Case 19-34054-sgj11 Doc 4099 Filed 06/14/24 Entered 06/18/24 11:36:41 Dec Docket #4099 Date Filed: 06/14/2024 Case 3:24-cv-01479-S Main Docath Lencheurage 4444 3 Page 1013 Page 1013

BTXN 049 (rev. 03/15)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF TEXAS

In Re:		§	
Highland Capital Management, L.P.		Š	
		§	Case No.: 19–34054–sgj11
	Debtor(s)	§	Chapter No.: 11
NexPoint Real Estate Partners, LLC (1	f/k/a HCRE	§	
Partners, LLC)		§	
	Appellant(s)	§	
VS.		§	
Highland Capital Management, L.P.		§	
	Appellee(s)	§	
		§	
		§	
		§	

## **NOTICE OF TRANSMITTAL**

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	The Motion for leave to Appeal 28 U.S.C. § (USDC Civil Action No. DNC Case).
	The Motion for Stay Pending Appeal (USDC Action No. – DNC Case).
	The Proposed Findings of Fact and Conclusions of Law.
	The Motion to Extend Time To File Designation (USDC Civil Action No DNC Case).
	On , the Record on Appeal was transmitted. The designation of record or item(s) designated by were not filed when the record was transmitted. The item(s) were filed on awaiting instructions from the assigned district judge.
	Other
☑	Copies of: Notice of appeal, appealed order [4038,4039, 4069] and supporting documents

**TO ALL ATTORNEYS**: File all subsequent papers captioned and numbered with the appropriate division of the United States District Clerk's Office. Any questions concerning this proceeding should be directed to the U.S. District Clerk's Office at (214) 753–2200.

DATED: 6/14/24 FOR THE COURT:

Kevin McNatt, Clerk of Court

by: /s/Sheniqua Whitaker, Deputy Clerk

BTXN 116 (rev. 07/08)

# UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF TEXAS

#### APPEAL SERVICE LIST

## Transmission of the Record

BK Case No.: <u>19–34054–sgj11</u>
Received in District Court by:
Date:
Volume Number(s):
cc: Stacey G Jernigan Courtney Lauer Nick Olivencia Attorney(s) for Appellant US Trustee

Appellant NexPoint Real Estate Partners, LLC (f/k/a HCRE Partners, LLC)

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Appellee Highland Capital Management, L.P.

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# Case 19-34054-sgj11 Doc 4099 Filed 06/14/24 Entered 06/18/24 11:36:41 Desc Case 3:24-cv-01479-S Main DocumenFiled Page 3 of 3 Page 3 of 3 Page D 3

BTXN 150 (rev. 11/10)

In Re: Highland Capital Management, L.P.

Case No.: 19-34054-sgj11 Chapter No.: 11

Debtor(s)

### **CIVIL CASE COVER SHEET**

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet.

I. (a) APPELLANT NexPoint Real Estate Par	rtners, LLC (f/k/a HCRE Partners,	APPELLEE , LLC) Highland Capital Management, L.P.	
(b) County of Residence of F (EXCEPT IN U.S. PLAI		County of Residence of First Listed Party: (IN U.S. PLAINTIFF CASES ONLY)	
(c) Attorney's (Firm Name, Amy L. Ruhland	Address, and Telephone Number) SEN LEHMAN & FELDBERG uite 300  , P.C. P.C. L.L.P.		
II. BASIS OF JURISDICTION	Ī		
C U.S. Government Plaintiff	C U.S. Government Defendant	Federal Question (U.S. Government Not a Party)  Federal Question (U.S. Government Not a Party)  Federal Question (Indicate Citizenship of Parties in Item III)	
III. CITIZENSHIP OF PRINC	TPAL PARTIES		
Citizen of This State	$\circ$ $_{\scriptscriptstyle 1}$ $\circ$ $_{\scriptscriptstyle 1}$	Incorporated $or$ Principal Place of Business In This State $\begin{array}{cccc} & & & C & & & C & & & & & & & & & & & $	
Citizen of Another State	$o_2$ $o_2$	Incorporated and Principal Place of Business In Another State	
Citizen or Subject of a Foreign Country	O 3 O 3	Foreign Nation C 6 C 6	
IV. NATURE OF SUIT  • 422 Appeal 28 USC 158	C 423 Withdrawal 28	USC 157 September 2 Statutory Actions	
V. ORIGIN			
Original Proceeding	C Removed from State Court	C 3 Remanded from Appellate Court C Reinstated or Reopened	
C Transferred from 5 another district	C Multidistrict 6 Litigation	C Appeal to District Judge from 7 Magistrate Judgment	
VI. CAUSE OF ACTION  Cite the U.S. Civil Statute under 422 Appeal 28 USC 158  Brief description of cause: Notice of appeal of a bankruptcy		jurisdictional statutes unless diversity):	
VII. REQUESTED IN COMPL	LAINT:		
CHECK IF THIS IS A C	CLASS ACTION UNDER F.R.C.F	P. 23 DEMAND \$  CHECK YES only if demanded in complaint:  JURY DEMAND:  Yes No	
VIII. RELATED CASE(S) IF A Judge:	NY	Docket Number: 21-0538-N,21-0539-N,21-0546, 21-0550, 21-1585, 22-0.	335,

DATED: 6/14/24 FOR THE COURT:

2051 22 0573 23 207