P.. filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 8 Standing scheduling order in an adversary proceeding). (Annable, Zachery)
08/06/2021	37 (11 pgs) Order approving stipulation (A) amending schedule and (B) consolidating and resolving certain matters (RE: related document(s) 2607 Stipulation filed by Debtor Highland Capital Management, L.P. (RE: related document(s) 36 Stipulation and 1 Complaint filed by Plaintiff Highland Capital Management, L.P.). Trial date set for 12/7/2021 at 09:30 AM at Dallas Judge Jernigan Ctrm. Entered on 8/6/2021 (Okafor, M.)
08/06/2021	38 (5 pgs) Certificate of service re: <i>Stipulation (A) Amending Scheduling Order and (B) Consolidating and Resolving Certain Matters</i> Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 36 Stipulation by Highland Capital Management, L.P. and Highland Capital Management Fund Advisors, L.P., and NexPoint Advisors, L.P.. filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 8 Standing scheduling order in an adversary proceeding). filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
08/08/2021	39 (13 pgs) BNC certificate of mailing - PDF document. (RE: related document(s) 37 Order approving stipulation (A) amending schedule and (B) consolidating and resolving certain matters (RE: related document(s) 2607 Stipulation filed by Debtor Highland Capital Management, L.P. (RE: related document(s) 36 Stipulation and 1 Complaint filed by Plaintiff Highland Capital Management, L.P.). Trial

	date set for 12/7/2021 at 09:30 AM at Dallas Judge Jernigan Ctrm. Entered on 8/6/2021 (Okafor, M.) No. of Notices: 1. Notice Date 08/08/2021. (Admin.)
08/11/2021	40 (5 pgs) Certificate of service re: <i>Order Approving Stipulation (A) Amending Scheduling Order and (B) Consolidating and Resolving Certain Matters</i> Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 37 Order approving stipulation (A) amending schedule and (B) consolidating and resolving certain matters (RE: related document(s)2607 Stipulation filed by Debtor Highland Capital Management, L.P. (RE: related document(s) 36 Stipulation and 1 Complaint filed by Plaintiff Highland Capital Management, L.P.). Trial date set for 12/7/2021 at 09:30 AM at Dallas Judge Jernigan Ctrm. Entered on 8/6/2021 (Okafor, M.)). (Kass, Albert)
10/05/2021	41 (7 pgs) Notice to take deposition of Highland Capital Management Fund Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
10/11/2021	42 (5 pgs) Certificate of service re: Highlands Notice of Rule 30(b)(6) Deposition to Highland Capital Management Fund Advisors, L.P. Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 41 Notice to take deposition of Highland Capital Management Fund Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
11/01/2021	43 (3 pgs) <i>Notice of Reservation of Rights Regarding Application for Allowance of Administrative Expense Claim</i> filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P.. (Vasek, Julian)
12/09/2021	44 (3 pgs) Notice of Trial hearing filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P.. Trial date set for 2/8/2022 at 09:30 AM at at https://us-courts.webex.com/meet/jerniga . (Vasek, Julian)
12/15/2021	45 (6 pgs) Stipulation by Highland Capital Management, L.P. and Highland Capital Management Fund Advisors, L.P. and NexPoint Advisors, L.P.. filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 37 Order to set hearing). (Annable, Zachery)
12/17/2021	46 (10 pgs) Order approving stipulation regarding second amended scheduling order (RE: related document(s) 1 Complaint filed by Plaintiff Highland Capital Management, L.P., 45 Stipulation filed by Plaintiff Highland Capital Management, L.P.). Trial Docket Call date set for 2/8-9/2022 at 09:30 AM Dallas Judge Jernigan Ctrm. Entered on 12/17/2021 (Okafor, Marcey)
12/19/2021	47 (12 pgs) BNC certificate of mailing - PDF document. (RE: related document(s) 46 Order approving stipulation regarding second amended scheduling order (RE: related document(s) 1 Complaint filed by Plaintiff Highland Capital Management, L.P., 45 Stipulation filed by Plaintiff Highland Capital Management, L.P.). Trial Docket Call date set for 2/8-9/2022 at 09:30 AM Dallas Judge Jernigan Ctrm. Entered on 12/17/2021) No. of Notices: 2. Notice Date 12/19/2021. (Admin.)
12/20/2021	48 (5 pgs) Certificate of service re: Stipulation Regarding Second Amended Scheduling Order Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 45 Stipulation by Highland Capital Management, L.P. and Highland Capital Management Fund Advisors, L.P. and NexPoint Advisors, L.P.. filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 37 Order to set hearing). filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
12/22/2021	49 (10 pgs) Reply to Debtors Objection to Application for Administrative Claim of Highland Capital Management Fund Advisors, L.P. and NexPoint Advisors, L.P. filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P.. (Vasek, Julian) Modified text on 12/23/2021 (Okafor, Marcey).
12/22/2021	50 (5 pgs) Certificate of service re: Order Approving Stipulation Regarding Second Amended

	Scheduling Order Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 46 Order approving stipulation regarding second amended scheduling order (RE: related document(s) 1 Complaint filed by Plaintiff Highland Capital Management, L.P., 45 Stipulation filed by Plaintiff Highland Capital Management, L.P.). Trial Docket Call date set for 2/8-9/2022 at 09:30 AM Dallas Judge Jernigan Ctrm. Entered on 12/17/2021). (Kass, Albert)
12/27/2021	51 (8 pgs) Subpoena on Frank Waterhouse filed by Plaintiff Highland Capital Management, L.P. (Annable, Zachery)
12/28/2021	52 (9 pgs) Certificate of service re: Plaintiff's Notice of Service of a Subpoena to Frank Waterhouse Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 51 Subpoena on Frank Waterhouse filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
01/04/2022	53 (8 pgs) Notice to take deposition of Highland Capital Management Fund Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
01/04/2022	54 (8 pgs) Notice to take deposition of NexPoint Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
01/04/2022	55 (3 pgs) Notice to take deposition of Dustin Norris filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
01/05/2022	56 (11 pgs) Response opposed to (related document(s): 49 Notice (generic) filed by Defendant Highland Capital Management Fund Advisors, L.P., Defendant NexPoint Advisors, L.P.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
01/06/2022	57 (12 pgs) Certificate of service re: 1) Highland's Amended Notice of Rule 30(b)(6) Deposition to (A) Highland Capital Management Fund Advisors, L.P. and (B) NexPoint Advisors, L.P.; 2) Highland's Amended Notice of Rule 30(b)(6) Deposition to (A) Highland Capital Management Fund Advisors, L.P. and (B) NexPoint Advisors, L.P.; and 3) Highland's Notice of Deposition to Dustin Norris Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 53 Notice to take deposition of Highland Capital Management Fund Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 54 Notice to take deposition of NexPoint Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 55 Notice to take deposition of Dustin Norris filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
01/07/2022	58 (5 pgs) Certificate of service re: Highland Capital Management, L.P.'s Reply in Further Support of Debtor's Objection to Application for Administrative Claims of Highland Capital Management Fund Advisors, L.P. and NexPoint Advisors, L.P. Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 56 Response opposed to (related document(s): 49 Notice (generic) filed by Defendant Highland Capital Management Fund Advisors, L.P., Defendant NexPoint Advisors, L.P.) filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
01/31/2022	59 (7 pgs; 2 docs) Joint Motion to continue hearing on (related documents 1 Complaint, 45 Stipulation) filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Plaintiff Highland Capital Management, L.P. (Attachments: # 1 Proposed Order) (Rukavina, Davor)
02/01/2022	60 (3 pgs) Agreed Amended Scheduling Order granting motion to continue trial (related document # 59) (related documents Complaint, Stipulation) Trial date set for 4/12/2022 at 09:30 AM at Dallas Judge Jernigan Ctrm. Entered on 2/1/2022. (Okafor, Marcey)
02/03/2022	61 (5 pgs) BNC certificate of mailing - PDF document. (RE: related document(s) 60 Agreed Amended Scheduling Order granting motion to continue trial (related document 59) (related documents Complaint,











	Stipulation) Trial date set for 4/12/2022 at 09:30 AM at Dallas Judge Jernigan Ctrm. Entered on 2/1/2022.) No. of Notices: 2. Notice Date 02/03/2022. (Admin.)
02/04/2022	62 (5 pgs) Certificate of service re: Agreed Amended Scheduling Order Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 60 Agreed Amended Scheduling Order granting motion to continue trial (related document 59) (related documents Complaint, Stipulation) Trial date set for 4/12/2022 at 09:30 AM at Dallas Judge Jernigan Ctrm. Entered on 2/1/2022.). (Kass, Albert)
02/26/2022	63 (3 pgs) Notice to take deposition of Dustin Norris filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
02/26/2022	64 (8 pgs) Notice to take deposition of Highland Capital Management Fund Advisors, L.P. and NexPoint Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
02/26/2022	65 (3 pgs) Notice to take deposition of Dennis J. Sauter, Jr. filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
03/02/2022	66 (8 pgs) Subpoena on Frank Waterhouse filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
03/03/2022	67 (12 pgs) Certificate of service re: 1) Highland's Amended Notice of Deposition to Dustin Norris; 2) Highland's Second Amended Notice of Rule 30(b)(6) Deposition to (A) Highland Capital Management Fund Advisors, L.P. and (B) NexPoint Advisors, L.P.; and 3) Highland's Amended Notice of Deposition to Dennis J. Sauter, Jr. Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 63 Notice to take deposition of Dustin Norris filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 64 Notice to take deposition of Highland Capital Management Fund Advisors, L.P. and NexPoint Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 65 Notice to take deposition of Dennis J. Sauter, Jr. filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
03/07/2022	68 (9 pgs) Certificate of service re: Plaintiff's Amended Notice of Service of a Subpoena to Frank Waterhouse Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 66 Subpoena on Frank Waterhouse filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
03/15/2022	69 (7 pgs) Subpoena on Frank Waterhouse filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
03/15/2022	70 (11 pgs) Subpoena on Highland Capital Management Fund Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
03/15/2022	71 (11 pgs) Subpoena on NexPoint Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
03/16/2022	72 (10 pgs) Certificate of service re: 1) Plaintiff's Second Amended Notice of Service of a Subpoena to Frank Waterhouse; 2) Plaintiff's Notice of Service of Trial Subpoena to Highland Capital Management Fund Advisors, L.P.; and 3) Plaintiff's Notice of Service of Trial Subpoena to NexPoint Advisors, L.P. Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 69 Subpoena on Frank Waterhouse filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 70 Subpoena on Highland Capital Management Fund Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 71 Subpoena on NexPoint Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)

03/22/2022	<p>73 (7 pgs) Subpoena on Frank Waterhouse filed by Plaintiff Highland Capital Management, L.P. (Annable, Zachery)</p>
03/24/2022	<p>74 (10 pgs) Certificate of service re: Plaintiffs Third Amended Notice of Service of a Subpoena to Frank Waterhouse Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s)73 Subpoena on Frank Waterhouse filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)</p>
04/01/2022	<p>75 (11 pgs) Subpoena on NexPoint Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)</p>
04/01/2022	<p>76 (11 pgs) Subpoena on Highland Capital Management Fund Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)</p>
04/01/2022	<p>77 (7 pgs) Subpoena on James Dondero filed by Plaintiff Highland Capital Management, L.P. (Annable, Zachery)</p>
04/01/2022	<p>78 (7 pgs) Subpoena on Dustin Norris filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)</p>
04/01/2022	<p>79 (7 pgs) Subpoena on The Retail Board filed by Plaintiff Highland Capital Management, L.P. (Annable, Zachery)</p>
04/01/2022	<p>80 (1989 pgs; 172 docs) (REDACTED EXHIBITS ADDED 04/18/2022); Witness and Exhibit List (<i>Reorganized Debtor's Witness and Exhibit List with Respect to Trial to Be Held on April 12-13, 2022</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)1 Complaint). (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 # 5 Exhibit 5 # 6 Exhibit 6 # 7 Exhibit 7 # 8 Exhibit 8 # 9 Exhibit 9 # 10 Exhibit 10 # 11 Exhibit 11 # 12 Exhibit 12 # 13 Exhibit 13 # 14 Exhibit 14 # 15 Exhibit 15 # 16 Exhibit 16 # 17 Exhibit 17 # 18 Exhibit 18 # 19 Exhibit 19 # 20 Exhibit 20 # 21 Exhibit 21 # 22 Exhibit 22 # 23 Exhibit 23 # 24 Exhibit 24 # 25 Exhibit 25 # 26 Exhibit 26 # 27 Exhibit 27 # 28 Exhibit 28 # 29 Exhibit 29 # 30 Exhibit 30 # 31 Exhibit 31 # 32 Exhibit 32 # 33 Exhibit 33 # 34 Exhibit 34 # 35 Exhibit 35 # 36 Exhibit 36 # 37 Exhibit 37 # 38 Exhibit 38 # 39 Exhibit 39 # 40 Exhibit 40 # 41 Exhibit 41 # 42 Exhibit 42 # 43 Exhibit 43 # 44 Exhibit 44 # 45 Exhibit 45 # 46 Exhibit 46 # 47 Exhibit 47 # 48 Exhibit 48 # 49 Exhibit 49 # 50 Exhibit 50 # 51 Exhibit 51 # 52 Exhibit 52 # 53 Exhibit 53 # 54 Exhibit 54 # 55 Exhibit 55 # 56 Exhibit 56 # 57 Exhibit 57 # 58 Exhibit 58 # 59 Exhibit 59 # 60 Exhibit 60 # 61 Exhibit 61 # 62 Exhibit 62 # 63 Exhibit 63 # 64 Exhibit 64 # 65 Exhibit 65 # 66 Exhibit 66 # 67 Exhibit 67 # 68 Exhibit 68 # 69 Exhibit 69 # 70 Exhibit 70 # 71 Exhibit 71 # 72 Exhibit 72 # 73 Exhibit 73 # 74 Exhibit 74 # 75 Exhibit 75 # 76 Exhibit 76 # 77 Exhibit 77 # 78 Exhibit 78 # 79 Exhibit 79 # 80 Exhibit 80 # 81 Exhibit 81 # 82 Exhibit 82 # 83 Exhibit 83 # 84 Exhibit 84 # 85 Exhibit 85 # 86 Exhibit 86 # 87 Exhibit 87 # 88 Exhibit 88 # 89 Exhibit 89 # 90 Exhibit 90 # 91 Exhibit 91 # 92 Exhibit 92 # 93 Exhibit 93 # 94 Exhibit 94 # 95 Exhibit 95 # 96 Exhibit 96 # 97 Exhibit 97 # 98 Exhibit 98 # 99 Exhibit 99 # 100 Exhibit 100 # 101 Exhibit 101 # 102 Exhibit 102 # 103 Exhibit 103 # 104 Exhibit 104 # 105 Exhibit 105 # 106 Exhibit 106 # 107 Exhibit 107 # 108 Exhibit 108 # 109 Exhibit 109 # 110 Exhibit 110 # 111 Exhibit 111 # 112 Exhibit 112 # 113 Exhibit 113 # 114 Exhibit 114 # 115 Exhibit 115 # 116 Exhibit 116 # 117 Exhibit 117 # 118 Exhibit 118 # 119 Exhibit 119 # 120 Exhibit 120 # 121 Exhibit 121 # 122 Exhibit 122 # 123 Exhibit 123 # 124 Exhibit 124 # 125 Exhibit 125 # 126 Exhibit 126 # 127 Exhibit 127 # 128 Exhibit 128 # 129 Exhibit 129 # 130 Exhibit 130 # 131 Exhibit 131 # 132 Exhibit 132 # 133 Exhibit 133 # 134 Exhibit 134 # 135 Exhibit 135 # 136 Exhibit 136 # 137 Exhibit 137 # 138 Exhibit 138 # 139 Exhibit 139 # 140 Exhibit 140 # 141 Exhibit 141 # 142 Exhibit 142 # 143 Exhibit 143 # 144 Exhibit 144 # 145 Exhibit 145 # 146 Exhibit 146 # 147 Exhibit 147 # 148 Exhibit 148 # 149 Exhibit 149 # 150 Exhibit 150 # 151 Exhibit 151 # 152 Exhibit 152 # 153 Exhibit 153 # 154 Exhibit 154 # 155 Exhibit 155 # 156 Exhibit 156 # 157 Exhibit 157 # 158 Exhibit 158 # 159 Exhibit 159) (Annable, Zachery) Additional attachment(s) added on 4/18/2022 (Okafor, Marcey).</p>
04/01/2022	<p>81 (4 pgs) Witness and Exhibit List / <i>Advisors' Trial Witness and Exhibit List</i> filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P. (RE: related document(s)1 Complaint). (Berghman, Thomas)</p>

04/05/2022	<p>● 82 (4 pgs) Objection to (related document(s): 80 List (witness/exhibit/generic) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P. (Berghman, Thomas)</p>
04/05/2022	<p>● 83 (3 pgs) Objection to (related document(s): 81 List (witness/exhibit/generic) filed by Defendant Highland Capital Management Fund Advisors, L.P., Defendant NexPoint Advisors, L.P.) (<i>Reorganized Debtor's Objections to Advisors' Trial Witness and Exhibit List</i>) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)</p>
04/06/2022	<p>● 84 (4 pgs) Certificate of service re: Subpoena to Appear and Testify at a Hearing or Trial in a Bankruptcy Case (or Adversary Proceeding) (<i>Affidavit of Service</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)78 Subpoena). (Annable, Zachery)</p>
04/06/2022	<p>● 85 (4 pgs) Certificate of service re: Subpoena to Appear and Testify at a Hearing or Trial in a Bankruptcy Case (or Adversary Proceeding) (<i>Affidavit of Service</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)77 Subpoena). (Annable, Zachery)</p>
04/06/2022	<p>● 86 (8 pgs) Certificate of service re: Subpoena to Appear and Testify at a Hearing or Trial in a Bankruptcy Case (or Adversary Proceeding) (<i>Affidavit of Service</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)76 Subpoena). (Annable, Zachery)</p>
04/06/2022	<p>● 87 (9 pgs) Certificate of service re: Subpoena to Appear and Testify at a Hearing or Trial in a Bankruptcy Case (or Adversary Proceeding) (<i>Affidavit of Service</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)76 Subpoena). (Annable, Zachery)</p>
04/06/2022	<p>● 88 (8 pgs) Certificate of service re: Subpoena to Appear and Testify at a Hearing or Trial in a Bankruptcy Case (or Adversary Proceeding) (<i>Affidavit of Service</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)75 Subpoena). (Annable, Zachery)</p>
04/06/2022	<p>● 89 (9 pgs) Certificate of service re: Subpoena to Appear and Testify at a Hearing or Trial in a Bankruptcy Case (or Adversary Proceeding) (<i>Affidavit of Service</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)75 Subpoena). (Annable, Zachery)</p>
04/06/2022	<p>● 90 (23 pgs) Brief in opposition filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P. (RE: related document(s)1 Complaint). (Rukavina, Davor)</p>
04/06/2022	<p>● 91 (68 pgs) Proposed findings of fact and conclusions of law filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)1 Complaint). (Annable, Zachery)</p>
04/06/2022	<p>● 92 (18 pgs) Proposed pre-trial order filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)</p>
04/07/2022	<p>● 93 (17 pgs) Certificate of service re: Documents Served on April 1, 2022 Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s)75 Subpoena on NexPoint Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 76 Subpoena on Highland Capital Management Fund Advisors, L.P. filed by Plaintiff Highland Capital Management, L.P., 77 Subpoena on James Dondero filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 78 Subpoena on Dustin Norris filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 79 Subpoena on The Retail Board filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 80 Witness and Exhibit List (<i>Reorganized Debtor's Witness and Exhibit List with Respect to Trial to Be Held on April 12-13, 2022</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)1 Complaint). (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 # 5 Exhibit 5 # 6 Exhibit 6 # 7</p>

	Exhibit 7 # 8 Exhibit 8 # 9 Exhibit 9 # 10 Exhibit 10 # 11 Exhibit 11 # 12 Exhibit 12 # 13 Exhibit 13 # 14 Exhibit 14 # 15 Exhibit 15 # 16 Exhibit 16 # 17 Exhibit 17 # 18 Exhibit 18 # 19 Exhibit 19 # 20 Exhibit 20 # 21 Exhibit 21 # 22 Exhibit 22 # 23 Exhibit 23 # 24 Exhibit 24 # 25 Exhibit 25 # 26 Exhibit 26 # 27 Exhibit 27 # 28 Exhibit 28 # 29 Exhibit 29 # 30 Exhibit 30 # 31 Exhibit 31 # 32 Exhibit 32 # 33 Exhibit 33 # 34 Exhibit 34 # 35 Exhibit 35 # 36 Exhibit 36 # 37 Exhibit 37 # 38 Exhibit 38 # 39 Exhibit 39 # 40 Exhibit 40 # 41 Exhibit 41 # 42 Exhibit 42 # 43 Exhibit 43 # 44 Exhibit 44 # 45 Exhibit 45 # 46 Exhibit 46 # 47 Exhibit 47 # 48 Exhibit 48 # 49 Exhibit 49 # 50 Exhibit 50 # 51 Exhibit 51 # 52 Exhibit 52 # 53 Exhibit 53 # 54 Exhibit 54 # 55 Exhibit 55 # 56 Exhibit 56 # 57 Exhibit 57 # 58 Exhibit 58 # 59 Exhibit 59 # 60 Exhibit 60 # 61 Exhibit 61 # 62 Exhibit 62 # 63 Exhibit 63 # 64 Exhibit 64 # 65 Exhibit 65 # 66 Exhibit 66 # 67 Exhibit 67 # 68 Exhibit 68 # 69 Exhibit 69 # 70 Exhibit 70 # 71 Exhibit 71 # 72 Exhibit 72 # 73 Exhibit 73 # 74 Exhibit 74 # 75 Exhibit 75 # 76 Exhibit 76 # 77 Exhibit 77 # 78 Exhibit 78 # 79 Exhibit 79 # 80 Exhibit 80 # 81 Exhibit 81 # 82 Exhibit 82 # 83 Exhibit 83 # 84 Exhibit 84 # 85 Exhibit 85 # 86 Exhibit 86 # 87 Exhibit 87 # 88 Exhibit 88 # 89 Exhibit 89 # 90 Exhibit 90 # 91 Exhibit 91 # 92 Exhibit 92 # 93 Exhibit 93 # 94 Exhibit 94 # 95 Exhibit 95 # 96 Exhibit 96 # 97 Exhibit 97 # 98 Exhibit 98 # 99 Exhibit 99 # 100 Exhibit 100 # 101 Exhibit 101 # 102 Exhibit 102 # 103 Exhibit 103 # 104 Exhibit 104 # 105 Exhibit 105 # 106 Exhibit 106 # 107 Exhibit 107 # 108 Exhibit 108 # 109 Exhibit 109 # 110 Exhibit 110 # 111 Exhibit 111 # 112 Exhibit 112 # 113 Exhibit 113 # 114 Exhibit 114 # 115 Exhibit 115 # 116 Exhibit 116 # 117 Exhibit 117 # 118 Exhibit 118 # 119 Exhibit 119 # 120 Exhibit 120 # 121 Exhibit 121 # 122 Exhibit 122 # 123 Exhibit 123 # 124 Exhibit 124 # 125 Exhibit 125 # 126 Exhibit 126 # 127 Exhibit 127 # 128 Exhibit 128 # 129 Exhibit 129 # 130 Exhibit 130 # 131 Exhibit 131 # 132 Exhibit 132 # 133 Exhibit 133 # 134 Exhibit 134 # 135 Exhibit 135 # 136 Exhibit 136 # 137 Exhibit 137 # 138 Exhibit 138 # 139 Exhibit 139 # 140 Exhibit 140 # 141 Exhibit 141 # 142 Exhibit 142 # 143 Exhibit 143 # 144 Exhibit 144 # 145 Exhibit 145 # 146 Exhibit 146 # 147 Exhibit 147 # 148 Exhibit 148 # 149 Exhibit 149 # 150 Exhibit 150 # 151 Exhibit 151 # 152 Exhibit 152 # 153 Exhibit 153 # 154 Exhibit 154 # 155 Exhibit 155 # 156 Exhibit 156 # 157 Exhibit 157 # 158 Exhibit 158 # 159 Exhibit 159) filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
04/07/2022	94 (5 pgs) Certificate of service re: Reorganized Debtor's Objections to Advisors' Trial Witness and Exhibit List Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 83 Objection to (related document(s): 81 List (witness/exhibit/generic) filed by Defendant Highland Capital Management Fund Advisors, L.P., Defendant NexPoint Advisors, L.P.)(<i>Reorganized Debtor's Objections to Advisors' Trial Witness and Exhibit List</i>) filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
04/08/2022	95 (7 pgs) Subpoena on Frank Waterhouse filed by Plaintiff Highland Capital Management, L.P. (Annable, Zachery)
04/08/2022	96 (18 pgs) Joint Pre-Trial order (RE: related document(s) 1 Complaint filed by Plaintiff Highland Capital Management, L.P.). Entered on 4/8/2022 (Okafor, Marcey)
04/08/2022	97 (98 pgs; 13 docs) Motion to redact/restrict Emergency Redact (related document(s): 80) (Fee Amount \$26) filed by Plaintiff Highland Capital Management, L.P. (Attachments: # 1 Exhibit 31 (Redacted) # 2 Exhibit 32 (Redacted) # 3 Exhibit 34 (Redacted) # 4 Exhibit 36 (Redacted) # 5 Exhibit 37 (Redacted) # 6 Exhibit 38 (Redacted) # 7 Exhibit 39 (Redacted) # 8 Exhibit 40 (Redacted) # 9 Exhibit 49 (Redacted) # 10 Exhibit 76 (Redacted) # 11 Exhibit 86 (Redacted) # 12 Exhibit 142 (Redacted)) (Annable, Zachery)
04/08/2022	Receipt of filing fee for Motion to Redact/Restrict From Public View(21-03010-sgj) [motion,mredact] (26.00). Receipt number A29454882, amount \$ 26.00 (re: Doc# 97). (U.S. Treasury)
04/08/2022	98 (4 pgs) Support/supplemental document - <i>OBJECTIONS TO TRIAL SUBPOENAS DUCES TECUM</i> filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P. (RE: related document(s) 75 Subpoena, 76 Subpoena). (Berghman, Thomas)
04/08/2022	99 (4 pgs) Certificate of service re: re 1) Highland's Proposed Findings of Fact and Conclusions of Law; and 2) Joint Pretrial Order Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 91 Proposed findings of fact and conclusions of law filed by Plaintiff Highland Capital

	Management, L.P. (RE: related document(s) 1 Complaint). filed by Plaintiff Highland Capital Management, L.P., 92 Proposed pre-trial order filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
04/10/2022	100 (20 pgs) BNC certificate of mailing - PDF document. (RE: related document(s) 96 Joint Pre-Trial order (RE: related document(s) 1 Complaint filed by Plaintiff Highland Capital Management, L.P.). Entered on 4/8/2022) No. of Notices: 2. Notice Date 04/10/2022. (Admin.)
04/11/2022	101 (10 pgs) Objection to (related document(s): 98 Support/supplemental document filed by Defendant Highland Capital Management Fund Advisors, L.P., Defendant NexPoint Advisors, L.P.)(<i>Highland's Response to Objections to Trial Subpoenas Duces Tecum</i>) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
04/11/2022	102 (337 pgs; 6 docs) Declaration re: (<i>Declaration of John A. Morris in Support of Highland's Response to Objections to Trial Subpoenas Duces Tecum</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 101 Objection). (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 # 5 Exhibit 5) (Annable, Zachery)
04/12/2022	103 (12 pgs) Certificate of service re: 1) Plaintiff's Notice of Service of a Trial Subpoena to Frank Waterhouse ; 2) Joint Pretrial Order; and 3) Reorganized Debtor's Emergency Motion to Redact Certain Exhibits Attached to Reorganized Debtor's Witness and Exhibit List with Respect to Trial to be Held on April 12 - 13, 2022 Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 95 Subpoena on Frank Waterhouse filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 96 Joint Pre-Trial order (RE: related document(s) 1 Complaint filed by Plaintiff Highland Capital Management, L.P.). Entered on 4/8/2022, 97 Motion to redact/restrict Emergency Redact (related document(s): 80) (Fee Amount \$26) filed by Plaintiff Highland Capital Management, L.P. (Attachments: # 1 Exhibit 31 (Redacted) # 2 Exhibit 32 (Redacted) # 3 Exhibit 34 (Redacted) # 4 Exhibit 36 (Redacted) # 5 Exhibit 37 (Redacted) # 6 Exhibit 38 (Redacted) # 7 Exhibit 39 (Redacted) # 8 Exhibit 40 (Redacted) # 9 Exhibit 49 (Redacted) # 10 Exhibit 76 (Redacted) # 11 Exhibit 86 (Redacted) # 12 Exhibit 142 (Redacted)) filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
04/12/2022	104 (5 pgs) Certificate of service re: 1) Highland's Response to Objections to Trial Subpoenas Duces Tecum; and 2) Declaration of John A. Morris in Support of Highland's Response to Objections to Trial Subpoenas Duces Tecum Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 101 Objection to (related document(s): 98 Support/supplemental document filed by Defendant Highland Capital Management Fund Advisors, L.P., Defendant NexPoint Advisors, L.P.)(<i>Highland's Response to Objections to Trial Subpoenas Duces Tecum</i>) filed by Plaintiff Highland Capital Management, L.P.. filed by Plaintiff Highland Capital Management, L.P., 102 Declaration re: (<i>Declaration of John A. Morris in Support of Highland's Response to Objections to Trial Subpoenas Duces Tecum</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 101 Objection). (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 # 5 Exhibit 5) filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
04/12/2022	105 Hearing continued (RE: related document(s) 1 Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Nature(s) of suit: 91 (Declaratory judgment). 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other), filed by Plaintiff Highland Capital Management, L.P.) Continued Hearing to be held on 4/13/2022 at 09:30 AM Dallas Judge Jernigan Ctrm for 1 , (Edmond, Michael) (Entered: 04/13/2022)
04/12/2022	106 (1 pg) Request for transcript regarding a hearing held on 4/12/2022. The requested turn-around time is hourly. (Edmond, Michael) (Entered: 04/13/2022)
04/12/2022	115 (1 pg) Court admitted exhibits date of hearing April 12, 2022 (RE: related document(s) 1 Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Nature(s) of suit: 91 (Declaratory judgment).

	02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other). filed by Plaintiff Highland Capital Management, L.P.) (COURT ADMITTED ALL OF PLAINTIFF'S/DEBTOR EXHIBITS #1 THROUGH #161 BY JOHN MORRIS & COURT ADMITTED DEFENDANT'S/HCM FUND ADVISORS, L.P. AND NEXPOINT ADVISORS, L.P., EXHIBITS #A, #B, #C, #D, #E, #F, #G, #H, #I, #J, #K, #M, #N, #O, #P, #Q, #R, #S, #T, #U, #V, #W, #X, #Y, #AA, #BB, #CC & #EE BY DAVOR RUKAVINA) (Edmond, Michael) (Entered: 04/15/2022)
04/13/2022	 107 (1 pg) Request for transcript regarding a hearing held on 4/12/2022. The requested turn-around time is hourly (Bergreen, J.)
04/13/2022	 108 (1 pg) Request for transcript regarding a hearing held on 4/13/2022. The requested turn-around time is hourly. (Edmond, Michael)
04/13/2022	 109 Hearing held on 4/13/2022. (RE: related document(s) 1 Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Adversary Cover Sheet). Nature(s) of suit: 91 (Declaratory judgment). 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other). filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris, H. Winograd, and G. Demo for Reorganized Debtor; D. Rukavina and T. Berghman for HCMFA and NPA. Evidentiary hearing. Evidence closed. Court will schedule closing arguments (WebEx only) in one-two week time frame. Court room deputy will reach out to parties regarding same.) (Edmond, Michael) (Entered: 04/14/2022)
04/14/2022	 110 (155 pgs) Transcript regarding Hearing Held 04/12/2022 (155 pages) RE: Trial Day 1 (9:38 am to 2:19 pm segment). THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 07/13/2022. Until that time the transcript may be viewed at the Clerk's Office or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Kathy Rehling, kathyrehlingtranscripts@gmail.com, Telephone number 972-783-3063. (RE: related document(s) 105 Hearing continued (RE: related document(s) 1 Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Nature(s) of suit: 91 (Declaratory judgment). 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other), filed by Plaintiff Highland Capital Management, L.P.) Continued Hearing to be held on 4/13/2022 at 09:30 AM Dallas Judge Jernigan Ctrm for 1). Transcript to be made available to the public on 07/13/2022. (Rehling, Kathy)
04/14/2022	  111 (1 pg) PDF with attached Audio File. Court Date & Time [04/12/2022 08:44:21 AM]. File Size [124265 KB]. Run Time [08:52:34]. (admin).
04/14/2022	  112 (1 pg) PDF with attached Audio File. Court Date & Time [04/13/2022 08:49:27 AM]. File Size [25764 KB]. Run Time [01:50:11]. (admin).
04/15/2022	 113 (161 pgs) Transcript regarding Hearing Held 04/12/2022 RE: hearing. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 07/14/2022. Until that time the transcript may be viewed at the Clerk's Office or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Acorn Transcripts, LLC, Telephone number 1-800-750-5747. (RE: related document(s) 105 Hearing continued (RE: related document(s) 1 Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Nature(s) of suit: 91 (Declaratory judgment). 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other), filed by Plaintiff Highland Capital Management, L.P.) Continued Hearing to be held on 4/13/2022 at 09:30 AM Dallas Judge Jernigan Ctrm for 1). Transcript to be made available to the public on 07/14/2022. (Gardelli, Nancy)
04/15/2022	 114 (84 pgs) Transcript regarding Hearing Held 04/13/2022 RE: Hearing. THIS TRANSCRIPT WILL

	<p>BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 07/14/2022. Until that time the transcript may be viewed at the Clerk's Office or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Acorn Transcripts, LLC, Telephone number 1-800-750-5747. (RE: related document(s) 109 Hearing held on 4/13/2022. (RE: related document(s) 1 Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Adversary Cover Sheet). Nature(s) of suit: 91 (Declaratory judgment). 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other). filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris, H. Winograd, and G. Demo for Reorganized Debtor; D. Rukavina and T. Berghman for HCMFA and NPA. Evidentiary hearing. Evidence closed. Court will schedule closing arguments (WebEx only) in one-two week time frame. Court room deputy will reach out to parties regarding same.)). Transcript to be made available to the public on 07/14/2022. (Gardelli, Nancy)</p>
04/18/2022	<p>116 (181 pgs) Transcript regarding Hearing Held 04/13/22 RE: Trial PM Session. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 07/18/2022. Until that time the transcript may be viewed at the Clerk's Office or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Liberty Transcripts/Dipti Patel, Telephone number 847-848-4907. (RE: related document(s) 109 Hearing held on 4/13/2022. (RE: related document(s) 1 Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Adversary Cover Sheet). Nature(s) of suit: 91 (Declaratory judgment). 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other). filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris, H. Winograd, and G. Demo for Reorganized Debtor; D. Rukavina and T. Berghman for HCMFA and NPA. Evidentiary hearing. Evidence closed. Court will schedule closing arguments (WebEx only) in one-two week time frame. Court room deputy will reach out to parties regarding same.)). Transcript to be made available to the public on 07/18/2022. (Patel, Dipti)</p>
04/18/2022	<p>117 (17 pgs; 3 docs) Amended Witness and Exhibit List (<i>Reorganized Debtor's Amended Witness and Exhibit List with Respect to Trial to Be Held on April 12-13, 2022</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 80 List (witness/exhibit/generic)). (Attachments: # 1 Exhibit 160 # 2 Exhibit 161) (Annable, Zachery)</p>
04/18/2022	<p>118 (3 pgs) Order Granting Emergency Motion to Redact Certain Exhibits (Related Doc # 97) Entered on 4/18/2022. (Okafor, Marcey)</p>
04/19/2022	<p>119 Trial/Closing arguments set (RE: related document(s) 1 Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P.. Fee Amount \$350 (Attachments: # 1 Exhibit A # 2 Exhibit B # 3 Exhibit C # 4 Exhibit D # 5 Exhibit E # 6 Exhibit F # 7 Exhibit G # 8 Exhibit H # 9 Exhibit I # 10 Exhibit J # 11 Adversary Cover Sheet). Nature(s) of suit: 91 (Declaratory judgment). 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other). filed by Plaintiff Highland Capital Management, L.P.) Trial date set for 4/27/2022 at 01:30 PM at at https://us-courts.webex.com/meet/jerniga. Parties should appear via Webex. (Ellison, T.)</p>
04/20/2022	<p>120 (4 pgs) Certificate of service re: 1) Reorganized Debtor's Amended Witness and Exhibit List with Respect to Trial to be Held on April 12 - 13, 2022; and 2) Order Granting Emergency Motion to Redact Certain Exhibits Attached to Reorganized Debtor's Witness and Exhibit List with Respect to Trial to be Held on April 12 - 13, 2022 Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) 117 Amended Witness and Exhibit List (<i>Reorganized Debtor's Amended Witness and Exhibit List with Respect to Trial to Be Held on April 12-13, 2022</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) 80 List (witness/exhibit/generic)). (Attachments: # 1 Exhibit 160 # 2 Exhibit 161) filed by Plaintiff Highland Capital Management, L.P., 118 Order Granting Emergency Motion to Redact Certain Exhibits (Related Doc 97) Entered on 4/18/2022.)). (Kass, Albert)</p>
04/27/2022	<p>121 Hearing held on 4/27/2022. (RE: related document(s) 1 Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint</p>

	Advisors, L.P., Adversary Cover Sheet). Nature(s) of suit: 91 (Declaratory judgment). 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other), filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris for Reorganized Debtor; D. Rukavina for HCMFA and NexPoint Advisors. Nonevidentiary hearing (closing arguments). Court took matter under advisement.) (Edmond, Michael) (Entered: 04/28/2022)
05/04/2022	123 (1 pg) Request for transcript regarding a hearing held on 4/27/2022. The requested turn-around time is hourly (Smith, Caitlyne) (Entered: 05/25/2022)
05/09/2022	122 (81 pgs) Transcript regarding Hearing Held 4/27/2022 RE: Closing Arguments. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 08/8/2022. Until that time the transcript may be viewed at the Clerk's Office or a copy may be obtained from the official court transcriber. Court Reporter/Transcriber Dipti Patel/Liberty Transcripts, Telephone number 847-848-4907. (RE: related document(s) 121 Hearing held on 4/27/2022. (RE: related document(s) 1 Adversary case 21-03010. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., Adversary Cover Sheet). Nature(s) of suit: 91 (Declaratory judgment). 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 72 (Injunctive relief - other), filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris for Reorganized Debtor; D. Rukavina for HCMFA and NexPoint Advisors. Nonevidentiary hearing (closing arguments). Court took matter under advisement.)). Transcript to be made available to the public on 08/8/2022. (Patel, Dipti)
08/30/2022	124 (60 pgs) Findings of fact and conclusions of law in support of judgment: (A) granting breach of contract claims asserted by the Reorganized Debtor; and (B) denying Defendants' requests for allowance of administrative expense claims (RE: related document(s) 1 Complaint filed by Plaintiff Highland Capital Management, L.P.). Entered on 8/30/2022 (Okafor, Marcey)
09/01/2022	125 (62 pgs) BNC certificate of mailing - PDF document. (RE: related document(s) 124 Findings of fact and conclusions of law in support of judgment: (A) granting breach of contract claims asserted by the Reorganized Debtor; and (B) denying Defendants' requests for allowance of administrative expense claims (RE: related document(s) 1 Complaint filed by Plaintiff Highland Capital Management, L.P.). Entered on 8/30/2022) No. of Notices: 2. Notice Date 09/01/2022. (Admin.)
09/14/2022	126 (3 pgs) Judgment (final). Entered on 9/14/2022 (Okafor, Marcey)
09/16/2022	127 (5 pgs) BNC certificate of mailing - PDF document. (RE: related document(s) 126 Judgment (final). Entered on 9/14/2022) No. of Notices: 2. Notice Date 09/16/2022. (Admin.)
09/20/2022	128 (6 pgs) Notice of appeal . Fee Amount \$298 filed by Defendants Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P. (RE: related document(s) 126 Judgment). Appellant Designation due by 10/4/2022. (Rukavina, Davor)
09/20/2022	Receipt of filing fee for Notice of appeal(21-03010-sgj) [appeal,ntcapl] (298.00). Receipt number A29832129, amount \$ 298.00 (re: Doc# 128). (U.S. Treasury)