

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

<b>In re</b>	§	
	§	<b>Civ. Act. No. 3:21-cv-0881-x</b>
<b>HIGHLAND CAPITAL MANAGEMENT, L.P.</b>	§	
	§	<b>Consolidated with:</b>
	§	<b>3:21-cv-0880-x</b>
<b>Reorganized Debtor/Plaintiff,</b>	§	<b>3:21-cv-1010-x</b>
	§	<b>3:21-cv-1378-x</b>
<b>v.</b>	§	<b>3:21-cv-1379-x</b>
	§	<b>3:21-cv-3160-x</b>
<b>NEXPOINT ASSET MANAGEMENT, L.P. (f/k/a HIGHLAND CAPITAL MANAGEMENT FUND ADVISORS, L.P.), et al.,</b>	§	<b>3:21-cv-3162-x</b>
	§	<b>3:21-cv-3179-x</b>
	§	<b>3:21-cv-3207-x</b>
	§	<b>3:22-cv-0789-x</b>
<b>Defendants.</b>	§	

**APPELLANTS’ STATEMENT OF ISSUES AND  
DESIGNATION OF RECORD ON APPEAL**

Appellants NexPoint Asset Management, L.P. (f/k/a Highland Capital Management Fund Advisors, L.P.) (“NexPoint”), NexPoint Advisors, L.P. (“NPA”), NexPoint Real Estate Partners, LLC (f/k/a HCRE Partners, LLC) (“HCRE”), Highland Capital Management Services, Inc. (“HCMS”) and James Dondero (“Dondero”) (collectively, “Appellants” or “Defendants”) hereby identify the following issues to be presented on appeal<sup>1</sup> of the Amended Final Judgments entered against them by the United States District Court for the Northern District of Texas, Dallas Division in consolidated Case No. 3:21-cv-00881-X [Dkt. 143, Dkt. 144, Dkt. 145, Dkt. 146, Dkt. 147, Dkt.

<sup>1</sup> Given that this appeal is governed exclusively by the Federal Rules of Appellate Procedure, rather than the Federal Rules of Bankruptcy Procedure, *see* Fed. R. App. P. 6(a) (including 1989 Advisory Committee Notes), there is no requirement for the Appellants to identify the issues on appeal prior to filing their brief. However, given this case’s unique procedural posture—*i.e.*, the fact that this consolidated civil matter originated in the Bankruptcy Court but was ultimately decided by the District Court following a decision to withdraw the reference—the Appellants elect to file a statement of the issues out of an abundance of caution. By doing so, however, the Appellants do not intend to waive any rights, including the right to brief issues not listed herein. Neither the Court, Appellee Highland Capital Management, L.P., nor anyone else should construe this document in any way to limit the scope of the issues preserved for appeal.



148] and, at the request of the Clerk of the United States Bankruptcy Court for the Northern District of Texas,<sup>2</sup> designate the following items to be included in the record to be certified and made available to the circuit clerk.

**I. STATEMENT OF ISSUES ON APPEAL**

**A. *Defendants Dondero (Adversary No. 21-03003, Civ. Act. No. 3:21-cv-01010), NexPoint (Adversary No. 21-03004, Civ. Act. No. 3:22-cv-00881), NPA (Adversary No. 21-03005, Civ. Act. No. 3:21-cv-00880), HCMS (Adversary No. 21-03006, Civ. Act. No. 3:21-cv-01378), and HCRE (Adversary No. 21-03007, Civ. Act. No. 3:21-cv-01379) identify the following issues on appeal:***

1. Whether the District Court erred in accepting the Report and Recommendations filed by the Bankruptcy Court on July 19, 2022 and overruling Defendants' objections asserting that the Report and Recommendation impermissibly ignored Defendants' summary judgment evidence.

2. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on July 19, 2022 and overruling Defendants' objections asserting that the Report and Recommendation impermissibly weighed the credibility of Defendants' summary judgment evidence.

3. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on July 19, 2022 and overruling Defendants' objections asserting that the Plaintiff was not entitled to summary judgment because Defendants raised genuine issues of material fact precluding entry of summary judgment.

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<sup>2</sup> Ordinarily, in an appeal from a judgment entered by a District Court exercising original bankruptcy jurisdiction, it would not be necessary to file a designation of the record on appeal. *See* Fed. R. App. P. 6(a), 10(a). The record would automatically include all items entered on the District Court's docket, plus any transcripts the parties order. *See, generally*, Fed. R. App. P. 10. But this consolidated civil matter originated with six adversary proceedings filed in the Bankruptcy Court (Nos. 21-3003; 21-3004; 21-3005; 21-3006; 21-3007; and 21-3082). As a result, many portions of the appellate record are located on the Bankruptcy Court's docket, rather than on the District Court's docket. After consultation with the Bankruptcy Clerk, the Appellants file this designation of the record to identify for the Clerk which documents to transmit to the District Court. By filing this designation, the Appellants do not intend to waive any rights, and they reserve the right to supplement the appellate record as provided in the rules.

4. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on July 19, 2022 and overruling Defendants' objections asserting that the Bankruptcy Court failed to apply the appropriate summary judgment legal standard.

5. Whether the District Court erred in accepting the Supplement to Report and Recommendation Dated July 19, 2022, Transmitting Proposed Forms of Judgment filed by the Bankruptcy Court on November 14, 2022 and overruling Defendants' objections asserting that the Bankruptcy Court recommended an unreasonable award of attorneys' fees.

6. Whether the District Court erred in failing to rule and/or denying as moot Defendants' Motion for Ruling on Pending Objections (addressing, *inter alia*, Defendants' Objection to the Bankruptcy Court Order Denying Motions to Extend Expert Disclosure and Discovery Deadlines), including, but not limited to the Bankruptcy Court's April 26, 2022 Order Granting in Part and Denying in Part Plaintiff's Omnibus Motion (A) to Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt.

***B. Defendants Dondero (Adversary No. 21-03003, Civ. Act. No. 3:21-cv-01010), NPA (Adversary No. 21-03005, Civ. Act. No. 3:21-cv-00880), HCMS (Adversary No. 21-03006, Civ. Act. No. 3:21-cv-01378), and HCRE (Adversary No. 21-03007, Civ. Act. No. 3:21-cv-01379) identify the following issues on appeal:***

1. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on July 19, 2022 and overruling Defendants' objections asserting that the Bankruptcy Court misapplied or ignored Texas contract law in concluding that the relevant oral agreements did not exist.

2. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on July 19, 2022 and overruling Defendants' objections asserting that the Bankruptcy Court improperly dismissed evidence that Plaintiff was responsible for making payments under Shared Services Agreements.

3. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on July 19, 2022 and overruling Defendants' objections asserting that the Bankruptcy Court improperly ignored and/or failed to address Defendants' "prepayment" defenses.

***C. Defendant NexPoint (Adversary No. 21-03004, Civ. Act. No. 3:22-cv-00881) identifies the following issues on appeal:***

1. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on July 19, 2022 and overruling Defendant's objections asserting that the Bankruptcy Court impermissibly weighed and/or ignored Defendant's "Mutual mistake" defense.

2. Whether the District Court erred in overruling Defendant's Objection to the Bankruptcy Court Order Denying Defendant's Motion to Amend Answer.

***D. Defendant NexPoint (Adversary No. 21-03082, Civ. Act. No. 3:22-cv-00789) identifies the following issues on appeal:***

1. Whether the District Court erred in accepting the Report and Recommendations filed by the Bankruptcy Court on October 11, 2022 and overruling Defendants' objections asserting that the Report and Recommendation impermissibly ignored Defendants' summary judgment evidence.

2. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on October 11, 2022 and overruling Defendants' objections asserting that the Report and Recommendation impermissibly weighed the credibility of Defendants' summary judgment evidence.

3. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on October 11, 2022 and overruling Defendants' objections asserting that

the Plaintiff was not entitled to summary judgment because Defendants raised genuine issues of material fact precluding entry of summary judgment.

4. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on October 11, 2022 and overruling Defendants' objections asserting that the Bankruptcy Court failed to apply the appropriate summary judgment legal standard.

5. Whether the District Court erred in accepting the Supplement to the October 11, 2022 Report and Recommendation: Regarding Attorneys' Fees and Transmitting Proposed Forms of Judgment filed by the Bankruptcy Court on January 17, 2023 and overruling Defendant's objections asserting that the Bankruptcy Court recommended an unreasonable award of attorneys' fees.

6. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on October 12, 2022 and overruling Defendants' objections asserting that the Bankruptcy Court misapplied or ignored Texas contract law in concluding that the relevant oral agreements did not exist.

7. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on October 12, 2022 and overruling Defendants' objections asserting that the Bankruptcy Court improperly dismissed evidence that Plaintiff was responsible for making payments under Shared Services Agreements.

8. Whether the District Court erred in accepting the Report and Recommendation filed by the Bankruptcy Court on October 12, 2022 and overruling Defendants' objections asserting that the Bankruptcy Court improperly ignored and/or failed to address Defendants' "prepayment" defenses.

## **II. DESIGNATION OF ITEMS TO BE INCLUDED IN THE RECORD**

*Defendants Dondero (Adversary No. 21-03003, Civ. Act. No. 3:21-cv-01010), NexPoint (Adversary No. 21-03004, Civ. Act. No. 3:22-cv-00881), NPA (Adversary No. 21-03005, Civ. Act. No. 3:21-cv-00880), HCMS (Adversary No. 21-03006, Civ. Act. No. 3:21-cv-01378), HCRE (Adversary No. 21-03007, Civ. Act. No. 3:21-cv-01379) and NexPoint (Adversary No. 21-03082, Civ. Act. No. 3:22-cv-00789) designate the following items from the Consolidated Case and the underlying bankruptcy proceedings to be included in the record on appeal:*

1. The Docket Sheet for **Consolidated Case No. 3:21-cv-00881-X**.
2. Each of the additional documents and items designated below (as described in the Docket Sheet for **Consolidated Case No. 3:21-cv-00881-X**).

Date Filed	#	Docket Text
04/18/2021	<a href="#"><u>1</u></a>	Notice of transmittal of motion for Withdrawal of Reference in <a href="#"><u>bankruptcy case</u></a> number 21-3004 to presiding judge. The filing fee has been paid in the Bankruptcy Court. A link to the <a href="#"><u>Judges Copy Requirements</u></a> is provided for your review. Unless exempted, attorneys who are not admitted to practice in the Northern District of Texas must seek admission promptly. Forms and Instructions found at <a href="http://www.txnd.uscourts.gov">www.txnd.uscourts.gov</a> , or by clicking here: <a href="#"><u>Attorney Information - Bar Membership</u></a> . If admission requirements are not satisfied within 21 days, the clerk will notify the presiding judge. (Attachments: # <a href="#"><u>1</u></a> Motion to withdraw the reference, # <a href="#"><u>2</u></a> Brief in Support of Motion, # <a href="#"><u>3</u></a> Appendix in Support) (Whitaker - TXNB, Sheniqua) (Entered: 04/18/2021)
07/09/2021	<a href="#"><u>2</u></a>	NOTICE of Report and Recommendation in re: Motion to withdraw the reference filed by Case Admin Sup (Attachments: # <a href="#"><u>1</u></a> Report and Recommendation) (Whitaker - TXNB, Sheniqua) (Entered: 07/09/2021)
07/22/2021	<a href="#"><u>5</u></a>	Limited OBJECTION filed by Highland Capital Management Fund Advisors LP re: <a href="#"><u>2</u></a> NOTICE of Report and Recommendation. (Attachments: # <a href="#"><u>1</u></a> Appendix) (Vasek, Julian) Modified text on 7/23/2021 (mjr). (Entered: 07/22/2021)
08/05/2021	<a href="#"><u>9</u></a>	REPLY filed by Highland Capital Management LP re: <a href="#"><u>5</u></a> Limited OBJECTION. (Annable, Zachery) Modified text on 8/6/2021 (mjr). (Entered: 08/05/2021)
09/14/2021	<a href="#"><u>14</u></a>	Order Accepting <a href="#"><u>2</u></a> - 1 Report and Recommendation. This case is hereby REFERRED for pretrial management to the United States Bankruptcy Court. When the Bankruptcy Court's concludes this case is ready for trial, that Court should notify this Court, and this Court will then withdraw the reference. (Ordered by Judge Brantley Starr on 9/14/2021) (jmg) (Entered: 09/14/2021)

12/11/2021	<a href="#">16</a>	MOTION to Consolidate Cases filed by Highland Capital Management Fund Advisors LP (Attachments: # <a href="#">1</a> Proposed Order)Attorney Deborah Rose Deitsch-Perez added to party Highland Capital Management Fund Advisors LP(pty:dft) (Deitsch-Perez, Deborah) (Entered: 12/11/2021)
12/11/2021	<a href="#">17</a>	Brief/Memorandum in Support filed by Highland Capital Management Fund Advisors LP re <a href="#">16</a> MOTION to Consolidate Cases (Deitsch-Perez, Deborah) (Entered: 12/11/2021)
12/11/2021	<a href="#">18</a>	Appendix in Support filed by Highland Capital Management Fund Advisors LP re <a href="#">17</a> Brief/Memorandum in Support of Motion. (Attachments: # <a href="#">1</a> Exhibit(s) A) (Deitsch-Perez, Deborah) Modified linkage and text on 12/13/2021 (mjr). (Entered: 12/11/2021)
12/13/2021	<a href="#">19</a>	NOTICE of <i>First Motion to Consolidate Notes Actions</i> re: <a href="#">16</a> MOTION to Consolidate Cases filed by Highland Capital Management LP (Attachments: # <a href="#">1</a> Exhibit(s) A, # <a href="#">2</a> Exhibit(s) B, # <a href="#">3</a> Exhibit(s) C) (Annable, Zachery) (Entered: 12/13/2021)
12/27/2021	<a href="#">21</a>	NOTICE of <i>Objection to Plaintiff's Motion to Consolidate</i> re: <a href="#">19</a> Notice (Other) filed by Highland Capital Management Fund Advisors LP (Attachments: # <a href="#">1</a> Exhibit(s)) (Vasek, Julian) (Entered: 12/27/2021)
12/27/2021	<a href="#">22</a>	RESPONSE filed by Highland Capital Management LP re: <a href="#">16</a> MOTION to Consolidate Cases (Annable, Zachery) (Entered: 12/27/2021)
01/06/2022	<a href="#">24</a>	ORDER CONSOLIDATING CASES: Member case(s) 3:21-cv-880, 3:21-cv-1010, 3:21-cv-1378, 3:21-cv-1379 consolidated with lead case 3:21-cv-881-X. NexPoint Advisors LP, James Dondero, Nancy Dondero, The Dugaboy Investment Trust, Highland Capital Management Services Inc and HCRE Partners LLC added to case pursuant to consolidation. Attorneys Deborah Rose Deitsch-Perez, Michael P Aigen, Lauren Kessler Drawhorn, Davor Rukavina, Julian Preston Vasek, Daniel P Elms, Bryan Christopher Assink, Clay M Taylor, D Michael Lynn, Douglas Draper, Greta M Brouphy, Leslie A Collins added to case pursuant to consolidation. (Ordered by Judge Brantley Starr on 1/6/2022) (axm) (Entered: 01/06/2022)
01/12/2022	25	ELECTRONIC ORDER: It has come to the Court's attention that certain motions were still pending in some of the consolidated cases when the cases were consolidated on January 6, 2022. When the cases were consolidated, pending motions in the non-lead cases (the four cases other than 3:21-cv-881) were terminated. Any party that had a motion pending in a non-lead case as of January 6 may renew that motion. A renewed motion must be filed on the docket for the lead case, 3:21-cv-881, and must be filed within 14 days of the issuance of this Order. Any responses or objections to such motions must likewise be filed on the docket for 3:21-cv-881 and must comply with the Court's standard motion-response-reply



		deadlines. (Ordered by Judge Brantley Starr on 1/12/2022) (ctf) (Entered: 01/12/2022)
01/14/2022	<a href="#">27</a>	MOTION for Ruling on Pending Objections in Administratively Closed Consolidated Cases filed by NexPoint Advisors LP with Brief/Memorandum in Support. (Attachments: # <a href="#">1</a> NexPoint Objection, # <a href="#">2</a> Brief, # <a href="#">3</a> Appendix, # <a href="#">4</a> HCRE Objection, # <a href="#">5</a> HCMS Objection, # <a href="#">6</a> Proposed Order) (Vasek, Julian) (Entered: 01/14/2022)
01/20/2022	<a href="#">30</a>	ORDER GRANTING CONSTRUED AGREED MOTION TO CONSOLIDATE THE NOTE CASES: Member case(s) 3:21-cv-3160, 3:21-cv-3162, 3:21-cv-3179, 3:21-cv-3207 consolidated with lead case 3:21-cv-881. Attorney Michael P Aigen for Nancy Dondero added to case pursuant to consolidation. The Court STAYS the consolidated appellate proceedings of the Note Cases (No. 3:21-cv-881) and ORDERS the parties to comply with their agreement to forego action in this Court including briefing until the Bankruptcy Court has entered its order on the motion for summary judgment. (Ordered by Judge Brantley Starr on 1/20/2022) (mjr) (Entered: 01/21/2022)
01/21/2022	<a href="#">31</a>	MOTION Defendant James Dondero's Motion for Entry of an Order on Pending Motion filed by James Dondero (Deutsch-Perez, Deborah) (Entered: 01/21/2022)
01/27/2022	<a href="#">34</a>	OBJECTION filed by Highland Capital Management Fund Advisors LP to Bankruptcy Court's Order Denying Motion to Amend Answer. (Attachments: # <a href="#">1</a> Proposed Order) (Vasek, Julian) Modified event on 1/28/2022 (mla). (Entered: 01/27/2022)
01/27/2022	<a href="#">35</a>	Brief/Memorandum in Support filed by Highland Capital Management Fund Advisors LP re <a href="#">34</a> MOTION for Reconsideration <i>Objection to Bankruptcy Court's Order Denying Motion to Amend Answer</i> (Vasek, Julian) (Entered: 01/27/2022)
01/27/2022	<a href="#">36</a>	Appendix in Support filed by Highland Capital Management Fund Advisors LP re <a href="#">34</a> MOTION for Reconsideration <i>Objection to Bankruptcy Court's Order Denying Motion to Amend Answer</i> , <a href="#">35</a> Brief/Memorandum in Support of Motion (Attachments: # <a href="#">1</a> Part 2) (Vasek, Julian) (Entered: 01/27/2022)
01/31/2022	<a href="#">37</a>	RESPONSE AND OBJECTION filed by Highland Capital Management LP re: <a href="#">27</a> MOTION for Ruling on Pending Objections in Administratively Closed Consolidated Cases (Annable, Zachery) (Entered: 01/31/2022)
01/31/2022	<a href="#">38</a>	Brief/Memorandum in Support filed by Highland Capital Management LP re <a href="#">37</a> Response/Objection (Annable, Zachery) (Entered: 01/31/2022)
01/31/2022	<a href="#">39</a>	Appendix in Support filed by Highland Capital Management LP re <a href="#">37</a> Response/Objection (Annable, Zachery) (Entered: 01/31/2022)



02/14/2022	<a href="#">41</a>	REPLY filed by NexPoint Advisors LP re: <a href="#">38</a> Brief/Memorandum in Support of Motion (Vasek, Julian) (Entered: 02/14/2022)
02/14/2022	<a href="#">42</a>	Appendix in Support filed by NexPoint Advisors LP re <a href="#">41</a> Reply (Vasek, Julian) (Entered: 02/14/2022)
02/14/2022	<a href="#">43</a>	NOTICE of Joinder to Reply Brief in Support of Objection of NexPoint Advisors, L.P. to Order Denying Motions to Extend Expert Disclosure and Discovery Deadlines re: <a href="#">41</a> Reply filed by HCRE Partners LLC, Highland Capital Management Services Inc (Deitsch-Perez, Deborah) (Entered: 02/14/2022)
02/17/2022	<a href="#">44</a>	RESPONSE AND OBJECTION filed by Highland Capital Management LP re: <a href="#">34</a> Objection to Bankruptcy Court's Order Denying Motion to Amend Answer (Annable, Zachery) Modified docket text on 2/18/2022 (oyh). (Entered: 02/17/2022)
02/17/2022	<a href="#">45</a>	Brief/Memorandum in Support filed by Highland Capital Management LP re <a href="#">44</a> Response/Objection (Annable, Zachery) (Entered: 02/17/2022)
02/17/2022	<a href="#">46</a>	Appendix in Support filed by Highland Capital Management LP re <a href="#">45</a> Brief/Memorandum in Support (Annable, Zachery) Modified linkage and docket text on 2/18/2022 (oyh). (Entered: 02/17/2022)
03/02/2022	<a href="#">48</a>	REPLY filed by Highland Capital Management Fund Advisors LP re: <a href="#">44</a> Response/Objection, <a href="#">45</a> Brief/Memorandum in Support of Motion (Vasek, Julian) (Entered: 03/02/2022)
04/20/2022	<a href="#">49</a>	ORDER CONSOLIDATING CASES: Member case(s) 3:22-cv-789 consolidated with lead case 3:21-cv-881. Attorney Michael P Aigen for Highland Capital Management Fund Advisors LP added to case pursuant to consolidation. (Ordered by Judge Brantley Starr on 4/20/2022) (ygl) (Entered: 04/20/2022)
07/20/2022	<a href="#">50</a>	NOTICE of Report and Recommendation to District Court (Adversary No. 21-03004-sgj Lead Civ. Act. No. 3:21-cv-00881: 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) filed by Case Admin Sup (Attachments: # 1 Report and Recommendation by U.S. Bankruptcy Judge) (Whitaker - TXNB, Sheniqua) Modified text on 8/17/2022 per USBC (svc). Modified text per TXNB clerk on 12/6/2022 (ykp). (Entered: 07/20/2022)
07/20/2022	51	ELECTRONIC ORDER: In light of the Bankruptcy Court's report and recommendation [Doc. No. 50], the Court ORDERS defendants NexPoint Advisors, L.P., Highland Capital Management Services, Inc., HCRE Partners, LLC, and James Dondero to notify the Court by Monday, July 25 of whether the defendants' motions at Docket Numbers 27 and 31 are moot, or whether these parties still seek rulings from the Court on those motions.

		(Ordered by Judge Brantley Starr on 7/20/2022) (chmb) (Entered: 07/20/2022)
07/25/2022	<a href="#">52</a>	RESPONSE filed by James Dondero, HCRE Partners LLC, Highland Capital Management Services Inc, NexPoint Advisors LP re: 51 Order, (Deutsch-Perez, Deborah) (Entered: 07/25/2022)
07/26/2022	<a href="#">53</a>	NOTICE of <i>Stipulation for Objection to Report and Recommendation in Notes Litigation</i> filed by James Dondero, HCRE Partners LLC, Highland Capital Management Fund Advisors LP, Highland Capital Management Services Inc, NexPoint Advisors LP (Deutsch-Perez, Deborah) (Entered: 07/26/2022)
07/28/2022	<a href="#">54</a>	REPLY filed by Highland Capital Management LP re: <a href="#">52</a> Response/Objection (Annable, Zachery) (Entered: 07/28/2022)
08/23/2022	<a href="#">62</a>	OBJECTION filed by James Dondero, HCRE Partners LLC, Highland Capital Management Fund Advisors LP, Highland Capital Management Services Inc, NexPoint Advisors LP re: <a href="#">50</a> Notice (Other), (Deutsch-Perez, Deborah) (Entered: 08/23/2022)
09/21/2022	<a href="#">63</a>	OBJECTION filed by James Dondero, HCRE Partners LLC, Highland Capital Management Fund Advisors LP, Highland Capital Management Services Inc, NexPoint Advisors LP, The Dugaboy Investment Trust re: <a href="#">50</a> Notice (Other), <a href="#">62</a> Response/Objection (Attachments: # <a href="#">1</a> Filing Letter) (Rukavina, Davor) (Entered: 09/21/2022)
09/27/2022	<a href="#">67</a>	RESPONSE filed by Highland Capital Management LP re: <a href="#">63</a> Response/Objection, (Annable, Zachery) (Entered: 09/27/2022)
09/27/2022	<a href="#">68</a>	Brief/Memorandum in Support filed by Highland Capital Management LP re <a href="#">67</a> Response/Objection (Annable, Zachery) (Entered: 09/27/2022)
10/11/2022	<a href="#">70</a>	REPLY filed by James Dondero, HCRE Partners LLC, Highland Capital Management Fund Advisors LP, Highland Capital Management Services Inc, NexPoint Advisors LP re: <a href="#">67</a> Response/Objection (Deutsch-Perez, Deborah) (Entered: 10/11/2022)
10/12/2022	<a href="#">71</a>	NOTICE of Report and Recommendation to District Court regarding Highland Capital Management, L.P.'s motion for summary judgment against Highland Capital Management Fund Advisors, L.P. (Adversary No. 21-03082-sgj) filed by Case Admin Sup (Attachments: # <a href="#">1</a> Report and Recommendation) (Whitaker - TXNB, Sheniqua) Modified text on 12/6/2022 (ykp). (Entered: 10/12/2022)
10/12/2022	<a href="#">72</a>	MOTION to Strike <a href="#">70</a> Reply (), MOTION for Leave to File Sur-Reply filed by Highland Capital Management LP (Annable, Zachery) (Entered: 10/12/2022)

10/12/2022	<a href="#">73</a>	Brief/Memorandum in Support filed by Highland Capital Management LP re <a href="#">72</a> MOTION to Strike <a href="#">70</a> Reply MOTION for Leave to File Sur-Reply (Annable, Zachery) (Entered: 10/12/2022)
10/18/2022	<a href="#">75</a>	NOTICE of <i>Stipulation Regarding Report and Recommendation to the District Court Regarding Highland Capital Management, L.P.'s Motion for Summary Judgment Against Highland Capital Management Fund Advisors, L.P.</i> filed by Highland Capital Management LP (Attachments: # <a href="#">1</a> Exhibit(s) A--Stipulation) (Annable, Zachery) (Entered: 10/18/2022)
10/28/2022	<a href="#">77</a>	RESPONSE filed by James Dondero, HCRE Partners LLC, Highland Capital Management Fund Advisors LP, Highland Capital Management Services Inc, NexPoint Advisors LP re: <a href="#">72</a> MOTION to Strike <a href="#">70</a> Reply MOTION for Leave to File Sur-Reply (Deutsch-Perez, Deborah) (Entered: 10/28/2022)
11/02/2022	<a href="#">78</a>	OBJECTION filed by Highland Capital Management Fund Advisors LP re: <a href="#">71</a> Notice (Other), (Deutsch-Perez, Deborah) (Entered: 11/02/2022)
11/11/2022	<a href="#">79</a>	REPLY filed by Highland Capital Management LP re: <a href="#">72</a> MOTION to Strike <a href="#">70</a> Reply MOTION for Leave to File Sur-Reply. (Annable, Zachery) Modified text on 11/14/2022 (sxf). (Entered: 11/11/2022)
11/14/2022	<a href="#">80</a>	NOTICE of Supplement to Report and Recommendation Dated July 19, 2022, Transmitting Proposed Forms of Judgment in RE: Civ. Act. No. 3:21-cv-01010 (Consolidated Under Civ. Act. No. 3:21-cv-00881) re: <a href="#">90</a> NOTICE of Report and Recommendation to District Court filed by Case Admin Sup (Attachments: # <a href="#">1</a> Supplement to Report and Recommendation) (Whitaker - TXNB, Sheniqua) Modified text per TXNB clerk on 11/14/2022 (ykp). Modified text per TXNB clerk on 12/6/2022 (ykp). (Entered: 11/14/2022)
11/14/2022	<a href="#">81</a>	NOTICE of Supplement to Report and Recommendation Dated July 19, 2022, Transmitting Proposed Forms of Judgment in RE: Civ. Act. No. 3:21-cv-00880(Consolidated Under Civ. Act. No. 3:21-cv-00881) re: <a href="#">91</a> NOTICE of Report and Recommendation to District Court, filed by Case Admin Sup (Attachments: # <a href="#">1</a> Supplement to Report and Recommendation) (Whitaker - TXNB, Sheniqua) Modified text per TXNB clerk on 12/6/2022 (ykp). (Entered: 11/14/2022)
11/14/2022	<a href="#">82</a>	NOTICE of Supplement to Report and Recommendation Dated July 19, 2022, Transmitting Proposed Forms of Judgment in RE: Civ. Act. No. 3:21-cv-01379(Consolidated Under Civ. Act. No. 3:21-cv-00881) re: <a href="#">93</a> Notice of Report and Recommendation to District Court filed by Case Admin Sup (Attachments: # <a href="#">1</a> Supplement to Report and Recommendation) (Whitaker - TXNB, Sheniqua) Modified text per TXNB clerk on 12/6/2022 (ykp). (Entered: 11/14/2022)

11/14/2022	<a href="#">83</a>	NOTICE of Supplement to Report and Recommendation Dated July 19, 2022, Transmitting Proposed Forms of Judgment in RE: Civ. Act. No. 3:21-cv-01378(Consolidated Under Civ. Act. No. 3:21-cv-00881) re: <a href="#">92</a> NOTICE of Report and Recommendation to District Court filed by Case Admin Sup (Attachments: # <a href="#">1</a> Supplement to Report and Recommendation) (Whitaker - TXNB, Sheniqua) Modified text per TXNB clerk on 12/6/2022 (ykp). (Entered: 11/14/2022)
11/23/2022	<a href="#">85</a>	RESPONSE filed by Highland Capital Management LP re: <a href="#">78</a> Objection (Annable, Zachery) Modified text on 11/28/2022 (mms). (Entered: 11/23/2022)
11/23/2022	<a href="#">86</a>	Brief/Memorandum in Support filed by Highland Capital Management LP re <a href="#">85</a> Response/Objection ( <i>Highland Capital Management, L.P.'s Brief in Support of Response to Defendant's Objection to Report and Recommendation</i> ) (Annable, Zachery) (Entered: 11/23/2022)
11/28/2022	<a href="#">87</a>	OBJECTION filed by James Dondero, HCRE Partners LLC, Highland Capital Management Fund Advisors LP, Highland Capital Management Services Inc, NexPoint Advisors LP re: <a href="#">80</a> Notice (Other), (Aigen, Michael) (Entered: 11/28/2022)
12/05/2022	<a href="#">89</a>	NOTICE of Supplement to Report and Recommendation Dated July 19, 2022, Transmitting Proposed Forms of Judgment in re: Civ. Act. No. Lead 3:21-cv-00881 re: <a href="#">50</a> NOTICE of Report and Recommendation to District Court filed by Case Admin Sup (Attachments: # <a href="#">1</a> Supplement to Report and Recommendation) (Whitaker - TXNB, Sheniqua) Modified text per TXNB clerk on 12/6/2022 (ykp). (Entered: 12/05/2022)
12/06/2022	<a href="#">90</a>	NOTICE of Report and Recommendation to District Court (Adversary No. 21-03003-sgjCiv. Act. No. 3:21-cv-01010(Consolidated Under Civ. Act. No. 3:21-cv-00881): 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) filed by Case Admin Sup (Attachments: # <a href="#">1</a> Report and Recommendation) (Whitaker - TXNB, Sheniqua) (Entered: 12/06/2022)
12/06/2022	<a href="#">91</a>	NOTICE of Report and Recommendation to District Court (Adversary No.: 21-03005-sgj Civ. Act. No. 3:21-cv-00880(Consolidated Under Civ. Act. No. 3:21-cv-00881): 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) filed by Case Admin Sup (Attachments: # <a href="#">1</a> Report and Recommendation) (Whitaker - TXNB, Sheniqua) (Entered: 12/06/2022)
12/06/2022	<a href="#">92</a>	NOTICE of Report and Recommendation to District Court (Adversary No.: 21-03006-sgjCiv. Act. No. 3:21-cv-01378(Consolidated Under Civ. Act. No. 3:21-cv-00881): 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 filed by Case Admin Sup (Attachments: # <a href="#">1</a> Report and Recommendation) (Whitaker - TXNB, Sheniqua) (Entered: 12/06/2022)
12/06/2022	<a href="#">93</a>	Notice of Report and Recommendation to District Court (Adversary No.: 21-03007-sgj Civ. Act. No. 3:21-cv-01379(Consolidated Under Civ. Act. No. 3:21-cv-00881): 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 filed by Case Admin Sup (Attachments: # <a href="#">1</a> Report and Recommendation) (Whitaker - TXNB, Sheniqua) (Entered: 12/06/2022)
12/12/2022	<a href="#">94</a>	RESPONSE filed by Highland Capital Management LP re: <a href="#">87</a> Response/Objection (Annable, Zachery) (Entered: 12/12/2022)
12/12/2022	<a href="#">95</a>	Brief/Memorandum in Support filed by Highland Capital Management LP re <a href="#">94</a> Response/Objection (Annable, Zachery) (Entered: 12/12/2022)
01/17/2023	<a href="#">97</a>	NOTICE of Supplement to the October 12, 2022 Report and Recommendation: Regarding attorneys' fees and transmitting proposed form of judgment re: <a href="#">71</a> Notice (Other), filed by Case Admin Sup (Attachments: # <a href="#">1</a> Report and Recommendation) (Whitaker - TXNB, Sheniqua) (Entered: 01/17/2023)
01/31/2023	<a href="#">98</a>	OBJECTION filed by Highland Capital Management Fund Advisors LP re: <a href="#">97</a> NOTICE of Supplement to the October 12, 2022 Report and Recommendation (Aigen, Michael) Modified text on 2/1/2023 (ykp). (Entered: 01/31/2023)
02/14/2023	<a href="#">99</a>	RESPONSE filed by Highland Capital Management LP re: <a href="#">98</a> Response/Objection (Annable, Zachery) (Entered: 02/14/2023)
02/14/2023	<a href="#">100</a>	Brief/Memorandum in Support filed by Highland Capital Management LP re <a href="#">99</a> Response/Objection (Annable, Zachery) (Entered: 02/14/2023)
02/24/2023	<a href="#">102</a>	MOTION for Leave to File Brief in Excess of Page Limits ( <i>Highland Capital Management, L.P.'s Opposed Motion for Leave to Exceed Page Limit</i> ) filed by Highland Capital Management LP (Attachments: # <a href="#">1</a> Exhibit(s) A, # <a href="#">2</a> Proposed Order) (Annable, Zachery) (Entered: 02/24/2023)
03/01/2023	<a href="#">103</a>	CERTIFICATE OF SERVICE by Highland Capital Management LP re <a href="#">102</a> MOTION for Leave to File Brief in Excess of Page Limits ( <i>Highland Capital Management, L.P.'s Opposed Motion for Leave to Exceed Page Limit</i> ) (Annable, Zachery) (Entered: 03/01/2023)
03/03/2023	<a href="#">104</a>	RESPONSE filed by James Dondero, Nancy Dondero, HCRE Partners LLC, Highland Capital Management Fund Advisors LP, Highland Capital



		Management Services Inc, NexPoint Advisors LP re: <a href="#">102</a> MOTION for Leave to File Brief in Excess of Page Limits ( <i>Highland Capital Management, L.P.'s Opposed Motion for Leave to Exceed Page Limit</i> ) (Deutsch-Perez, Deborah) (Entered: 03/03/2023)
03/03/2023	<a href="#">105</a>	Appendix in Support filed by James Dondero, Nancy Dondero, HCRE Partners LLC, Highland Capital Management Fund Advisors LP, Highland Capital Management Services Inc, NexPoint Advisors LP re <a href="#">104</a> Response/Objection, <i>Defendants' Response to Motion for Leave to File Brief in Excess of Page Limits</i> (Deutsch-Perez, Deborah) (Entered: 03/03/2023)
03/07/2023	<a href="#">106</a>	REPLY filed by Highland Capital Management LP re: <a href="#">102</a> MOTION for Leave to File Brief in Excess of Page Limits ( <i>Highland Capital Management, L.P.'s Opposed Motion for Leave to Exceed Page Limit</i> ) (Annable, Zachery) (Entered: 03/07/2023)
07/06/2023	<a href="#">127</a>	ORDER: The Court GRANTS the motion for entry of order on Defendant James Donderos pending objection in Consolidated Case No. 3:21-cv-1010-X (Doc. 3). The Court OVERRULES that objection. The Court ACCEPTS the Report and Recommendation in Consolidated Case No. 3:21-cv-1010-X (Doc. 2). This case is hereby REFERRED for pretrial management to the United States Bankruptcy Court. When the Bankruptcy Court concludes this case is ready for trial, it shall notify the Court, and the Court will then withdraw the reference. (Ordered by Judge Brantley Starr on 7/6/2023) (chmb) (Entered: 07/06/2023)
07/06/2023	<a href="#">128</a>	ORDER: After careful consideration, the Court OVERRULES Defendants objections to the Report and Recommendation, OVERRULES Defendants objections to the supplemented Report and Recommendation, and ACCEPTS the Report and Recommendation as supplemented by the Bankruptcy Court. Accordingly, the Court GRANTS partial summary judgment in these five cases for Plaintiff. (Ordered by Judge Brantley Starr on 7/6/2023) (chmb) (Entered: 07/06/2023)
07/06/2023	129	ELECTRONIC ORDER: The Court DISMISSES AS MOOT this motion. (Ordered by Judge Brantley Starr on 7/6/2023) (chmb) (Entered: 07/06/2023)
07/06/2023	130	ELECTRONIC ORDER: After careful consideration, the Court OVERRULES the objection at Doc. <a href="#">34</a> . (Ordered by Judge Brantley Starr on 7/6/2023) (chmb) (Entered: 07/06/2023)
07/06/2023	131	ELECTRONIC ORDER: The Court DISMISSES AS MOOT this motion. (Ordered by Judge Brantley Starr on 7/6/2023) (chmb) (Entered: 07/06/2023)

07/06/2023	<a href="#">132</a>	ELECTRONIC ORDER granting <a href="#">102</a> Motion for Leave to File. (Clerk to enter the document as of the date of this order.) (Ordered by Judge Brantley Starr on 7/6/2023) (chmb) (Entered: 07/06/2023)
07/06/2023	<a href="#">133</a>	ORDER: After careful consideration, the Court OVERRULES the objections to the Report and Recommendation, OVERRULES the objections to the supplemented Report and Recommendation, and ACCEPTS the Report and Recommendation as supplemented by the Bankruptcy Court. Accordingly, the Court GRANTS summary judgment in this case for Plaintiff. (Ordered by Judge Brantley Starr on 7/6/2023) (chmb) (Entered: 07/06/2023)
07/10/2023	<a href="#">135</a>	ELECTRONIC ORDER: The Court clarifies that its Electronic Orders at Docs. 129 and 131 dismissed as moot the motions at Docs. <a href="#">27</a> and <a href="#">72</a> . (Ordered by Judge Brantley Starr on 7/10/2023) (chmb) (Entered: 07/10/2023)
08/01/2023	<a href="#">139</a>	MOTION for Order Approving Stipulation Regarding Finality of Judgments and Entry of Amended Final Judgments in Notes Actions filed by Highland Capital Management LP (Attachments: # <a href="#">1</a> Exhibit(s) A--Proposed Order) (Annable, Zachery) (Entered: 08/01/2023)
08/01/2023	<a href="#">140</a>	MOTION for Order Approving Stipulation for the Bonding of Judgments and Stays of Execution Pending Appeals filed by James Dondero, Highland Capital Management Fund Advisors LP, Highland Capital Management Services Inc, NexPoint Advisors LP, Nextpoint Real Estate Partners LLC (Attachments: # <a href="#">1</a> Exhibit(s)) (Deutsch-Perez, Deborah) (Entered: 08/01/2023)
08/01/2023	<a href="#">141</a>	Joint MOTION to Extend Time Regarding Briefing on HCMLP's Motion to Deem the Dondero Entities Vexatious Litigants and for Related Relief filed by James Dondero, Highland Capital Management Services Inc, NexPoint Advisors LP, NexPoint Asset Management LP, Nextpoint Real Estate Partners LLC (Attachments: # <a href="#">1</a> Exhibit(s), # <a href="#">2</a> Exhibit(s)) (Deutsch-Perez, Deborah) (Entered: 08/01/2023)
08/03/2023	<a href="#">142</a>	ORDER granting <a href="#">139</a> Motion. (Ordered by Judge Brantley Starr on 8/3/2023) (chmb) (Entered: 08/03/2023)
08/03/2023	<a href="#">143</a>	AMENDED FINAL JUDGMENT AGAINST NEXPOINT ASSET MANAGEMENT, LP F/K/A HIGHLAND CAPITAL MANAGEMENT FUND ADVISORS LP. (Ordered by Judge Brantley Starr on 8/3/2023) (chmb) (Entered: 08/03/2023)
08/03/2023	<a href="#">144</a>	AMENDED FINAL JUDGMENT AGAINST NEXPOINT ASSET MANAGEMENT, LP F/K/A HIGHLAND CAPITAL MANAGEMENT FUND ADVISORS LP. The Court clarifies that this Amended Final Judgment pertains to different matters than the Court's previous order at



		Doc. <a href="#">143</a> . (Ordered by Judge Brantley Starr on 8/3/2023) (chmb) (Entered: 08/03/2023)
08/03/2023	<a href="#">145</a>	AMENDED FINAL JUDGMENT AGAINST NEXPOINT ADVISORS, LP. (Ordered by Judge Brantley Starr on 8/3/2023) (chmb) (Entered: 08/03/2023)
08/03/2023	<a href="#">146</a>	AMENDED FINAL JUDGMENT AGAINST NEXPOINT REAL ESTATE PARTNERS LLC F/K/A HCRE PARTNERS LLC. (Ordered by Judge Brantley Starr on 8/3/2023) (chmb) (Entered: 08/03/2023)
08/03/2023	<a href="#">147</a>	AMENDED FINAL JUDGMENT AGAINST HIGHLAND CAPITAL MANAGEMENT SERVICES INC. (Ordered by Judge Brantley Starr on 8/3/2023) (chmb) (Entered: 08/03/2023)
08/03/2023	<a href="#">148</a>	AMENDED FINAL JUDGMENT AGAINST JAMES DONDERO. (Ordered by Judge Brantley Starr on 8/3/2023) (chmb) (Entered: 08/03/2023)
08/03/2023	<a href="#">149</a>	ORDER granting <a href="#">140</a> Motion. (Ordered by Judge Brantley Starr on 8/3/2023) (chmb) (Entered: 08/03/2023)
08/03/2023	<a href="#">150</a>	ORDER granting <a href="#">141</a> Motion to Extend Time. (Ordered by Judge Brantley Starr on 8/3/2023) (chmb) (Entered: 08/03/2023)
08/10/2023	<a href="#">151</a>	NOTICE of <i>Bonding</i> re: <a href="#">147</a> Order, <a href="#">143</a> Order, <a href="#">145</a> Order, <a href="#">149</a> Order on Motion for Miscellaneous Relief, <a href="#">144</a> Order, filed by Highland Capital Management Services Inc, NexPoint Advisors LP, NexPoint Asset Management LP (Attachments: # <a href="#">1</a> Exhibit(s) 1) (Deutsch-Perez, Deborah) (Entered: 08/10/2023)
08/28/2023	<a href="#">152</a>	NOTICE of <i>Bonding</i> re: <a href="#">148</a> Order, <a href="#">146</a> Order, <a href="#">149</a> Order on Motion for Miscellaneous Relief filed by James Dondero, Nextpoint Real Estate Partners LLC (Attachments: # <a href="#">1</a> Exhibit(s) 1) (Deutsch-Perez, Deborah) (Entered: 08/28/2023)
09/01/2023	<a href="#">153</a>	NOTICE OF INTERLOCUTORY APPEAL as to 130 Order, <a href="#">143</a> Order to the Fifth Circuit by NexPoint Asset Management LP. Filing fee \$505, receipt number ATXNDC-14004597. T.O. form to appellant electronically at <a href="#">Transcript Order Form</a> or US Mail as appropriate. Copy of NOA to be sent US Mail to parties not electronically noticed. IMPORTANT ACTION REQUIRED: Provide an electronic copy of any exhibit you offered during a hearing or trial that was admitted into evidence to the clerk of the district court within 14 days of the date of this notice. Copies must be transmitted as PDF attachments through ECF by all ECF Users or delivered to the clerk on a CD by all non-ECF Users. See detailed instructions <a href="#">here</a> . (Exception: This requirement does not apply to a pro se prisoner litigant.) Please note that if original exhibits are in your possession, you must maintain them

		through final disposition of the case. (Deitsch-Perez, Deborah) (Entered: 09/01/2023)
09/01/2023	<a href="#">154</a>	NOTICE OF INTERLOCUTORY APPEAL as to 129 Order on Motion for Miscellaneous Relief, 131 Order on Motion to Strike, Order on Motion for Leave to File, 135 Order, <a href="#">144</a> Order, to the Fifth Circuit by NexPoint Asset Management LP. Filing fee \$505, receipt number ATXNDC-14004678. T.O. form to appellant electronically at <a href="#">Transcript Order Form</a> or US Mail as appropriate. Copy of NOA to be sent US Mail to parties not electronically noticed. IMPORTANT ACTION REQUIRED: Provide an electronic copy of any exhibit you offered during a hearing or trial that was admitted into evidence to the clerk of the district court within 14 days of the date of this notice. Copies must be transmitted as PDF attachments through ECF by all ECF Users or delivered to the clerk on a CD by all non-ECF Users. See detailed instructions <a href="#">here</a> . (Exception: This requirement does not apply to a pro se prisoner litigant.) Please note that if original exhibits are in your possession, you must maintain them through final disposition of the case. (Deitsch-Perez, Deborah) (Entered: 09/01/2023)
09/01/2023	<a href="#">155</a>	NOTICE OF INTERLOCUTORY APPEAL as to 129 Order on Motion for Miscellaneous Relief, 131 Order on Motion to Strike, Order on Motion for Leave to File, <a href="#">145</a> Order, 135 Order to the Fifth Circuit by NexPoint Asset Management LP. Filing fee \$505, receipt number ATXNDC-14004735. T.O. form to appellant electronically at <a href="#">Transcript Order Form</a> or US Mail as appropriate. Copy of NOA to be sent US Mail to parties not electronically noticed. IMPORTANT ACTION REQUIRED: Provide an electronic copy of any exhibit you offered during a hearing or trial that was admitted into evidence to the clerk of the district court within 14 days of the date of this notice. Copies must be transmitted as PDF attachments through ECF by all ECF Users or delivered to the clerk on a CD by all non-ECF Users. See detailed instructions <a href="#">here</a> . (Exception: This requirement does not apply to a pro se prisoner litigant.) Please note that if original exhibits are in your possession, you must maintain them through final disposition of the case. (Deitsch-Perez, Deborah) (Entered: 09/01/2023)
09/01/2023	<a href="#">156</a>	NOTICE OF INTERLOCUTORY APPEAL as to 129 Order on Motion for Miscellaneous Relief, 131 Order on Motion to Strike, Order on Motion for Leave to File, <a href="#">146</a> Order, 135 Order to the Fifth Circuit by Nextpoint Real Estate Partners LLC. Filing fee \$505, receipt number ATXNDC-14004774. T.O. form to appellant electronically at <a href="#">Transcript Order Form</a> or US Mail as appropriate. Copy of NOA to be sent US Mail to parties not electronically noticed. IMPORTANT ACTION REQUIRED: Provide an electronic copy of any exhibit you offered during a hearing or trial that was admitted into evidence to the clerk of the district court within 14 days of the date of this notice. Copies must be transmitted as PDF attachments through ECF by all ECF Users or delivered to the clerk on a CD by all non-ECF Users. See detailed instructions <a href="#">here</a> . (Exception: This requirement

		does not apply to a pro se prisoner litigant.) Please note that if original exhibits are in your possession, you must maintain them through final disposition of the case. (Deitsch-Perez, Deborah) (Entered: 09/01/2023)
09/01/2023	<a href="#">157</a>	NOTICE OF INTERLOCUTORY APPEAL as to 129 Order on Motion for Miscellaneous Relief, <a href="#">147</a> Order, 131 Order on Motion to Strike, Order on Motion for Leave to File, 135 Order to the Fifth Circuit by Highland Capital Management Services Inc. Filing fee \$505, receipt number ATXNDC-14004844. T.O. form to appellant electronically at <a href="#">Transcript Order Form</a> or US Mail as appropriate. Copy of NOA to be sent US Mail to parties not electronically noticed. IMPORTANT ACTION REQUIRED: Provide an electronic copy of any exhibit you offered during a hearing or trial that was admitted into evidence to the clerk of the district court within 14 days of the date of this notice. Copies must be transmitted as PDF attachments through ECF by all ECF Users or delivered to the clerk on a CD by all non-ECF Users. See detailed instructions <a href="#">here</a> . (Exception: This requirement does not apply to a pro se prisoner litigant.) Please note that if original exhibits are in your possession, you must maintain them through final disposition of the case. (Deitsch-Perez, Deborah) (Entered: 09/01/2023)
09/01/2023	<a href="#">158</a>	NOTICE OF INTERLOCUTORY APPEAL as to 129 Order on Motion for Miscellaneous Relief, 131 Order on Motion to Strike, Order on Motion for Leave to File, <a href="#">148</a> Order, 135 Order to the Fifth Circuit by James Dondero. Filing fee \$505, receipt number ATXNDC-14004882. T.O. form to appellant electronically at <a href="#">Transcript Order Form</a> or US Mail as appropriate. Copy of NOA to be sent US Mail to parties not electronically noticed. IMPORTANT ACTION REQUIRED: Provide an electronic copy of any exhibit you offered during a hearing or trial that was admitted into evidence to the clerk of the district court within 14 days of the date of this notice. Copies must be transmitted as PDF attachments through ECF by all ECF Users or delivered to the clerk on a CD by all non-ECF Users. See detailed instructions <a href="#">here</a> . (Exception: This requirement does not apply to a pro se prisoner litigant.) Please note that if original exhibits are in your possession, you must maintain them through final disposition of the case. (Deitsch-Perez, Deborah) (Entered: 09/01/2023)

3. The Docket Sheet for **Adversary Proceeding No. 21-03003-sgj**.
4. Documents listed below and as described in the Docket Sheet for **Adversary Proceeding No. 21-03003-sgj** in the United States Bankruptcy Court for the Northern District of Texas (Dallas).

Filing Date	Docket Text
01/22/2021	<p><a href="#">1</a> Adversary case 21-03003. Complaint by Highland Capital Management, L.P. against James Dondero. Fee Amount \$350 (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Adversary Cover Sheet). Nature(s) of suit: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 11 (Recovery of money/property - 542 turnover of property). (Annable, Zachery)</p>
03/16/2021	<p><a href="#">6</a> Answer to complaint filed by James Dondero. (Assink, Bryan)</p>
05/27/2021	<p><a href="#">58</a> (86 pgs) Transcript regarding Hearing Held 05/25/2021 (86 pages) RE: Motion to Stay; Status Conference. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 08/25/2021. 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) <a href="#">52</a> Hearing held on 5/25/2021. (RE: related document(s) <a href="#">21</a> Motion for withdrawal of reference, filed by Defendant James Dondero) (Appearances: D. Dietsch-Perez for J. Dondero; G. Demo; J. Pomeranz, and J. Morris for Debtor. Evidentiary status conference. Court will make Report and Recommendation to District Court that it withdraw reference at such time as court determines that matter is trial ready, with bankruptcy court presiding over pretrial matters.), <a href="#">53</a> Hearing held on 5/25/2021. (RE: related document(s) <a href="#">22</a> Motion to continue hearing on (related documents <a href="#">1</a> Complaint) MOTION TO STAY PENDING MOTION TO WITHDRAW THE REFERENCE OF PLAINTIFFS COMPLAINT filed by Defendant James Dondero., (Appearances: D. Dietsch-Perez for J. Dondero; G. Demo; J. Pomeranz, and J. Morris for Debtor. Nonevidentiary hearing. Motion granted in part. Discovery will continue to its scheduled conclusion (in accordance with the existing scheduling order, as consensually amended by parties with regard to experts reports being due this Friday) but adversary proceeding otherwise stayed for 60 days, unless further stayed by the court. Mr. Demo to submit order.)). Transcript to be made available to the public on 08/25/2021. (Rehling, Kathy)</p>
07/07/2021	<p><a href="#">67</a> (15 pgs) Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge that it: (A) grant defendant's motion to withdraw the reference at such time as Bankruptcy Court certifies that action is trial ready; and (B) defer pretrial matters to Bankruptcy Court (RE: related document(s) <a href="#">21</a> Motion for withdrawal of reference filed by Defendant James Dondero). Entered on 7/7/2021 (Okafor, M.)</p>

08/27/2021	<a href="#">79</a> Amended complaint by Zachery Z. Annable on behalf of Highland Capital Management, L.P. against The Dugaboy Investment Trust, Nancy Dondero, James Dondero Adding nature(s) of suit. (RE: related document(s) <a href="#">1</a> Adversary case 21-03003. Complaint by Highland Capital Management, L.P. against James Dondero. Fee Amount \$350 (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4 Exhibit 4 # 5 Adversary Cover Sheet). Nature(s) of suit: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 11 (Recovery of money/property - 542 turnover of property). filed by Plaintiff Highland Capital Management, L.P.). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Adversary Proceeding Cover Sheet) (Annable, Zachery)
09/01/2021	<a href="#">83</a> Answer to complaint filed by James Dondero. (Deitsch-Perez, Deborah)
12/17/2021	<a href="#">132</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P. (Annable, Zachery)
12/17/2021	<a href="#">133</a> Declaration re: ( <i>Declaration of David Klos in Support of Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">132</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)
12/17/2021	<a href="#">134</a> Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">132</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)
12/18/2021	<a href="#">135</a> Support/supplemental document ( <i>Appendix in Support of Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">132</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Attachments: # <a href="#">1</a> Appendix Part 1 # <a href="#">2</a> Appendix Part 2 # <a href="#">3</a> Appendix Part 3 # <a href="#">4</a> Appendix Part 4 # <a href="#">5</a> Appendix Part 5 # <a href="#">6</a> Appendix Part 6 # <a href="#">7</a> Appendix Part 7) (Annable, Zachery)
12/20/2021	<a href="#">137</a> Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">132</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)

12/20/2021	<a href="#">138</a> Notice ( <i>Notice of Filing of Highland Capital Management, L.P.'s Amended Memorandum of Law in Support of Motion for Partial Summary Judgment</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">137</a> Brief filed by Plaintiff Highland Capital Management, L.P.). (Annable, Zachery)
01/06/2022	<a href="#">190</a> DISTRICT COURT Order consolidating 3:21-cv-01010 with lead case 3:21-cv-00881 (RE: related document(s) <a href="#">21</a> Motion for withdrawal of reference filed by Defendant James Dondero). Entered on 1/6/2022 (Whitaker, Sheniqua) (Entered: 05/12/2022)
01/20/2022	<a href="#">153</a> Response opposed to (related document(s): <a href="#">132</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant James Dondero. (Deitsch-Perez, Deborah)
01/20/2022	<a href="#">154</a> Brief in opposition filed by Defendant James Dondero (RE: related document(s) <a href="#">132</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Deitsch-Perez, Deborah)
01/20/2022	<a href="#">155</a> Support/supplemental document <i>Appendix in Support of Defendants' Opposition to Plaintiff's Motion for Partial Summary Judgment</i> filed by Defendant James Dondero (RE: related document(s) <a href="#">153</a> Response). (Deitsch-Perez, Deborah)
02/07/2022	<a href="#">159</a> Reply to (related document(s): <a href="#">153</a> Response filed by Defendant James Dondero) ( <i>Plaintiff's Reply Memorandum of Law in Further Support of Its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants</i> ) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
02/07/2022	<a href="#">160</a> Support/supplemental document( <i>Appendix in Support of Plaintiff's Reply Memorandum of Law in Further Support of Its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">159</a> Reply). (Annable, Zachery)
02/25/2022	<a href="#">169</a> Motion to strike (related document(s): <a href="#">160</a> Support/supplemental document filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant James Dondero Objections due by 3/18/2022. (Deitsch-Perez, Deborah)



02/25/2022	<a href="#">170</a> Support/supplemental document <i>Appendix in Support of Defendants' Motion to Strike Appendix in Support of Plaintiff's Reply Memorandum of Law</i> filed by Defendant James Dondero (RE: related document(s) <a href="#">169</a> Motion to strike (related document(s): <a href="#">160</a> Support/supplemental document filed by Plaintiff Highland Capital Management, L.P.) ). (Deitsch-Perez, Deborah)
03/18/2022	<a href="#">173</a> Response opposed to (related document(s): <a href="#">169</a> Motion to strike (related document(s): <a href="#">160</a> Support/supplemental document filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant James Dondero) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
03/18/2022	<a href="#">174</a> Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">173</a> Response). (Annable, Zachery)
03/18/2022	<a href="#">175</a> Support/supplemental document ( <i>Appendix in Support of Opposition to Defendants' Motion to Strike Appendix in Support of Plaintiff's Reply Memorandum of Law in Further Support of Its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">173</a> Response). (Annable, Zachery)
04/01/2022	<a href="#">179</a> Reply to (related document(s): <a href="#">173</a> Response filed by Plaintiff Highland Capital Management, L.P.) <i>Reply in Support of Motion to Strike Appendix in Support of Plaintiff's Reply Memorandum of Law in Further Support of its Motion for Partial Summary Judgment Against the Alleged Defendants</i> filed by Defendant James Dondero. (Deitsch-Perez, Deborah)
04/01/2022	<a href="#">180</a> Support/supplemental document <i>Appendix in Support of Defendants' Reply in Support of Defendants' Motion to Strike Appendix</i> filed by Defendant James Dondero (RE: related document(s) <a href="#">179</a> Reply). (Deitsch-Perez, Deborah)
04/20/2022	185 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">132</a> Motion for summary judgment (Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions) filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Matter taken under advisement.) (Edmond, Michael) (Entered: 04/26/2022)
04/20/2022	186 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">169</a> Motion to strike (related document(s): <a href="#">160</a> Support/supplemental document filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant James Dondero.) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J.





	Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Motion granted. Counsel to upload order.) (Edmond, Michael) (Entered: 04/26/2022)
04/27/2022	<a href="#">187</a> Order granting (document <a href="#">169</a> ) motion to strike (regarding document: <a href="#">160</a> Appendix in Support of Plaintiffs Reply Memorandum of Law in Further Support of its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants filed by Plaintiff Highland Capital Management, L.P.) Entered on 4/27/2022. (Okafor, Marcey)
05/03/2022	<a href="#">189</a> Transcript regarding Hearing Held 04/20/22 RE: Plaintiff's motion for partial summary judgment and defendant's motion to strike. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 08/1/2022. 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 Susan Palmer, palmerrptg@aol.com, Telephone number Palmer Reporting Services (209) 915-3065. (RE: related document(s) 185 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">132</a> Motion for summary judgment (Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions) filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Matter taken under advisement.), 186 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">169</a> Motion to strike (related document(s): <a href="#">160</a> Support/supplemental document filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant James Dondero.) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Motion granted. Counsel to upload order.)). Transcript to be made available to the public on 08/1/2022. (Palmer, Susan)
07/19/2022	<a href="#">191</a> Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge: 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 (RE: related document(s) <a href="#">132</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P.). Entered on 7/19/2022 (Okafor, Marcey)

08/05/2022	<a href="#">197</a> Notice ( <i>Notice of Attorneys' Fees Calculation and Backup Documentation</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">191</a> Report and recommendation). (Annable, Zachery)
08/05/2022	<a href="#">198</a> Notice ( <i>Notice of Attorneys' Fees Calculation and Backup Documentation of Hayward PLLC</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">191</a> Report and recommendation). (Annable, Zachery)
08/05/2022	<a href="#">199</a> Declaration re: ( <i>Declaration of David Klos in Support of Highland Capital Management, L.P.'s Proposed Form of Judgment</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">191</a> Report and recommendation). (Annable, Zachery)
08/23/2022	<a href="#">204</a> Objection to (related document(s): <a href="#">197</a> Notice (generic) filed by Plaintiff Highland Capital Management, L.P., <a href="#">198</a> Notice (generic) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant James Dondero. (Deutsch-Perez, Deborah)
09/27/2022	<a href="#">205</a> (36 pgs; 2 docs) Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">197</a> Notice (generic)) filed by Plaintiff Highland Capital Management, L.P. (Attachments: # <a href="#">1</a> Exhibit A--Proposed Order) (Annable, Zachery)
09/27/2022	<a href="#">206</a> (30 pgs; 4 docs) Declaration re: ( <i>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</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">205</a> Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">197</a> Notice (generic))). (Attachments: # <a href="#">1</a> Exhibit A # <a href="#">2</a> Exhibit B # <a href="#">3</a> Exhibit C) (Annable, Zachery)
09/27/2022	<a href="#">207</a> (4 pgs) Response opposed to (related document(s): <a href="#">204</a> Objection filed by Defendant James Dondero) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
09/27/2022	<a href="#">208</a> (56 pgs; 11 docs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">207</a> Response). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Exhibit 8 # <a href="#">9</a> Exhibit 9 # <a href="#">10</a> Exhibit 10) (Annable, Zachery)

11/10/2022	<a href="#">217</a> (33 pgs) Supplement to Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge dated 7/19/2022, transmitting proposed forms of judgment. (RE: related document(s) <a href="#">191</a> Report and recommendation). Entered on 11/10/2022 (Rielly, Bill)
11/14/2022	<a href="#">220</a> (34 pgs) DISTRICT COURT Notice Of docketing transmittal of Supplement to Report and Recommendation in re: Civ. Act. No. 3:21cv01010(Consolidated Under Civ. Act. No. 3:21cv 00881) (RE: related document(s) <a href="#">217</a> Report and recommendation). (Whitaker, Sheniqua)
12/06/2022	<a href="#">225</a> DISTRICT COURT Notice of Docketing Report and Recommendation (RE: related document(s) <a href="#">191</a> Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge: 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 (RE: related document(s) <a href="#">132</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P.). Entered on 7/19/2022). Civ. Act. No. 3:21-cv-01010 (Consolidated Under Civ. Act. No. 3:21-cv-00881) (Whitaker, Sheniqua)
12/07/2022	<a href="#">226</a> Order: (A) granting Defendant's motion for leave to supplement their argument against Plaintiff's supplemented notice of attorney's fees; but (B) denying any further relief (related document # <a href="#">216</a> ) Entered on 12/7/2022. (Okafor, Marcey)
07/06/2023	<a href="#">228</a> DISTRICT COURT order adopting report and recommendation. (RE: related document(s) <a href="#">225</a> Notice (generic)). Civil Case 3:21-CV-1010-X (Consolidated with lead case 3:21-cv-0881-X) Therefore, the Court ACCEPTS the recommendation. This case is hereby REFERRED for pretrial management to the United States Bankruptcy Court. When the Bankruptcy Court concludes that this case is ready for trial, it should notify the Court, and the Court will then withdraw the reference. Entered on 7/6/2023 (Whitaker, Sheniqua) (Entered: 08/10/2023)
07/06/2023	<a href="#">229</a> DISTRICT COURT Order adopting report and recommendation and final judgment (RE: related document(s) <a href="#">191</a> Report and recommendation). Civ. Act. No. 3:21-cv-01010 (Consolidated Under Civ. Act. No. 3:21-cv-00881) Entered on 7/6/2023 (Whitaker, Sheniqua) (Entered: 08/10/2023)

5. The Docket Sheet for **Adversary Proceeding No. 21-03004-sgj**.
6. Documents listed below and as described in the Docket Sheet for **Adversary Proceeding No. 21-03004-sgj** in the United States Bankruptcy Court for the Northern District of Texas (Dallas).

Filing Date	Docket Text
01/22/2021	<p><a href="#">1</a> (20 pgs; 5 docs) Adversary case 21-03004. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P.. Fee Amount \$350 (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Cover Sheet). Nature(s) of suit: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 11 (Recovery of money/property - 542 turnover of property). (Annable, Zachery)</p>
03/01/2021	<p><a href="#">6</a> (7 pgs) Answer to complaint filed by Highland Capital Management Fund Advisors, L.P.. (Vasek, Julian)</p>
05/27/2021	<p><a href="#">39</a> Transcript regarding Hearing Held 05/25/2021 (86 pages) RE: Status Conference. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 08/25/2021. 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) <a href="#">36</a> Hearing held on 5/25/2021. (RE: related document(s) <a href="#">20</a> Motion for withdrawal of reference, filed by Defendant Highland Capital Management Fund Advisors, L.P., (Appearances: D. Rukavina for HCMFA; G. Demo; J. Pomeranz, and J. Morris for Debtor. Evidentiary status conference. Court will make Report and Recommendation to District Court that it withdraw reference at such time as court determines that matter is trial ready, with bankruptcy court presiding over pretrial matters.)). Transcript to be made available to the public on 08/25/2021. (Rehling, Kathy)</p>
07/01/2021	<p><a href="#">44</a> Transcript regarding Hearing Held 06/24/2021 (6 pages) RE: Defendant's Motion for Leave to Amend Answer (32). THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 09/29/2021. 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) <a href="#">41</a> Hearing held on 6/24/2021. (RE: related document(s) <a href="#">32</a> Motion for leave to Amend Answer (related document(s) <a href="#">6</a> Answer to complaint) filed by Defendant Highland Capital Management Fund Advisors, L.P., (Amended Answer)) filed by Defendant Highland Capital Management Fund Advisors, L.P.) (Appearances: D. Rukavina for Movant/Defendant; H. Winograd for Debtor. Nonevidentiary hearing. Motion unopposed and granted. Counsel to upload order.)). Transcript to be made available to the public on 09/29/2021. (Rehling, Kathy)</p>


07/02/2021	<a href="#">46</a> Order granting Defendant's motion for leave to amend answer (related document # <a href="#">32</a> ) Entered on 7/2/2021. (Okafor, M.)
07/06/2021	<a href="#">48</a> Amended answer to complaint filed by Defendant Highland Capital Management Fund Advisors, L.P.. (Rukavina, Davor)
07/15/2021	 <a href="#">54</a> PDF with attached Audio File. Court Date & Time [06/24/2021 09:58:31 AM]. File Size [ 740 KB ]. Run Time [ 00:03:12 ]. (admin).
07/15/2021	 <a href="#">55</a> ***5/25/2021 HEARING***PDF with attached Audio File. Court Date & Time [05/25/2021 01:34:12 PM]. File Size [ 28603 KB ]. Run Time [ 02:02:14 ]. (admin). Modified on 7/15/2021 (Jeng, Hawaii).
09/14/2021	<a href="#">194</a> DISTRICT COURT Order Accepting 2 - 1 Report and Recommendation. This case is hereby REFERRED for pretrial management to the United States Bankruptcy Court. When the Bankruptcy Court's concludes this case is ready for trial, that Court should notify this Court, and this Court will then withdraw the reference. (Ordered by Judge Brantley Starr on 9/14/2021) (RE: related document(s) <a href="#">50</a> Report and recommendation). Civil Case 3:21-CV-00881-X Entered on 9/14/2021 (Whitaker, Sheniqua) (Entered: 02/09/2023)
11/30/2021	<a href="#">82</a> Motion for leave <i>Defendant's Motion (Second) to Amend Answer</i> (related document(s) <a href="#">48</a> Amended answer to complaint) filed by Defendant Highland Capital Management Fund Advisors, L.P. (Rukavina, Davor)
11/30/2021	<a href="#">83</a> Support/supplemental document <i>Appendix Part 1</i> filed by Defendant Highland Capital Management Fund Advisors, L.P. (RE: related document(s) <a href="#">82</a> Motion for leave <i>Defendant's Motion (Second) to Amend Answer</i> (related document(s) <a href="#">48</a> Amended answer to complaint)). (Attachments: # <a href="#">1</a> Appendix Part 2) (Vasek, Julian)
11/30/2021	<a href="#">85</a> Support/supplemental document <i>Proposed Second Amended Answer</i> filed by Defendant Highland Capital Management Fund Advisors, L.P. (RE: related document(s) <a href="#">82</a> Motion for leave <i>Defendant's Motion (Second) to Amend Answer</i> (related document(s) <a href="#">48</a> Amended answer to complaint)). (Vasek, Julian)
12/02/2021	<a href="#">86</a> Support/supplemental document filed by Defendant Highland Capital Management Fund Advisors, L.P. (RE: related document(s) <a href="#">82</a> Motion for leave <i>Defendant's Motion (Second) to Amend Answer</i> (related document(s) <a href="#">48</a> Amended answer to complaint)). (Attachments: # <a href="#">1</a> Proposed Second Amended Answer # <a href="#">2</a> Redline) (Vasek, Julian)

12/02/2021	<a href="#">87</a> Support/supplemental document <i>Unredacted Appendix</i> filed by Defendant Highland Capital Management Fund Advisors, L.P. (RE: related document(s) <a href="#">82</a> Motion for leave <i>Defendant's Motion (Second) to Amend Answer</i> (related document(s) <a href="#">48</a> Amended answer to complaint)). (Vasek, Julian)
12/17/2021	<a href="#">91</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P. (Annable, Zachery)
12/17/2021	<a href="#">92</a> Declaration re: ( <i>Declaration of David Klos in Support of Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">91</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)
12/17/2021	<a href="#">93</a> Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">91</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)
12/18/2021	<a href="#">94</a> Support/supplemental document ( <i>Appendix in Support of Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">91</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Attachments: # <a href="#">1</a> Appendix Part 1 # <a href="#">2</a> Appendix Part 2 # <a href="#">3</a> Appendix Part 3 # <a href="#">4</a> Appendix Part 4 # <a href="#">5</a> Appendix Part 5 # <a href="#">6</a> Appendix Part 6 # <a href="#">7</a> Appendix Part 7) (Annable, Zachery)
12/20/2021	<a href="#">95</a> Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">91</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)
12/20/2021	<a href="#">96</a> Notice ( <i>Notice of Filing of Highland Capital Management, L.P.'s Amended Memorandum of Law in Support of Motion for Partial Summary Judgment</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">95</a> Brief filed by Plaintiff Highland Capital Management, L.P.). (Annable, Zachery)
12/21/2021	<a href="#">97</a> Stipulation by Highland Capital Management, L.P. and Highland Capital Management Fund Advisors, L.P.. filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">82</a> Motion for leave <i>Defendant's Motion (Second) to Amend Answer</i> (related document(s) <a href="#">48</a> Amended answer to complaint)). (Annable, Zachery)



12/30/2021	<a href="#">107</a> Response opposed to (related document(s): <a href="#">82</a> Motion for leave <i>Defendant's Motion (Second) to Amend Answer</i> (related document(s) <a href="#">48</a> Amended answer to complaint) filed by Defendant Highland Capital Management Fund Advisors, L.P.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
12/30/2021	<a href="#">108</a> Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">107</a> Response). (Annable, Zachery)
12/30/2021	<a href="#">109</a> Support/supplemental document ( <i>Appendix in Support of Highland Capital Management, L.P.'s Opposition to Defendant's Second Motion for Leave to Amend Answer</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">107</a> Response). (Annable, Zachery)
01/06/2022	<a href="#">111</a> Witness and Exhibit List filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">82</a> Motion for leave <i>Defendant's Motion (Second) to Amend Answer</i> (related document(s) <a href="#">48</a> Amended answer to complaint), <a href="#">107</a> Response). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Exhibit 8 # <a href="#">9</a> Exhibit 9 # <a href="#">10</a> Exhibit 10 # <a href="#">11</a> Exhibit 11 # <a href="#">12</a> Exhibit 12 # <a href="#">13</a> Exhibit 13 # <a href="#">14</a> Exhibit 14 # <a href="#">15</a> Exhibit 15 # <a href="#">16</a> Exhibit 16 # <a href="#">17</a> Exhibit 17 # <a href="#">18</a> Exhibit 18 # <a href="#">19</a> Exhibit 19 # <a href="#">20</a> Exhibit 20 # <a href="#">21</a> Exhibit 21 # <a href="#">22</a> Exhibit 22 # <a href="#">23</a> Exhibit 23 # <a href="#">24</a> Exhibit 24 # <a href="#">25</a> Exhibit 25 # <a href="#">26</a> Exhibit 26 # <a href="#">27</a> Exhibit 27 # <a href="#">28</a> Exhibit 28 # <a href="#">29</a> Exhibit 29 # <a href="#">30</a> Exhibit 30) (Annable, Zachery)
01/07/2022	<a href="#">112</a> Reply to (related document(s): <a href="#">107</a> Response filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant Highland Capital Management Fund Advisors, L.P.. (Attachments: # <a href="#">1</a> Supplemental Appendix) (Vasek, Julian)
01/10/2022	<a href="#">113</a> Amended Witness and Exhibit List filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">111</a> List (witness/exhibit/generic)). (Attachments: # <a href="#">1</a> Exhibit 31) (Annable, Zachery)
01/10/2022	<a href="#">114</a> Court admitted exhibits date of hearing January 10, 2022 (RE: related document(s) <a href="#">82</a> Motion for leave Defendant's Motion (Second) to Amend Answer (related document(s) <a href="#">48</a> Amended answer to complaint) filed by Defendant Highland Capital Management Fund Advisors, L.P. filed by Defendant Highland Capital Management Fund Advisors, L.P.) (COURT ADMITTED DEFENDANTS/HCM FUND ADVISORS, L.P., EXHIBITS #HCMFA'S R#1, AND THE APPENDIX IN SUPPORT OF THE SECOND MOTION FOR LEAVE TO AMEND THE ANSWER/DECLARATION OF DENNIS C. SAUTER, JR., (NOTE* PARAGRAPH'S #6 THROUGH #10 OF THE MOTION WERE NOTE ADMITTED; BY DAVOR RUKAVINA AND THE COURT ALSO ADMITTED THE PLAINTIFF'S/REORGANZIED DEBTOR'S



	EXHIBITS #1 THROUGH #31 BY JOHN MORRIS) (Edmond, Michael) Modified on 1/12/2022 (Edmond, Michael). (Entered: 01/11/2022)
01/10/2022	119 Hearing held on 1/10/2022. (RE: related document(s) <a href="#">82</a> Motion for leave Defendant's Motion (Second) to Amend Answer (related document(s) <a href="#">48</a> Amended answer to complaint) filed by Defendant Highland Capital Management Fund Advisors, L.P. filed by Defendant Highland Capital Management Fund Advisors, L.P.) (Appearances: D. Rukavina and J. Vasek for HCMFA; J. Morris for Debtor. Evidentiary hearing. Motion denied. Counsel to upload order consistent with the courts oral ruling.) (Edmond, Michael) (Entered: 01/12/2022)
01/11/2022	115 Request for transcript regarding a hearing held on 1/10/2022. The requested turn-around time is daily. (Edmond, Michael)
01/12/2022	<a href="#">118</a> Exhibit List ( <i>Rebuttal</i> ) filed by Defendant Highland Capital Management Fund Advisors, L.P. (RE: related document(s) <a href="#">82</a> Motion for leave <i>Defendant's Motion (Second) to Amend Answer</i> (related document(s) <a href="#">48</a> Amended answer to complaint)). (Attachments: # <a href="#">1</a> Exhibit HCMFA-R1) (Vasek, Julian)
01/12/2022	<a href="#">120</a> Stipulation by Highland Capital Management Fund Advisors, L.P. and Plaintiff. filed by Defendant Highland Capital Management Fund Advisors, L.P. (RE: related document(s) <a href="#">91</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Vasek, Julian)
01/13/2022	<a href="#">121</a> Transcript regarding Hearing Held 01/10/2022 (144 pages) RE: Defendant's Second Motion to Amend Answer (#82). THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 04/13/2022. 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 972-786-3063. (RE: related document(s) 119 Hearing held on 1/10/2022. (RE: related document(s) <a href="#">82</a> Motion for leave Defendant's Motion (Second) to Amend Answer (related document(s) <a href="#">48</a> Amended answer to complaint) filed by Defendant Highland Capital Management Fund Advisors, L.P. filed by Defendant Highland Capital Management Fund Advisors, L.P.) (Appearances: D. Rukavina and J. Vasek for HCMFA; J. Morris for Debtor. Evidentiary hearing. Motion denied. Counsel to upload order consistent with the courts oral ruling.)). Transcript to be made available to the public on 04/13/2022. (Rehling, Kathy)
01/13/2022	 <a href="#">122</a> PDF with attached Audio File. Court Date & Time [01/10/2022 10:19:22 AM]. File Size [ 51789 KB ]. Run Time [ 03:41:56 ]. (admin).

01/14/2022	<a href="#">123</a> Order denying Defendant's second motion for leave to amend answer (related document # <a href="#">82</a> ) Entered on 1/14/2022. (Okafor, Marcey)
01/19/2022	<a href="#">126</a> Response opposed to (related document(s): <a href="#">91</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant Highland Capital Management Fund Advisors, L.P.. (Vasek, Julian)
01/19/2022	<a href="#">127</a> Brief in support filed by Defendant Highland Capital Management Fund Advisors, L.P. (RE: related document(s) <a href="#">126</a> Response). (Vasek, Julian)
01/19/2022	<a href="#">128</a> Support/supplemental document <i>Appendix</i> filed by Defendant Highland Capital Management Fund Advisors, L.P. (RE: related document(s) <a href="#">126</a> Response). (Vasek, Julian)
02/07/2022	<a href="#">129</a> Omnibus Motion to strike (related document(s): <a href="#">127</a> Brief filed by Defendant Highland Capital Management Fund Advisors, L.P.) ( <i>Plaintiff's Omnibus Motion to (A) Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt</i> ) filed by Plaintiff Highland Capital Management, L.P. (Attachments: # <a href="#">1</a> Exhibit A--Proposed Order) (Annable, Zachery)
02/07/2022	<a href="#">130</a> Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">129</a> Omnibus Motion to strike (related document(s): <a href="#">127</a> Brief filed by Defendant Highland Capital Management Fund Advisors, L.P.) ( <i>Plaintiff's Omnibus Motion to (A) Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C)</i> ). (Annable, Zachery)
02/07/2022	<a href="#">131</a> Declaration re: ( <i>Declaration of John A. Morris in Support of Plaintiff's Omnibus Motion (A) to Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">129</a> Omnibus Motion to strike (related document(s): <a href="#">127</a> Brief filed by Defendant Highland Capital Management Fund Advisors, L.P.) ( <i>Plaintiff's Omnibus Motion to (A) Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C)</i> ). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Exhibit 8 # <a href="#">9</a> Exhibit 9) (Annable, Zachery)
02/07/2022	<a href="#">132</a> Reply to (related document(s): <a href="#">126</a> Response filed by Defendant Highland Capital Management Fund Advisors, L.P.) ( <i>Highland Capital Management, L.P.'s Reply in Support of Motion for Partial Summary Judgment</i> ) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)

02/18/2022	<a href="#">141</a> Support/supplemental document ( <i>Errata to Declaration of John A. Morris in Support of Plaintiff's Omnibus Motion (A) to Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">131</a> Declaration). (Annable, Zachery)
02/28/2022	<a href="#">145</a> Objection to (related document(s): <a href="#">129</a> Omnibus Motion to strike (related document(s): <a href="#">127</a> Brief filed by Defendant Highland Capital Management Fund Advisors, L.P.) ( <i>Plaintiff's Omnibus Motion to (A) Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) filed by Plaintiff Highland Capital Management, L.P.</i> ) filed by Defendant Highland Capital Management Fund Advisors, L.P.. (Vasek, Julian)
03/14/2022	<a href="#">147</a> (20 pgs) Reply to (related document(s): <a href="#">145</a> Objection filed by Defendant Highland Capital Management Fund Advisors, L.P.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
03/14/2022	<a href="#">148</a> Declaration re: ( <i>Supplemental Declaration of John A. Morris in Support of Plaintiff's Omnibus Motion (A) to Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">129</a> Omnibus Motion to strike (related document(s): <a href="#">127</a> Brief filed by Defendant Highland Capital Management Fund Advisors, L.P.) ( <i>Plaintiff's Omnibus Motion to (A) Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C).</i> (Attachments: # <a href="#">1</a> Exhibit 10) (Annable, Zachery)
04/20/2022	157 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">91</a> Motion for summary judgment (Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions) filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Matter taken under advisement.) (Edmond, Michael) (Entered: 04/26/2022)
04/20/2022	158 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">129</a> Omnibus Motion to strike (related document(s): <a href="#">127</a> Brief filed by Defendant Highland Capital Management Fund Advisors, L.P.) ( <i>Plaintiff's Omnibus Motion to (A) Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt</i> ) filed by Plaintiff Highland Capital Management, L.P. (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing

	(summary judgment evidence only). Motion granted but sanctions denied. Counsel to upload order.) (Edmond, Michael) (Entered: 04/26/2022)
04/20/2022	<a href="#">162</a> DISTRICT COURT Order Consolidating Cases (RE: related document(s) <a href="#">20</a> Motion for withdrawal of reference filed by Defendant Highland Capital Management Fund Advisors, L.P.). The Note Case, 3:22-cv-789, is consolidated under the lead Note Case, No. 3:21-cv-881 for all purposes other than that Case No. 3:21-cv-881-X may be tried separately (or that the determination of whether such case shall be tried separately is deferred until after all summary judgment motions are heard and decided), to be heard by the undersigned. All future filings related to all Note Cases shall be filed on the docket for No. 3:21-cv-881. Entered on 4/20/2022 (Whitaker, Sheniqua) (Entered: 05/10/2022)
04/25/2022	156 Request for transcript regarding a hearing held on 4/20/2022. The requested turn-around time is 3-day expedited (Bergreen, J.)
04/27/2022	<a href="#">159</a> Order granting in part, denying in part (document # <a href="#">129</a> ) Plaintiff's Omnibus Motion to (A) Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt filed by Defendant Highland Capital Management Fund Advisors, L.P.) (regarding document: <a href="#">127</a> Brief) Entered on 4/27/2022. (Okafor, Marcey)
05/03/2022	<a href="#">161</a> Transcript regarding Hearing Held 04/20/22 RE: Plaintiff's motion for partial summary judgment and defendant's omnibus motion to strike and for sanctions and order of contempt. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 08/1/2022. 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 Susan Palmer, palmerrptg@aol.com, Telephone number Palmer Reporting Services, (209) 915-3065. (RE: related document(s) <a href="#">157</a> Hearing held on 4/20/2022. (RE: related document(s) <a href="#">91</a> Motion for summary judgment (Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions) filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Matter taken under advisement.), <a href="#">158</a> Hearing held on 4/20/2022. (RE: related document(s) <a href="#">129</a> Omnibus Motion to strike (related document(s): <a href="#">127</a> Brief filed by Defendant Highland Capital Management Fund Advisors, L.P.) (Plaintiff's Omnibus Motion to (A) Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt) filed by Plaintiff Highland Capital Management, L.P. (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero;

	D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Motion granted but sanctions denied. Counsel to upload order.)). Transcript to be made available to the public on 08/1/2022. (Palmer, Susan)
07/19/2022	<a href="#">163</a> Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge: 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. (RE: related document(s) <a href="#">91</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P.). Entered on 7/19/2022 (Okafor, Marcey)
07/20/2022	<a href="#">167</a> DISTRICT COURT Notice of docketing the Report and Recommendation by the U.S. Bankruptcy Judge (RE: related document(s) <a href="#">163</a> Report and recommendation). Civil Case 3:21-cv-00881-X (Whitaker, Sheniqua) (Entered: 07/22/2022)
08/05/2022	<a href="#">169</a> Notice ( <i>Notice of Attorneys' Fees Calculation and Backup Documentation</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">163</a> Report and recommendation). (Annable, Zachery)
08/05/2022	<a href="#">170</a> Notice ( <i>Notice of Attorneys' Fees Calculation and Backup Documentation of Hayward PLLC</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">163</a> Report and recommendation). (Annable, Zachery)
08/05/2022	<a href="#">171</a> Declaration re: ( <i>Declaration of David Klos in Support of Highland Capital Management, L.P.'s Proposed Form of Judgment</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">163</a> Report and recommendation). (Annable, Zachery)
08/23/2022	<a href="#">173</a> Objection to (related document(s): <a href="#">169</a> Notice (generic) filed by Plaintiff Highland Capital Management, L.P., <a href="#">170</a> Notice (generic) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant Highland Capital Management Fund Advisors, L.P.. (Vasek, Julian)
09/27/2022	<a href="#">174</a> (36 pgs; 2 docs) Motion for leave (Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment) (related document(s) <a href="#">169</a> Notice (generic)) filed by Plaintiff Highland Capital Management, L.P. (Attachments: # <a href="#">1</a> Exhibit A--Proposed Order) (Annable, Zachery)
09/27/2022	<a href="#">175</a> Declaration re: ( <i>Declaration of John A. Morris in Support of Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup</i>



	<i>Documentation in Support of Proposed Judgment</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">174</a> Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">169</a> Notice (generic))). (Attachments: # <a href="#">1</a> Exhibit A # <a href="#">2</a> Exhibit B # <a href="#">3</a> Exhibit C) (Annable, Zachery)
09/27/2022	<a href="#">176</a> Response opposed to (related document(s): <a href="#">173</a> Objection filed by Defendant Highland Capital Management Fund Advisors, L.P.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
09/27/2022	<a href="#">177</a> Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">176</a> Response). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Exhibit 8 # <a href="#">9</a> Exhibit 9 # <a href="#">10</a> Exhibit 10) (Annable, Zachery)
10/18/2022	<a href="#">179</a> Objection to (related document(s): <a href="#">174</a> Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">169</a> Notice (generic)) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant Highland Capital Management Fund Advisors, L.P.. (Attachments: # <a href="#">1</a> Proposed Order) (Vasek, Julian)
10/21/2022	<a href="#">180</a> Reply to (related document(s): <a href="#">179</a> Objection filed by Defendant Highland Capital Management Fund Advisors, L.P.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
10/24/2022	<a href="#">181</a> Order Granting Highland Capital's Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment (related document # <a href="#">174</a> ) Entered on 10/24/2022. (Okafor, Marcey)
11/02/2022	<a href="#">185</a> Motion for leave to <i>Supplement Argument Against Plaintiff's Supplemented Notice of Attorneys' Fees</i> filed by Defendant Highland Capital Management Fund Advisors, L.P. Objections due by 11/23/2022. (Attachments: # <a href="#">1</a> Proposed Order) (Vasek, Julian)
11/10/2022	<a href="#">186</a> Supplement to Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge dated 7/19/2022, transmitting proposed forms of judgment (RE: related document(s) <a href="#">163</a> Report and recommendation). Entered on 11/10/2022 (Rielly, Bill)
11/17/2022	<a href="#">188</a> Response opposed to (related document(s): <a href="#">185</a> Motion for leave to <i>Supplement Argument Against Plaintiff's Supplemented Notice of Attorneys' Fees</i>




	filed by Defendant Highland Capital Management Fund Advisors, L.P.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
12/05/2022	<a href="#">191</a> District Court Notice of docketing Supplement to Report and Recommendation Dated July 19, 2022, Transmitting Proposed Forms of Judgment in re: Civil Case No.: Civ. Act. No. 3:21cv00881 (RE: related document(s) <a href="#">186</a> Report and Recommendation). (Whitaker, Sheniqua)
12/07/2022	<a href="#">192</a> Order: (A) granting Defendant's motion for leave to supplement their argument against Plaintiff's supplemented notice of attorney's fees; but (B) denying any further relief (related document # <a href="#">185</a> ) Entered on 12/7/2022. (Okafor, Marcey)
07/06/2023	<a href="#">195</a> DISTRICT COURT order adopting report and recommendation and final judgment (RE: related document(s) <a href="#">163</a> Report and recommendation) <a href="#">91</a> Motion for summary judgment). Civil case 3:21-cv-0881-X Entered on 7/6/2023 (Whitaker, Sheniqua) (Entered: 08/10/2023)

7. The Docket Sheet for **Adversary Proceeding No. 21-03005-sgj**.
8. Documents listed below and as described in the Docket Sheet for **Adversary Proceeding No. 21-03005-sgj** in the United States Bankruptcy Court for the Northern District of Texas (Dallas).

Filing Date	Docket Text
01/22/2021	<a href="#">1</a> (27 pgs; 5 docs) Adversary case 21-03005. Complaint by Highland Capital Management, L.P. against NexPoint Advisors, L.P.. Fee Amount \$350 (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Adversary Cover Sheet). Nature(s) of suit: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 11 (Recovery of money/property - 542 turnover of property). (Annable, Zachery)
03/01/2021	<a href="#">6</a> (8 pgs) Answer to complaint filed by NexPoint Advisors, L.P.. (Vasek, Julian)
05/27/2021	<a href="#">33</a> (86 pgs) Transcript regarding Hearing Held 05/25/2021 (86 pages) RE: Status Conference. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 08/25/2021. 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) 30 Hearing held on 5/25/2021. (RE: related document(s) <a href="#">19</a> Motion for withdrawal of reference, filed by Defendant NexPoint Advisors, L.P., (Appearances: D. Rukavina for NexPoint; G. Demo; J. Pomeranz, and J. Morris for Debtor. Evidentiary status conference. Court will make Report and Recommendation to District Court that it withdraw reference at such time as court determines that matter is trial ready, with bankruptcy court presiding over pretrial matters.)). Transcript to be made available to the public on 08/25/2021. (Rehling, Kathy)
07/08/2021	<a href="#">40</a> (12 pgs) Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge proposing that it: (A) grant Defendant's motion to withdraw the reference at such time as Bankruptcy Court certifies that action is trial ready: and (B) defer pretrial matters to Bankruptcy Court. (RE: related document(s) <a href="#">19</a> Motion for withdrawal of reference filed by Defendant NexPoint Advisors, L.P.). Entered on 7/8/2021 (Okafor, M.)
07/28/2021	<a href="#">213</a> (2 pgs) DISTRICT COURT Order Adopting <a href="#">8</a> Report and Recommendation in RE: Motion for withdrawal of reference. IT IS ORDERED the Defendant's Motion to Withdraw Reference shall be granted. IT IS FURTHER ORDERED that the Bankruptcy Court shall handle all pretrial matters, which shall in turn be considered by the undersigned Senior United States District Judge. IT IS FURTHER ORDERED that this civil action be STAYED pending further Order from the Court. (Ordered by Senior Judge Sam R Cummings on 7/28/2021) (jmg) (Main Document 10 replaced with text searchable doc on 8/2/2021 (RE: related document(s) <a href="#">40</a> Report and recommendation). civil Case Case 3:21-cv-00880-X Entered on 7/28/2021 (Whitaker, Sheniqua) (Entered: 08/03/2022)
07/29/2021	<a href="#">47</a> (2 pgs) Order granting defendant's motion for leave to file amended answer (related document # <a href="#">35</a> ) Entered on 7/29/2021. (Okafor, M.)
08/09/2021	<a href="#">50</a> (8 pgs) Amended answer to complaint filed by Defendant NexPoint Advisors, L.P.. (Vasek, Julian)
08/23/2021	<a href="#">57</a> (2 pgs) Order granting Debtor's Unopposed Motion for Leave to Serve and File Amended Complaint (related document # <a href="#">55</a> ) Entered on 8/23/2021. (Okafor, M.)
08/27/2021	<a href="#">63</a> (73 pgs; 6 docs) Amended complaint by Zachery Z. Annable on behalf of Highland Capital Management, L.P. against The Dugaboy Investment Trust, Nancy Dondero, James Dondero, NexPoint Advisors, L.P. Adding nature(s) of suit. (RE: related document(s) <a href="#">1</a> Adversary case 21-03005. Complaint by Highland Capital Management, L.P. against NexPoint Advisors, L.P.. Fee Amount \$350 (Attachments: # 1 Exhibit 1 # 2 Exhibit 2 # 3 Exhibit 3 # 4

	Adversary Cover Sheet). Nature(s) of suit: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 11 (Recovery of money/property - 542 turnover of property). filed by Plaintiff Highland Capital Management, L.P.). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Adversary Proceeding Cover Sheet) (Annable, Zachery)
09/01/2021	<a href="#">64</a> (13 pgs) Answer to complaint filed by NexPoint Advisors, L.P.. (Rukavina, Davor)
10/29/2021	<a href="#">86</a> (445 pgs; 5 docs) Motion to extend time to designate expert (RE: related document(s) <a href="#">70</a> Order (generic)) filed by Defendant NexPoint Advisors, L.P. (Attachments: # <a href="#">1</a> Declaration # <a href="#">2</a> Exhibit A # <a href="#">3</a> Exhibit B # <a href="#">4</a> Exhibit C) (Vasek, Julian)
12/01/2021	<a href="#">104</a> (4 pgs) Response opposed to (related document(s): <a href="#">86</a> Motion to extend time to designate expert (RE: related document(s) <a href="#">70</a> Order (generic)) filed by Defendant NexPoint Advisors, L.P.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
12/01/2021	<a href="#">105</a> (23 pgs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">104</a> Response). (Annable, Zachery)
12/01/2021	<a href="#">106</a> (213 pgs; 5 docs) Declaration re: ( <i>Declaration of John A. Morris in Support of Highland's Objection to Motion of Defendant NexPoint Advisors, L.P. to Extend Expert Disclosure and Discovery Deadlines</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">104</a> Response). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4) (Annable, Zachery)
12/13/2021	122 Hearing held on 12/13/2021. (RE: related document(s) <a href="#">86</a> Motion to extend time to designate expert (RE: related document(s) <a href="#">70</a> Order (generic)) filed by Defendant NexPoint Advisors, L.P., (Appearances: D. Rukavina and J. Vasek for movant NexPoint Advisors; M. Aigen and D. Deitsch-Perez for movants HCMS, Inc. and HCRE Partners, LLC.; H. Winograd for plaintiff/reorganized debtor. Nonevidentiary hearing. Motion denied for reasons stated on the record. Ms. Winograd to upload order.) (Edmond, Michael)
12/14/2021	 <a href="#">123</a> (1 pg) PDF with attached Audio File. Court Date & Time [12/13/2021 10:55:42 AM]. File Size [ 12143 KB ]. Run Time [ 00:51:53 ]. (admin).

12/14/2021	<p><a href="#">124</a> (38 pgs) Transcript regarding Hearing Held 12/13/2021 (38 pages) RE: Motion to Extend Expert Disclosure and Discovery Deadlines. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 03/14/2022. 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 Kathy Rehling, kathyrehlingtranscripts@gmail.com, Telephone number 972-786-3063. (RE: related document(s) 122 Hearing held on 12/13/2021. (RE: related document(s) <a href="#">86</a> Motion to extend time to designate expert (RE: related document(s) <a href="#">70</a> Order (generic)) filed by Defendant NexPoint Advisors, L.P., (Appearances: D. Rukavina and J. Vasek for movant NexPoint Advisors; M. Aigen and D. Deitsch-Perez for movants HCMS, Inc. and HCRE Partners, LLC.; H. Winograd for plaintiff/reorganized debtor. Nonevidentiary hearing. Motion denied for reasons stated on the record. Ms. Winograd to upload order.)). Transcript to be made available to the public on 03/14/2022. (Rehling, Kathy)</p>
12/17/2021	<p><a href="#">131</a> (9 pgs) Motion for summary judgment (<i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i>) filed by Plaintiff Highland Capital Management, L.P. (Annable, Zachery)</p>
12/17/2021	<p><a href="#">132</a> (79 pgs) Declaration re: (<i>Declaration of David Klos in Support of Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">131</a> Motion for summary judgment (<i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i>)). (Annable, Zachery)</p>
12/17/2021	<p><a href="#">133</a> (56 pgs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">131</a> Motion for summary judgment (<i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i>)). (Annable, Zachery)</p>
12/18/2021	<p><a href="#">134</a> (4751 pgs; 8 docs) Support/supplemental document (<i>Appendix in Support of Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">131</a> Motion for summary judgment (<i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i>)). (Attachments: # <a href="#">1</a> Appendix Part 1 # <a href="#">2</a> Appendix Part 2 # <a href="#">3</a> Appendix Part 3 # <a href="#">4</a> Appendix Part 4 # <a href="#">5</a> Appendix Part 5 # <a href="#">6</a> Appendix Part 6 # <a href="#">7</a> Appendix Part 7) (Annable, Zachery)</p>

12/20/2021	<a href="#">136</a> (61 pgs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">131</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)
12/22/2021	<a href="#">138</a> (3 pgs) Order denying <a href="#">86</a> Motion to extend expert disclosure and discovery deadlines. Entered on 12/22/2021. (Okafor, Marcey)
01/05/2022	<a href="#">148</a> (926 pgs; 4 docs) Notice of Objection of NexPoint Advisors, L.P. to Order Denying Motions to Extend Expert Disclosure and Discovery Deadlines filed by Defendant NexPoint Advisors, L.P.. (Attachments: # <a href="#">1</a> Objection # <a href="#">2</a> Brief # <a href="#">3</a> Appendix)(Vasek, Julian)
01/06/2022	<a href="#">206</a> (3 pgs) DISTRICT COURT Order consolidating 3:21-cv-00880 with lead case 3:21-cv-00881 (RE: related document(s) <a href="#">19</a> Motion for withdrawal of reference filed by Defendant NexPoint Advisors, L.P.). Entered on 1/6/2022 (Whitaker, Sheniqua) (Entered: 05/12/2022)
01/20/2022	<a href="#">155</a> (5 pgs) Response opposed to (related document(s): <a href="#">131</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant NexPoint Advisors, L.P.. (Vasek, Julian)
01/20/2022	<a href="#">156</a> (65 pgs) Brief in support filed by Defendant NexPoint Advisors, L.P. (RE: related document(s) <a href="#">155</a> Response). (Vasek, Julian)
01/20/2022	<a href="#">157</a> (305 pgs) Support/supplemental document <i>Appendix</i> filed by Defendant NexPoint Advisors, L.P. (RE: related document(s) <a href="#">155</a> Response). (Vasek, Julian)
02/07/2022	<a href="#">164</a> (24 pgs) Reply to (related document(s): <a href="#">155</a> Response filed by Defendant NexPoint Advisors, L.P.) ( <i>Plaintiff's Reply Memorandum of Law in Further Support of Its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants</i> ) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
02/07/2022	<a href="#">165</a> (30 pgs) Support/supplemental document( <i>Appendix in Support of Plaintiff's Reply Memorandum of Law in Further Support of Its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">164</a> Reply). (Annable, Zachery)

04/20/2022	198 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">131</a> Motion for summary judgment (Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions) filed by Plaintiff Highland Capital Management, L.P. filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Matter taken under advisement.) (Edmond, Michael) (Entered: 04/26/2022)
04/20/2022	199 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">161</a> Omnibus Motion to strike (related document(s): <a href="#">157</a> Support/supplemental document filed by Defendant NexPoint Advisors, L.P.) (Plaintiff's Omnibus Motion (A) to Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt) filed by Plaintiff Highland Capital Management, L.P. (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Motion granted but sanctions denied. Counsel to upload order.) (Edmond, Michael) (Entered: 04/26/2022)
04/20/2022	200 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">177</a> Motion to strike (related document(s): <a href="#">165</a> Support/supplemental document filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant NexPoint Advisors, L.P.,) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Motion granted. Counsel to upload order.) (Edmond, Michael) (Entered: 04/26/2022)
04/27/2022	<a href="#">201</a> (3 pgs) Order granting (document <a href="#">177</a> ) motion to strike (regarding document: <a href="#">165</a> Appendix in Support of Plaintiffs Reply Memorandum of Law in Further Support of its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants filed by Plaintiff Highland Capital Management, L.P.) Entered on 4/27/2022. (Okafor, Marcey)
04/27/2022	<a href="#">202</a> (55 pgs) Order granting in part, denying in part(document <a href="#">161</a> ) Plaintiffs Omnibus Motion (A) to Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt (regarding document: <a href="#">157</a> Appendix in support of Defendants' opposition to Plaintiff's motion for partial summary judgment filed by Defendant NexPoint Advisors, L.P.) Entered on 4/27/2022. (Okafor, Marcey)



05/03/2022	<p><a href="#">205</a> (222 pgs) Transcript regarding Hearing Held 04/20/22 RE: Plaintiff's omnibus motion to strike and for sanctions and order for contempt; and defendant's motion to strike. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 08/1/2022. 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 Susan Palmer, palmerrptg@aol.com, Telephone number (209) 915-3065. (RE: related document(s) 199 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">161</a> Omnibus Motion to strike (related document(s): <a href="#">157</a> Support/supplemental document filed by Defendant NexPoint Advisors, L.P.) (Plaintiff's Omnibus Motion (A) to Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt) filed by Plaintiff Highland Capital Management, L.P. (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Motion granted but sanctions denied. Counsel to upload order.), 200 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">177</a> Motion to strike (related document(s): <a href="#">165</a> Support/supplemental document filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant NexPoint Advisors, L.P.,) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Motion granted. Counsel to upload order.)). Transcript to be made available to the public on 08/1/2022. (Palmer, Susan)</p>
07/19/2022	<p><a href="#">207</a> (45 pgs) Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge: 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. (RE: related document(s) <a href="#">131</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P.). Entered on 7/19/2022 (Okafor, Marcey)</p>
08/05/2022	<p><a href="#">214</a> (356 pgs) Notice (<i>Notice of Attorneys' Fees Calculation and Backup Documentation</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">207</a> Report and recommendation). (Annable, Zachery)</p>
08/05/2022	<p><a href="#">215</a> (43 pgs) Notice (<i>Notice of Attorneys' Fees Calculation and Backup Documentation of Hayward PLLC</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">207</a> Report and recommendation). (Annable, Zachery)</p>

08/05/2022	<a href="#">216</a> (48 pgs) Declaration re: ( <i>Declaration of David Klos in Support of Highland Capital Management, L.P.'s Proposed Form of Judgment</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">207</a> Report and recommendation). (Annable, Zachery)
08/23/2022	<a href="#">221</a> (23 pgs) Objection to (related document(s): <a href="#">214</a> Notice (generic) filed by Plaintiff Highland Capital Management, L.P., <a href="#">215</a> Notice (generic) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendants James Dondero, NexPoint Advisors, L.P.. (Deitsch-Perez, Deborah)
09/27/2022	<a href="#">222</a> (36 pgs; 2 docs) Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">214</a> Notice (generic)) filed by Plaintiff Highland Capital Management, L.P. (Attachments: # <a href="#">1</a> Exhibit A-- Proposed Order) (Annable, Zachery)
09/27/2022	<a href="#">223</a> (30 pgs; 4 docs) Declaration re: ( <i>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</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">222</a> Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">214</a> Notice (generic))). (Attachments: # <a href="#">1</a> Exhibit A # <a href="#">2</a> Exhibit B # <a href="#">3</a> Exhibit C) (Annable, Zachery)
09/27/2022	<a href="#">224</a> (4 pgs) Response opposed to (related document(s): <a href="#">221</a> Objection filed by Defendant James Dondero, Defendant NexPoint Advisors, L.P.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
09/27/2022	<a href="#">225</a> (56 pgs; 11 docs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">224</a> Response). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Exhibit 8 # <a href="#">9</a> Exhibit 9 # <a href="#">10</a> Exhibit 10) (Annable, Zachery)
10/18/2022	<a href="#">227</a> (10 pgs; 2 docs) Objection to (related document(s): <a href="#">222</a> Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">214</a> Notice (generic)) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant NexPoint Advisors, L.P.. (Attachments: # <a href="#">1</a> Proposed Order) (Vasek, Julian)
10/21/2022	<a href="#">228</a> (7 pgs) Reply to (related document(s): <a href="#">227</a> Objection filed by Defendant NexPoint Advisors, L.P.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)

10/24/2022	<a href="#">229</a> (4 pgs) Order Granting Highland Capital's Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment (related document # <a href="#">222</a> ) Entered on 10/24/2022. (Okafor, Marcey)
11/02/2022	<a href="#">233</a> (11 pgs; 2 docs) Motion for leave to <i>Supplement Argument Against Plaintiff's Supplemented Notice of Attorneys' Fees</i> filed by Defendant NexPoint Advisors, L.P. Objections due by 11/23/2022. (Attachments: # <a href="#">1</a> Proposed Order) (Vasek, Julian)
11/10/2022	<a href="#">234</a> (33 pgs) Supplement to Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge dated 7/19/2022, transmitting proposed forms of judgment. (RE: related document(s) <a href="#">207</a> Report and recommendation). Entered on 11/10/2022 (Rielly, Bill)
11/14/2022	<a href="#">236</a> (34 pgs) DISTRICT COURT Notice Of Docketing Supplement to Report and Recommendation in re: Civ. Act. No. 3:21cv00880(Consolidated Under Civ. Act. No. 3:21cv 00881) (RE: related document(s) <a href="#">234</a> Report and recommendation). (Whitaker, Sheniqua)
11/17/2022	<a href="#">237</a> (12 pgs) Response opposed to (related document(s): <a href="#">233</a> Motion for leave to <i>Supplement Argument Against Plaintiff's Supplemented Notice of Attorneys' Fees</i> filed by Defendant NexPoint Advisors, L.P.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
12/06/2022	<a href="#">240</a> (1 pg) DISTRICT COURT Notice of Docketing Report and Recommendation (RE: related document(s) <a href="#">207</a> Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge: 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. (RE: related document(s) <a href="#">131</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P.). Entered on 7/19/2022). Civ. Act. No. 3:21cv00880(Consolidated Under Civ. Act. No. 3:21cv 00881) (Whitaker, Sheniqua)
12/07/2022	<a href="#">241</a> (5 pgs) Order: (A) granting Defendant's motion for leave to supplement their argument against Plaintiff's supplemented notice of attorney's fees; but (B) denying any further relief (related document # <a href="#">233</a> ) Entered on 12/7/2022. (Okafor, Marcey)
07/06/2023	<a href="#">243</a> (9 pgs) DISTRICT COURT order adopting report and recommendation and final judgment (RE: related document(s) <a href="#">207</a> Report and recommendation). Civ. Act. No. 3:21cv00880(Consolidated Under Civ. Act. No. 3:21cv 00881) Entered on 7/6/2023 (Whitaker, Sheniqua). Related document(s) <a href="#">131</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for</i>

	<i>Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P.. (Entered: 08/10/2023)
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9. The Docket Sheet for **Adversary Proceeding No. 21-03006-sgj**.
10. Documents listed below and as described in the Docket Sheet for **Adversary Proceeding No. 21-03006-sgj** in the United States Bankruptcy Court for the Northern District of Texas (Dallas).

Filing Date	Docket Text
01/22/2021	<a href="#">1</a> (37 pgs; 9 docs) Adversary case 21-03006. Complaint by Highland Capital Management, L.P. against Highland Capital Management Services, Inc.. Fee Amount \$350 (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Adversary Cover Sheet). Nature(s) of suit: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 11 (Recovery of money/property - 542 turnover of property). (Annable, Zachery)
03/03/2021	<a href="#">6</a> (9 pgs) Answer to complaint filed by Highland Capital Management Services, Inc.. (Drawhorn, Lauren)
06/11/2021	<a href="#">34</a> (10 pgs) First Amended answer to complaint filed by Defendant Highland Capital Management Services, Inc.. (Drawhorn, Lauren)
06/12/2021	<a href="#">35</a> (91 pgs) Transcript regarding Hearing Held 06/10/2021 (91 pages) RE: Motion for Leave to File Amended Answer (15). THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 09/10/2021. 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) <a href="#">32</a> Hearing held on 6/10/2021. (RE: related document(s) <a href="#">15</a> Motion for leave to Amend Answer to Plaintiff's Complaint (related document(s) <a href="#">1</a> Complaint, <a href="#">6</a> Answer to complaint) filed by Defendant Highland Capital Management Services, Inc., filed by Defendant Highland Capital Management Services, Inc.) (Appearances: D. Draper for Trusts; J. Pomeranz and J. Morris for Debtor; M. Clemente for UCC; L. Drawhorn for Defendant. Nonevidentiary hearing. Motion granted, conditional on the Answer setting forth certain details about affirmative defenses, as addressed

	on the record. Counsel to upload order.)). Transcript to be made available to the public on 09/10/2021. (Rehling, Kathy)
06/14/2021	<a href="#">37</a> (281 pgs) Notice of transmission of motion to withdraw reference re: Civil Case #3:21-cv-01378-N (RE: related document(s) <a href="#">19</a> Motion for withdrawal of reference. filed by Defendant Highland Capital Management Services, Inc. filed by Defendant Highland Capital Management Services, Inc.) (Whitaker, Sheniqua)
06/18/2021	<a href="#">41</a> (2 pgs) Order granting Highland Capital Management Services, Inc.'s motion for leave to amend answer to Plaintiff's complaint (related document # <a href="#">15</a> ) Entered on 6/18/2021. (Okafor, M.)
07/14/2021	<a href="#">47</a> (12 pgs) Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge proposing that it: (A) grant Defendant's motion to withdraw the reference at such time as Bankruptcy Court certifies that action is trial ready: and (B) defer pretrial matters to Bankruptcy Court. (RE: related document(s) <a href="#">19</a> Motion for withdrawal of reference filed by Defendant Highland Capital Management Services, Inc.). Entered on 7/14/2021 (Okafor, M.)
08/23/2021	<a href="#">64</a> (2 pgs) Order granting Debtor's Unopposed Motion for Leave to Serve and File Amended Complaint (related document # <a href="#">60</a> ) Entered on 8/23/2021. (Okafor, M.)
08/27/2021	<a href="#">68</a> (83 pgs; 10 docs) Amended complaint by Zachery Z. Annable on behalf of Highland Capital Management, L.P. against The Dugaboy Investment Trust, Nancy Dondero, James Dondero, Highland Capital Management Services, Inc. Adding nature(s) of suit. (RE: related document(s) <a href="#">1</a> Adversary case 21-03006. Complaint by Highland Capital Management, L.P. against Highland Capital Management Services, Inc.. Fee Amount \$350 (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Adversary Cover Sheet). Nature(s) of suit: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 11 (Recovery of money/property - 542 turnover of property). filed by Plaintiff Highland Capital Management, L.P.). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Exhibit 8 # <a href="#">9</a> Adversary Proceeding Cover Sheet) (Annable, Zachery)
09/01/2021	<a href="#">73</a> (15 pgs) Answer to complaint filed by Highland Capital Management Services, Inc.. (Deitsch-Perez, Deborah)

10/29/2021	<a href="#">91</a> (450 pgs; 2 docs) Motion to extend time to Expert Disclosure and Discovery Deadlines filed by Defendant Highland Capital Management Services, Inc. (Attachments: # <a href="#">1</a> Exhibit A) (Deutsch-Perez, Deborah)
12/01/2021	<a href="#">109</a> (4 pgs) Response opposed to (related document(s): <a href="#">91</a> Motion to extend time to Expert Disclosure and Discovery Deadlines filed by Defendant Highland Capital Management Services, Inc.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
12/01/2021	<a href="#">110</a> (23 pgs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">109</a> Response). (Annable, Zachery)
12/01/2021	<a href="#">111</a> (213 pgs; 5 docs) Declaration re: ( <i>Declaration of John A. Morris in Support of Highland's Objection to Motion of Defendant NexPoint Advisors, L.P. to Extend Expert Disclosure and Discovery Deadlines</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">109</a> Response). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4) (Annable, Zachery)
12/08/2021	<a href="#">120</a> (19 pgs; 2 docs) Reply to (related document(s): <a href="#">109</a> Response filed by Plaintiff Highland Capital Management, L.P.) <i>in Support of Motion to Extend Expert Disclosure and Discovery Deadlines</i> filed by Defendant Highland Capital Management Services, Inc.. (Attachments: # <a href="#">1</a> Exhibit Declaration of Michael P. Aigen) (Deutsch-Perez, Deborah)
12/13/2021	125 Hearing held on 12/13/2021. (RE: related document(s) <a href="#">91</a> Motion to extend time to Expert Disclosure and Discovery Deadlines filed by Defendant Highland Capital Management Services, Inc., (Appearances: D. Rukavina and J. Vasek for movant NexPoint Advisors; M. Aigen and D. Deutsch-Perez for movants HCMS, Inc. and HCRE Partners, LLC.; H. Winograd for plaintiff/reorganized debtor. Nonevidentiary hearing. Motion denied for reasons stated on the record. Ms. Winograd to upload order.) (Edmond, Michael)
12/14/2021	<a href="#">126</a> (38 pgs) Transcript regarding Hearing Held 12/13/2021 (38 pages) RE: Motion to Extend Expert Disclosure and Discovery Deadlines. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 03/14/2022. 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 Kathy Rehling, kathyrehlingtranscripts@gmail.com, Telephone number 972-786-3063. (RE: related document(s) 125 Hearing held on 12/13/2021. (RE: related



	document(s) <a href="#">91</a> Motion to extend time to Expert Disclosure and Discovery Deadlines filed by Defendant Highland Capital Management Services, Inc., (Appearances: D. Rukavina and J. Vasek for movant NexPoint Advisors; M. Aigen and D. Deitsch-Perez for movants HCMS, Inc. and HCRE Partners, LLC.; H. Winograd for plaintiff/reorganized debtor. Nonevidentiary hearing. Motion denied for reasons stated on the record. Ms. Winograd to upload order.)). Transcript to be made available to the public on 03/14/2022. (Rehling, Kathy)
12/17/2021	<a href="#">129</a> (9 pgs) Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P. (Annable, Zachery)
12/17/2021	<a href="#">130</a> (79 pgs) Declaration re: ( <i>Declaration of David Klos in Support of Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">129</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)
12/17/2021	<a href="#">131</a> (56 pgs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">129</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)
12/18/2021	<a href="#">132</a> (4751 pgs; 8 docs) Support/supplemental document ( <i>Appendix in Support of Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">129</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Attachments: # <a href="#">1</a> Appendix Part 1 # <a href="#">2</a> Appendix Part 2 # <a href="#">3</a> Appendix Part 3 # <a href="#">4</a> Appendix Part 4 # <a href="#">5</a> Appendix Part 5 # <a href="#">6</a> Appendix Part 6 # <a href="#">7</a> Appendix Part 7) (Annable, Zachery)
12/20/2021	<a href="#">133</a> (61 pgs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">129</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)
12/22/2021	<a href="#">139</a> (3 pgs) Order denying <a href="#">91</a> Motion to extend time expert disclosure and discovery deadlines Entered on 12/22/2021. (Okafor, Marcey)
01/05/2022	<a href="#">149</a> (7 pgs; 2 docs) <i>Notice of Objection to Order Denying Motions to Extend Expert Disclosure and Discovery Deadlines</i> filed by Defendant Highland

	Capital Management Services, Inc.. (Attachments: # <a href="#">1</a> Objection)(Deitsch-Perez, Deborah)
01/06/2022	<a href="#">212</a> (3 pgs) DISTRICT COURT order consolidating 3:21-cv-01378 with lead case 3:21-cv-00881 (RE: related document(s) <a href="#">19</a> Motion for withdrawal of reference filed by Defendant Highland Capital Management Services, Inc.). Entered on 1/6/2022 (Whitaker, Sheniqua) (Entered: 05/12/2022)
01/20/2022	<a href="#">156</a> (5 pgs) Response opposed to (related document(s): <a href="#">129</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant Highland Capital Management Services, Inc.. (Deutsch-Perez, Deborah)
01/20/2022	<a href="#">157</a> (65 pgs) Brief in opposition filed by Defendant Highland Capital Management Services, Inc. (RE: related document(s) <a href="#">129</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Deutsch-Perez, Deborah)
01/20/2022	<a href="#">158</a> (305 pgs) Support/supplemental document <i>Appendix in Support of Defendants' Opposition to Plaintiff's Motion for Partial Summary Judgment</i> filed by Defendant Highland Capital Management Services, Inc. (RE: related document(s) <a href="#">156</a> Response). (Deutsch-Perez, Deborah)
02/07/2022	<a href="#">165</a> (24 pgs) Reply to (related document(s): <a href="#">156</a> Response filed by Defendant Highland Capital Management Services, Inc.) ( <i>Plaintiff's Reply Memorandum of Law in Further Support of Its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants</i> ) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
02/07/2022	<a href="#">166</a> (30 pgs) Support/supplemental document ( <i>Appendix in Support of Plaintiff's Reply Memorandum of Law in Further Support of Its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">165</a> Reply). (Annable, Zachery)
04/20/2022	204 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">129</a> Motion for summary judgment (Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions) filed by Plaintiff Highland Capital Management, L.P. filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMC; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary)

	hearing (summary judgment evidence only). Matter taken under advisement.) (Edmond, Michael) (Entered: 04/26/2022)
04/27/2022	<a href="#">207</a> (3 pgs) Order granting(document # <a href="#">178</a> ) motion to strike (regarding document: <a href="#">166</a> Appendix in Support of Plaintiff's Reply Memorandum of Law in Further Support of Its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants filed by Plaintiff Highland Capital Management, L.P.) Entered on 4/27/2022. (Okafor, Marcey)
05/03/2022	<a href="#">211</a> (222 pgs) Transcript regarding Hearing Held 04/20/22 RE: Plaintiff's motion to strike and for sanctions and for order for contempt; defendant's motion to strike. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 08/1/2022. 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 Susan Palmer, palmerrptg@aol.com, Telephone number (209) 915-3065. (RE: related document(s) 205 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">162</a> Omnibus Motion to strike (related document(s): <a href="#">158</a> Support/supplemental document filed by Defendant Highland Capital Management Services, Inc.) (Plaintiff's Omnibus Motion (A) to Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt) filed by Plaintiff Highland Capital Management, L.P. (Attachments: # 1 Exhibit A--Proposed Order) filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Motion granted but sanctions denied. Counsel to upload order.), 206 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">178</a> Motion to strike (related document(s): <a href="#">166</a> Support/supplemental document filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant Highland Capital Management Services, Inc. Objections due by 3/18/2022. filed by Defendant Highland Capital Management Services, Inc.) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Motion granted. Counsel to upload order.)). Transcript to be made available to the public on 08/1/2022. (Palmer, Susan)
07/19/2022	<a href="#">213</a> (45 pgs) Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge: 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. (RE:

	related document(s) <a href="#">129</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P.). Entered on 7/19/2022 (Okafor, Marcey)
08/05/2022	<a href="#">219</a> (356 pgs) Notice ( <i>Notice of Attorneys' Fees Calculation and Backup Documentation</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">213</a> Report and recommendation). (Annable, Zachery)
08/05/2022	<a href="#">220</a> (43 pgs) Notice ( <i>Notice of Attorneys' Fees Calculation and Backup Documentation of Hayward PLLC</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">213</a> Report and recommendation). (Annable, Zachery)
08/05/2022	<a href="#">221</a> (48 pgs) Declaration re: ( <i>Declaration of David Klos in Support of Highland Capital Management, L.P.'s Proposed Form of Judgment</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">213</a> Report and recommendation). (Annable, Zachery)
08/23/2022	<a href="#">226</a> (23 pgs) Objection to (related document(s): <a href="#">219</a> Notice (generic) filed by Plaintiff Highland Capital Management, L.P., <a href="#">220</a> Notice (generic) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendants James Dondero, Highland Capital Management Services, Inc.. (Deutsch-Perez, Deborah)
09/27/2022	<a href="#">227</a> (36 pgs; 2 docs) Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">219</a> Notice (generic)) filed by Plaintiff Highland Capital Management, L.P. (Attachments: # <a href="#">1</a> Exhibit A--Proposed Order) (Annable, Zachery)
09/27/2022	<a href="#">228</a> (30 pgs; 4 docs) Declaration re: ( <i>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</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">227</a> Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">219</a> Notice (generic))). (Attachments: # <a href="#">1</a> Exhibit A # <a href="#">2</a> Exhibit B # <a href="#">3</a> Exhibit C) (Annable, Zachery)
09/27/2022	<a href="#">229</a> (4 pgs) Response opposed to (related document(s): <a href="#">226</a> Objection filed by Defendant James Dondero, Defendant Highland Capital Management Services, Inc.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)

09/27/2022	<a href="#">230</a> (56 pgs; 11 docs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">229</a> Response). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Exhibit 8 # <a href="#">9</a> Exhibit 9 # <a href="#">10</a> Exhibit 10) (Annable, Zachery)
10/18/2022	<a href="#">232</a> (10 pgs; 2 docs) Response opposed to (related document(s): <a href="#">227</a> Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">219</a> Notice (generic)) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant Highland Capital Management Services, Inc.. (Attachments: # <a href="#">1</a> Proposed Order) (Deitsch-Perez, Deborah)
10/21/2022	<a href="#">233</a> (7 pgs) Reply to (related document(s): <a href="#">232</a> Response filed by Defendant Highland Capital Management Services, Inc.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
10/24/2022	<a href="#">234</a> (4 pgs) Order Granting Highland Capital's Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment (related document # <a href="#">227</a> ) Entered on 10/24/2022. (Okafor, Marcey)
11/02/2022	<a href="#">238</a> (11 pgs; 2 docs) Motion for leave to <i>Supplement Argument Against Plaintiff's Supplemented Notice of Attorneys' Fees</i> filed by Defendant Highland Capital Management Services, Inc. (Attachments: # <a href="#">1</a> Proposed Order) (Aigen, Michael)
11/10/2022	<a href="#">239</a> (33 pgs) Supplement to Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge dated 7/19/2022, transmitting proposed forms of judgment. (RE: related document(s) <a href="#">213</a> Report and recommendation). Entered on 11/10/2022 (Rielly, Bill)
11/14/2022	<a href="#">242</a> (34 pgs) DISTRICT COURT Notice of docketing supplement to report and recommendation in re: Civ. Act. No. 3:21cv01378(Consolidated Under Civ. Act. No. 3:21cv 00881) (RE: related document(s) <a href="#">239</a> Report and recommendation). (Whitaker, Sheniqua)
11/17/2022	<a href="#">244</a> (12 pgs) Response opposed to (related document(s): <a href="#">238</a> Motion for leave to <i>Supplement Argument Against Plaintiff's Supplemented Notice of Attorneys' Fees</i> filed by Defendant Highland Capital Management Services, Inc.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
12/06/2022	<a href="#">247</a> (1 pg) DISTRICT COURT Notice of docketing Report and Recommendation (RE: related document(s) <a href="#">213</a> Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge: 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. (RE: related document(s) <a href="#">129</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P.). Entered on 7/19/2022). Civil Case No.: Civ. Act. No. 3:21cv01378 (Consolidated Under Civ. Act. No. 3:21cv 00881) (Whitaker, Sheniqua)
12/07/2022	<a href="#">248</a> (5 pgs) Order: (A) granting Defendant's motion for leave to supplement their argument against Plaintiff's supplemented notice of attorney's fees; but (B) denying any further relief (related document # <a href="#">238</a> ) Entered on 12/7/2022. (Okafor, Marcey)
07/06/2023	<a href="#">250</a> (9 pgs) DISTRICT COURT order adopting report and recommendation and final judgment (RE: related document(s) <a href="#">213</a> Report and recommendation) <a href="#">129</a> Motion for summary judgment. Civil Case No.: Civ. Act. No. 3:21cv01378 (Consolidated Under Civ. Act. No. 3:21cv 00881) Entered on 7/6/2023 (Whitaker, Sheniqua). (Entered: 08/10/2023)

11. The Docket Sheet for **Adversary Proceeding No. 21-03007-sgj**.
12. Documents listed below and as described in the Docket Sheet for **Adversary Proceeding No. 21-03007-sgj** in the United States Bankruptcy Court for the Northern District of Texas (Dallas).

Filing Date	Docket Text
01/22/2021	<a href="#">1</a> (37 pgs; 9 docs) Adversary case 21-03007. Complaint by Highland Capital Management, L.P. against HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC). Fee Amount \$350 (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Cover Sheet). Nature(s) of suit: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 11 (Recovery of money/property - 542 turnover of property). (Annable, Zachery)
03/03/2021	<a href="#">7</a> (9 pgs) Answer to complaint filed by HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC). (Drawhorn, Lauren)
06/11/2021	<a href="#">34</a> (10 pgs) First Amended answer to complaint filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC). (Drawhorn, Lauren)
06/12/2021	<a href="#">35</a> (91 pgs) Transcript regarding Hearing Held 06/10/2021 (91 pages) RE: Motion for Leave to Amend Answer (16). THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90



	<p>DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 09/10/2021. 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) 33 Hearing held on 6/10/2021. (RE: related document(s) <a href="#">16</a> Motion for leave to Amend Answer to Plaintiff's Complaint (related document(s) <a href="#">1</a> Complaint, <a href="#">7</a> Answer to complaint) filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC) filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC) (Appearances: D. Draper for Trusts; J. Pomeranz and J. Morris for Debtor; M. Clemente for UCC; L. Drawhorn for Defendant. Nonevidentiary hearing. Motion granted, conditional on the Answer setting forth certain details about affirmative defenses, as addressed on the record. Counsel to upload order.)). Transcript to be made available to the public on 09/10/2021. (Rehling, Kathy)</p>
06/14/2021	<p><a href="#">37</a> (282 pgs) Notice of transmission of motion to withdraw reference re: Civil Case # 3:21-cv-01379-G (RE: related document(s) <a href="#">20</a> Motion for withdrawal of reference. filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC) filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC)) (Whitaker, Sheniqua)</p>
06/18/2021	<p><a href="#">38</a> (2 pgs) Order granting NexPoint Real Estate Partners, LLC F/K/A HCRE Partners, LLC's motion for leave to amend answer to Plaintiff's complaint (related document # <a href="#">16</a>) Entered on 6/18/2021. (Okafor, M.)</p>
07/14/2021	<p><a href="#">44</a> (12 pgs) Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge proposing that it: (A) grant Defendant's motion to withdraw the reference at such time as Bankruptcy Court certifies that action is trial ready: and (B) defer pretrial matters to Bankruptcy Court. (RE: related document(s) <a href="#">20</a> Motion for withdrawal of reference filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC)). Entered on 7/14/2021 (Okafor, M.)</p>
08/23/2021	<p><a href="#">59</a> (2 pgs) Order granting Debtor's Unopposed Motion for Leave to Serve and File Amended Complaint (related document # <a href="#">55</a>) Entered on 8/23/2021. (Okafor, M.)</p>
08/27/2021	<p><a href="#">63</a> (83 pgs; 10 docs) Amended complaint by Zachery Z. Annable on behalf of Highland Capital Management, L.P. against The Dugaboy Investment Trust, Nancy Dondero, James Dondero, HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC) Adding nature(s) of suit. (RE: related document(s) <a href="#">1</a> Adversary case 21-03007. Complaint by Highland Capital Management, L.P. against HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC). Fee</p>

	Amount \$350 (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Cover Sheet). Nature(s) of suit: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 11 (Recovery of money/property - 542 turnover of property). filed by Plaintiff Highland Capital Management, L.P.). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Exhibit 8 # <a href="#">9</a> Adversary Proceeding Cover Sheet) (Annable, Zachery)
09/01/2021	<a href="#">68</a> (16 pgs) Answer to complaint filed by HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC). (Deutsch-Perez, Deborah)
10/29/2021	<a href="#">86</a> (450 pgs; 2 docs) Motion to extend time to Expert Disclosure and Discovery Deadlines filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC) (Attachments: # <a href="#">1</a> Exhibit A) (Deutsch-Perez, Deborah)
12/01/2021	<a href="#">104</a> (4 pgs) Response opposed to (related document(s): <a href="#">86</a> Motion to extend time to Expert Disclosure and Discovery Deadlines filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC)) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
12/01/2021	<a href="#">105</a> (23 pgs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">104</a> Response). (Annable, Zachery)
12/01/2021	<a href="#">106</a> (213 pgs; 5 docs) Declaration re: ( <i>Declaration of John A. Morris in Support of Highland's Objection to Motion of Defendant NexPoint Advisors, L.P. to Extend Expert Disclosure and Discovery Deadlines</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">104</a> Response). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4) (Annable, Zachery)
12/08/2021	<a href="#">115</a> (19 pgs; 2 docs) Reply to (related document(s): <a href="#">104</a> Response filed by Plaintiff Highland Capital Management, L.P.) <i>in Support of Motion to Extend Expert Disclosure and Discovery Deadlines</i> filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC). (Attachments: # <a href="#">1</a> Exhibit Declaration of Michael P. Aigen) (Deutsch-Perez, Deborah)
12/13/2021	120 Hearing held on 12/13/2021. (RE: related document(s) <a href="#">86</a> Motion to extend time to Expert Disclosure and Discovery Deadlines filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC., (Appearances: D. Rukavina and J. Vasek for movant NexPoint Advisors; M. Aigen and D. Deutsch-Perez for movants HCMS, Inc. and HCRE Partners, LLC.; H. Winograd for plaintiff/reorganized debtor. Nonevidentiary hearing.

	Motion denied for reasons stated on the record. Ms. Winograd to upload order.) (Edmond, Michael)
12/14/2021	<a href="#">121</a> (38 pgs) Transcript regarding Hearing Held 12/13/2021 (38 pages) RE: Motion to Extend Expert Disclosure and Discovery Deadlines. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 03/14/2022. 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 Kathy Rehling, kathyrehlingtranscripts@gmail.com, Telephone number 972-786-3063. (RE: related document(s) <a href="#">120</a> Hearing held on 12/13/2021. (RE: related document(s) <a href="#">86</a> Motion to extend time to Expert Disclosure and Discovery Deadlines filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC., (Appearances: D. Rukavina and J. Vasek for movant NexPoint Advisors; M. Aigen and D. Deitsch-Perez for movants HCMS, Inc. and HCRE Partners, LLC.; H. Winograd for plaintiff/reorganized debtor. Nonevidentiary hearing. Motion denied for reasons stated on the record. Ms. Winograd to upload order.)). Transcript to be made available to the public on 03/14/2022. (Rehling, Kathy)
12/17/2021	<a href="#">124</a> (9 pgs) Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P. (Annable, Zachery)
12/17/2021	<a href="#">125</a> (79 pgs) Declaration re: ( <i>Declaration of David Klos in Support of Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">124</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)
12/17/2021	<a href="#">126</a> (56 pgs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">124</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)
12/18/2021	<a href="#">127</a> (4751 pgs; 8 docs) Support/supplemental document ( <i>Appendix in Support of Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">124</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Attachments: # <a href="#">1</a> Appendix Part 1 # <a href="#">2</a> Appendix Part 2 # <a href="#">3</a> Appendix

	Part 3 # <a href="#">4</a> Appendix Part 4 # <a href="#">5</a> Appendix Part 5 # <a href="#">6</a> Appendix Part 6 # <a href="#">7</a> Appendix Part 7) (Annable, Zachery)
12/20/2021	<a href="#">128</a> (61 pgs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">124</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Annable, Zachery)
12/22/2021	<a href="#">130</a> (3 pgs) Order denying <a href="#">86</a> Motion to extend expert disclosure and discovery deadlines Entered on 12/22/2021. (Okafor, Marcey)
01/05/2022	<a href="#">144</a> (7 pgs; 2 docs) Notice of Objection to Order Denying Motion to Extend Expert Disclosure and Discovery Deadlines filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC). (Attachments: # <a href="#">1</a> Objection)(Deitsch-Perez, Deborah)
01/06/2022	<a href="#">207</a> (3 pgs) DISTRICT COURT ORDER consolidating 3:21-cv-01379 with lead case 3:21-cv-00881 (RE: related document(s) <a href="#">20</a> Motion for withdrawal of reference filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC)). Entered on 1/6/2022 (Whitaker, Sheniqua) (Entered: 05/12/2022)
01/20/2022	<a href="#">151</a> (5 pgs) Response opposed to (related document(s): <a href="#">124</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC). (Deitsch-Perez, Deborah)
01/20/2022	<a href="#">152</a> (65 pgs) Brief in opposition filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC) (RE: related document(s) <a href="#">124</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> )). (Deitsch-Perez, Deborah)
01/20/2022	<a href="#">153</a> (305 pgs) Support/supplemental document <i>Appendix in Support of Defendants' Opposition to Plaintiff's Motion for Partial Summary Judgment</i> filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC) (RE: related document(s) <a href="#">151</a> Response). (Deitsch-Perez, Deborah)
02/07/2022	<a href="#">160</a> (24 pgs) Reply to (related document(s): <a href="#">151</a> Response filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC)) ( <i>Plaintiff's Reply Memorandum of Law in Further Support of Its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants</i> ) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)

02/07/2022	<a href="#">161</a> (30 pgs) Support/supplemental document ( <i>Appendix in Support of Plaintiff's Reply Memorandum of Law in Further Support of Its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">160</a> Reply). (Annable, Zachery)
04/20/2022	199 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">124</a> Motion for summary judgment (Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions) filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Matter taken under advisement.) (Edmond, Michael) (Entered: 04/26/2022)
04/27/2022	<a href="#">202</a> (3 pgs) Order granting(document # <a href="#">173</a> ) motion to strike (regarding document: <a href="#">161</a> Appendix in Support of Plaintiff's Reply Memorandum of Law in Further Support of Its Motion for Partial Summary Judgment Against the Alleged Agreement Defendants filed by Plaintiff Highland Capital Management, L.P.) Entered on 4/27/2022. (Okafor, Marcey)
05/03/2022	<a href="#">206</a> (222 pgs) Transcript regarding Hearing Held 04/20/22 RE: Plaintiff's motion for partial summary judgment; plaintiff's omnibus motion to strike and for sanctions and for order for contempt; defendant's motion to strike. THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 08/1/2022. 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 Susan Palmer, palmerrptg@aol.com, Telephone number (209) 915-3065. (RE: related document(s) 199 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">124</a> Motion for summary judgment (Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions) filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Matter taken under advisement.), 200 Hearing held on 4/20/2022. (RE: related document(s) <a href="#">157</a> Omnibus Motion to strike (related document(s): <a href="#">153</a> Support/supplemental document filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC)) (Plaintiff's Omnibus Motion (A) to Strike Certain Documents and Arguments from the Record, (B) for Sanctions, and (C) for an Order of Contempt) filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris and H. Winograd for Plaintiff; C.



	<p>Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Motion granted but sanctions denied. Counsel to upload order.), 201 Hearing held on 4/20/2022. (RE: related document(s)<a href="#">173</a> Motion to strike (related document(s): <a href="#">161</a> Support/supplemental document filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC) Objections due by 3/18/2022. filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC) (Appearances: J. Morris and H. Winograd for Plaintiff; C. Taylor for J. Dondero; D. Deitsch-Perez, J. Root, and M. Aigen for J. Dondero, HCRE and HCMS; D. Rukavina and J. Vasek for NexPoint and HCMFA. Nonevidentiary hearing (summary judgment evidence only). Motion granted. Counsel to upload order.)). Transcript to be made available to the public on 08/1/2022. (Palmer, Susan)</p>
07/19/2022	<p><a href="#">208</a> (45 pgs) Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge : 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. (RE: related document(s)<a href="#">124</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P.). Entered on 7/19/2022 (Okafor, Marcey)</p>
08/05/2022	<p><a href="#">214</a> (356 pgs) Notice (<i>Notice of Attorneys' Fees Calculation and Backup Documentation</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)<a href="#">208</a> Report and recommendation). (Annable, Zachery)</p>
08/05/2022	<p><a href="#">215</a> (43 pgs) Notice (<i>Notice of Attorneys' Fees Calculation and Backup Documentation of Hayward PLLC</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)<a href="#">208</a> Report and recommendation). (Annable, Zachery)</p>
08/05/2022	<p><a href="#">216</a> (48 pgs) Declaration re: (<i>Declaration of David Klos in Support of Highland Capital Management, L.P.'s Proposed Form of Judgment</i>) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s)<a href="#">208</a> Report and recommendation). (Annable, Zachery)</p>
08/23/2022	<p><a href="#">221</a> (23 pgs) Objection to (related document(s): <a href="#">214</a> Notice (generic) filed by Plaintiff Highland Capital Management, L.P., <a href="#">215</a> Notice (generic) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendants James Dondero, HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC). (Deitsch-Perez, Deborah)</p>



09/27/2022	<a href="#">222</a> (36 pgs; 2 docs) Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">214</a> Notice (generic)) filed by Plaintiff Highland Capital Management, L.P. (Attachments: # <a href="#">1</a> Exhibit A-- Proposed Order) (Annable, Zachery)
09/27/2022	<a href="#">223</a> (30 pgs; 4 docs) Declaration re: ( <i>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</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">222</a> Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">214</a> Notice (generic))). (Attachments: # <a href="#">1</a> Exhibit A # <a href="#">2</a> Exhibit B # <a href="#">3</a> Exhibit C) (Annable, Zachery)
09/27/2022	<a href="#">224</a> (4 pgs) Response opposed to (related document(s): <a href="#">221</a> Objection filed by Defendant James Dondero, Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC)) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
09/27/2022	<a href="#">225</a> (56 pgs; 11 docs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">224</a> Response). (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Exhibit 5 # <a href="#">6</a> Exhibit 6 # <a href="#">7</a> Exhibit 7 # <a href="#">8</a> Exhibit 8 # <a href="#">9</a> Exhibit 9 # <a href="#">10</a> Exhibit 10) (Annable, Zachery)
10/18/2022	<a href="#">227</a> (10 pgs; 2 docs) Response opposed to (related document(s): <a href="#">222</a> Motion for leave ( <i>Highland Capital Management, L.P.'s Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment</i> ) (related document(s) <a href="#">214</a> Notice (generic)) filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC). (Attachments: # <a href="#">1</a> Proposed Order) (Deitsch-Perez, Deborah)
10/21/2022	<a href="#">228</a> (7 pgs) Reply to (related document(s): <a href="#">227</a> Response filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC)) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
10/24/2022	<a href="#">229</a> (4 pgs) Order Granting Highland Capital's Motion for Leave to Supplement Backup Documentation in Support of Proposed Judgment (related document # <a href="#">222</a> ) Entered on 10/24/2022. (Okafor, Marcey)
11/02/2022	<a href="#">233</a> (11 pgs; 2 docs) Motion for leave to <i>Supplement Their Argument Against Plaintiff's Supplemented Notice of Attorneys' Fees</i> filed by Defendant HCRE


	Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC) (Attachments: # <a href="#">1</a> Proposed Order) (Aigen, Michael)
11/10/2022	<a href="#">234</a> (33 pgs) Supplement to Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge dated 7/19/2022, transmitting proposed forms of judgment. (RE: related document(s) <a href="#">208</a> Report and recommendation). Entered on 11/10/2022 (Rielly, Bill)
11/14/2022	<a href="#">236</a> (34 pgs) DISTRICT COURT Notice of docketing transmittal of Supplement to Report and Recommendation in re: Civ. Act. No. 3:21cv01379(Consolidated Under Civ. Act. No. 3:21cv 00881) (RE: related document(s) <a href="#">234</a> Report and recommendation). (Whitaker, Sheniqua)
11/17/2022	<a href="#">238</a> (12 pgs) Response opposed to (related document(s): <a href="#">233</a> Motion for leave to Supplement Their Argument Against Plaintiff's Supplemented Notice of Attorneys' Fees filed by Defendant HCRE Partners, LLC (n/k/a NexPoint Real Estate Partners, LLC)) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
12/06/2022	<a href="#">241</a> (1 pg) DISTRICT COURT Notice of docketing Report and Recommendation (RE: related document(s) <a href="#">208</a> Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge : 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. (RE: related document(s) <a href="#">124</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P.). Entered on 7/19/2022). Civ. Act. No. 3:21cv01379(Consolidated Under Civ. Act. No. 3:21cv 00881) (Whitaker, Sheniqua)
12/07/2022	<a href="#">242</a> (5 pgs) Order: (A) granting Defendant's motion for leave to supplement their argument against Plaintiff's supplemented notice of attorney's fees; but (B) denying any further relief (related document # <a href="#">233</a> ) Entered on 12/7/2022. (Okafor, Marcey)
07/06/2023	<a href="#">245</a> (9 pgs) DISTRICT COURT order adopting report and recommendation and final judgment (RE: related document(s) <a href="#">208</a> Report and recommendation <a href="#">124</a> Motion for summary judgment). Entered on 7/6/2023 (Whitaker, Sheniqua). Related document(s) <a href="#">124</a> Motion for summary judgment ( <i>Highland Capital Management, L.P.'s Motion for Partial Summary Judgment in Notes Actions</i> ) filed by Plaintiff Highland Capital Management, L.P.. (Entered: 08/10/2023)

13. The Docket Sheet for **Adversary Proceeding No. 21-03082-sgj**.

14. Documents listed below and as described in the Docket Sheet for **Adversary Proceeding No. 21-03082-sgj** in the United States Bankruptcy Court for the Northern District of Texas (Dallas).

Filing Date	Docket Text
11/09/2021	<a href="#">1</a> (33 pgs; 6 docs) Adversary case 21-03082. Complaint by Highland Capital Management, L.P. against Highland Capital Management Fund Advisors, L.P.. Fee Amount \$350 (Attachments: # <a href="#">1</a> Exhibit 1 # <a href="#">2</a> Exhibit 2 # <a href="#">3</a> Exhibit 3 # <a href="#">4</a> Exhibit 4 # <a href="#">5</a> Adversary Cover Sheet). Nature(s) of suit: 02 (Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy)). 11 (Recovery of money/property - 542 turnover of property). (Annable, Zachery)
12/10/2021	<a href="#">5</a> (8 pgs) Answer to complaint filed by Highland Capital Management Fund Advisors, L.P.. (Deutsch-Perez, Deborah)
04/06/2022	<a href="#">26</a> (10 pgs) Notice of transmission of motion to withdraw reference re: Civil Case #Case 3:22-cv-00789-K (RE: related document(s) <a href="#">12</a> Motion for withdrawal of reference. filed by Defendant Highland Capital Management Fund Advisors, L.P.) (Whitaker, Sheniqua)
04/07/2022	<a href="#">27</a> (10 pgs) Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge. (RE: related document(s) <a href="#">12</a> Motion for withdrawal of reference filed by Defendant Highland Capital Management Fund Advisors, L.P.). Entered on 4/7/2022 (Okafor, Marcey)
04/07/2022	<a href="#">28</a> (11 pgs) Notice of transmission of report and recommendation in re: motion to withdraw reference re: Civil Case # 3:22-cv-00789-K (RE: related document(s) <a href="#">27</a> Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge. (RE: related document(s) <a href="#">12</a> Motion for withdrawal of reference filed by Defendant Highland Capital Management Fund Advisors, L.P.). Entered on 4/7/2022) (Whitaker, Sheniqua)
04/20/2022	<a href="#">44</a> (2 pgs) DISTRICT COURT Order Consolidating Cases (RE: related document(s) <a href="#">12</a> Motion for withdrawal of reference filed by Defendant Highland Capital Management Fund Advisors, L.P.). The Note Case, 3:22-cv-789, is consolidated under the lead Note Case, No. 3:21-cv-881 for all purposes other than that Case No. 3:21-cv-881-X may be tried separately (or that the determination of whether such case shall be tried separately is deferred until after all summary judgement motions are heard and decided), to be heard by the undersigned. All future filings related to all Note Cases shall be filed on the

	docket for No. 3:21-cv-881. Entered on 4/20/2022 (Whitaker, Sheniqua) (Entered: 05/10/2022)
05/27/2022	<a href="#">45</a> (7 pgs; 2 docs) Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P. (Attachments: # <a href="#">1</a> Exhibit A--Proposed Order) (Annable, Zachery)
05/27/2022	<a href="#">46</a> (47 pgs) Brief in support filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">45</a> Motion for summary judgment). (Annable, Zachery)
05/27/2022	<a href="#">47</a> (67 pgs; 11 docs) Declaration re: ( <i>Declaration of David Klos in Support of Highland Capital Management, L.P.'s Motion for Summary Judgment</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">45</a> Motion for summary judgment). (Attachments: # <a href="#">1</a> Exhibit A # <a href="#">2</a> Exhibit B # <a href="#">3</a> Exhibit C # <a href="#">4</a> Exhibit D # <a href="#">5</a> Exhibit E # <a href="#">6</a> Exhibit F # <a href="#">7</a> Exhibit G # <a href="#">8</a> Exhibit H # <a href="#">9</a> Exhibit I # <a href="#">10</a> Exhibit J) (Annable, Zachery)
05/27/2022	<a href="#">48</a> (5257 pgs; 9 docs) Support/supplemental document ( <i>Appendix of Exhibits in Support of Highland Capital Management, L.P.'s Motion for Summary Judgment</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">45</a> Motion for summary judgment). (Attachments: # <a href="#">1</a> Appendix Part 1 # <a href="#">2</a> Appendix Part 2 # <a href="#">3</a> Appendix Part 3 # <a href="#">4</a> Appendix Part 4 # <a href="#">5</a> Appendix Part 5 # <a href="#">6</a> Appendix Part 6 # <a href="#">7</a> Appendix Part 7 # <a href="#">8</a> Appendix Part 8) (Annable, Zachery)
06/03/2022	<a href="#">51</a> (3 pgs) Certificate of service re: Notice of Hearing re: Highland Capital Management, L.P.s Motion for Summary Judgment Filed by Claims Agent Kurtzman Carson Consultants LLC (related document(s) <a href="#">49</a> Notice of hearing filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">45</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P., <a href="#">46</a> Brief filed by Plaintiff Highland Capital Management, L.P.). Hearing to be held on 7/27/2022 at 01:30 PM at https://us-courts.webex.com/meet/jerniga for <a href="#">46</a> and for <a href="#">45</a> , (Attachments: # 1 Exhibit A) filed by Plaintiff Highland Capital Management, L.P.). (Kass, Albert)
07/01/2022	<a href="#">52</a> (46 pgs) Response opposed to (related document(s): <a href="#">45</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant Highland Capital Management Fund Advisors, L.P.. (Deitsch-Perez, Deborah)
07/01/2022	<a href="#">53</a> (441 pgs) Support/supplemental document <i>Appendix in Support of Defendant's Opposition to Plaintiff's Motion for Summary Judgment</i> filed by

	Defendant Highland Capital Management Fund Advisors, L.P. (RE: related document(s) <a href="#">52</a> Response). (Deitsch-Perez, Deborah)
07/01/2022	<a href="#">54</a> (3 pgs) Response opposed to (related document(s): <a href="#">45</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P.) filed by Defendant Highland Capital Management Fund Advisors, L.P.. (Deitsch-Perez, Deborah)
07/20/2022	<a href="#">62</a> (25 pgs) Reply to (related document(s): <a href="#">52</a> Response filed by Defendant Highland Capital Management Fund Advisors, L.P., <a href="#">54</a> Response filed by Defendant Highland Capital Management Fund Advisors, L.P.) filed by Plaintiff Highland Capital Management, L.P.. (Annable, Zachery)
07/20/2022	<a href="#">63</a> (49 pgs) Support/supplemental document ( <i>Reply Appendix of Exhibits in Support of Highland Capital Management, L.P.'s Motion for Summary Judgment</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">62</a> Reply). (Annable, Zachery)
08/02/2022	 <a href="#">68</a> (1 pg) PDF with attached Audio File. Court Date & Time [07/27/2022 01:35:08 PM]. File Size [ 23963 KB ]. Run Time [ 01:42:26 ]. (admin).
08/09/2022	<a href="#">70</a> (61 pgs) Transcript regarding Hearing Held 07/27/2022 (61 pages) RE: Motion for Summary Judgment filed by Plaintiff Highland Capital Management, L.P. (45). THIS TRANSCRIPT WILL BE MADE ELECTRONICALLY AVAILABLE TO THE GENERAL PUBLIC 90 DAYS AFTER THE DATE OF FILING. TRANSCRIPT RELEASE DATE IS 11/7/2022. 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 972-786-3063. (RE: related document(s) 67 Hearing held on 7/27/2022. (RE: related document(s) <a href="#">45</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P.) (Appearances: J. Morris for Plaintiff; D. Deitsch-Perez for Defendant. Nonevidentiary hearing (summary judgment evidence only). Court took matter under advisement.)). Transcript to be made available to the public on 11/7/2022. (Rehling, Kathy)
10/12/2022	<a href="#">73</a> (50 pgs) Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge. (RE: related document(s) <a href="#">45</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P., <a href="#">46</a> Brief filed by Plaintiff Highland Capital Management, L.P.). Entered on 10/12/2022 (Tello, Chris)
10/12/2022	<a href="#">75</a> (51 pgs) DISTRICT COURT Notice of docketing report and recommendation in re: motion for summary judgment against Highland Capital

	Management Fund Advisors, L.P. (RE: related document(s) <a href="#">73</a> Report and recommendation to the U.S. District Court by U.S. Bankruptcy Judge. (RE: related document(s) <a href="#">45</a> Motion for summary judgment filed by Plaintiff Highland Capital Management, L.P., <a href="#">46</a> Brief filed by Plaintiff Highland Capital Management, L.P.). Entered on 10/12/2022). Civ. Act. No. 3:22-cv-00789(Consolidated Under Civ. Act. No. 3:21-cv-00881) (Whitaker, Sheniqua)
11/02/2022	<a href="#">79</a> (110 pgs) Notice ( <i>Notice of Attorneys' Fees Calculation and Backup Documentation</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">73</a> Report and recommendation). (Annable, Zachery)
11/02/2022	<a href="#">80</a> (15 pgs) Notice ( <i>Notice of Attorneys' Fees and Expenses Calculation and Backup Documentation of Hayward PLLC</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">73</a> Report and recommendation). (Annable, Zachery)
11/02/2022	<a href="#">81</a> (13 pgs) Declaration re: ( <i>Declaration of David Klos in Support of Highland Capital Management, L.P.'s Proposed Form of Judgment</i> ) filed by Plaintiff Highland Capital Management, L.P. (RE: related document(s) <a href="#">73</a> Report and recommendation). (Annable, Zachery)
11/23/2022	<a href="#">83</a> (8 pgs) Objection to (related document(s): <a href="#">79</a> Notice (generic) filed by Plaintiff Highland Capital Management, L.P.) <i>Plaintiff's Proposed Form of Judgment Awarding Attorneys' Fees and Costs</i> filed by Defendant Highland Capital Management Fund Advisors, L.P.. (Deutsch-Perez, Deborah)
01/17/2023	<a href="#">84</a> (26 pgs) Supplement to the October 12, 2022 Report and Recommendation: Regarding attorneys' fees and transmitting proposed form of judgment (RE: related document(s) <a href="#">73</a> Report and recommendation). Entered on 1/17/2023 (Whitaker, Sheniqua)
01/17/2023	<a href="#">86</a> (27 pgs) Notice of transmission to District Court supplement to report and recommendation. Civ. Act. No. 3:22-cv-00789 (Consolidated Under Civ. Act. No. 3:21-cv-00881) (RE: related document(s) <a href="#">84</a> Supplement to the October 12, 2022 Report and Recommendation: Regarding attorneys' fees and transmitting proposed form of judgment (RE: related document(s) <a href="#">73</a> Report and recommendation). Entered on 1/17/2023). (Whitaker, Sheniqua)

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RESPECTFULLY SUBMITTED this 15th day of September, 2023.

/s/ Deborah Deitsch-Perez

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### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that, on September 15, 2023, a true and correct copy of the foregoing document was served via the Court's CM/ECF system on all parties registered to receive electronic notices in this case.

/s/ Deborah Deitsch-Perez

Deborah Deitsch-Perez