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*Counsel for Highland Capital Management, L.P.  
and the Highland Claimant Trust*

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

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In re:

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Reorganized Debtor.

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DUGABOY INVESTMENT TRUST AND  
HUNTER MOUNTAIN INVESTMENT TRUST,

Plaintiffs,

vs.

HIGHLAND CAPITAL MANAGEMENT, L.P.  
and HIGHLAND CLAIMANT TRUST,

Defendants.

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

§ Adv. Pro. No. 23-03038-sgj  
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**APPELLEES' SUPPLEMENTAL DESIGNATION OF RECORD ON APPEAL**



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Pursuant to Rule 8009(a)(2) of the Federal Rules of Bankruptcy Procedure, Highland Capital Management, L.P. (“Highland”) and the Highland Claimant Trust (the “Claimant Trust,” and together with Highland, “Appellees”), by and through their undersigned counsel, hereby submit this supplemental designation of items to be included in the record on appeal filed by Dugaboy Investment Trust and Hunter Mountain Investment Trust (together, “Appellants”) from the *Memorandum Opinion and Order Granting Motion to Dismiss Adversary Proceeding in Which Contingent Interest Holders in Chapter 11 Plan Trust Seek a Post-Confirmation Valuation of Trust Assets* [Docket Nos. 26-27], which was entered by the above named Bankruptcy Court in the above captioned adversary proceeding (the “Adversary Proceeding”) on May 24, 2024.

Appellees respectfully reserve the right to supplement and/or amend the record on appeal designated herein.

#### **Supplemental Items from the Docket in the Bankruptcy Case**

Appellees designate the following additional items from the docket in the above-captioned bankruptcy case (the “Bankruptcy Case”), in addition to the items previously designated by the Appellants:

| <u>Date</u> | <u>Docket No.</u> | <u>Description</u>  |
|-------------|-------------------|---|
| 01/09/2020  | 339               | Order Approving Settlement with Official Committee of Unsecured Creditors Regarding Governance of the Debtor and Procedures for Operations in the Ordinary Course   |
| 07/16/2020  | 854               | Order Approving Debtor’s Motion Under Bankruptcy Code Sections 105(a) and 363(b) Authorizing Retention of James P. Seery, Jr., as Chief Executive Officer, Chief Restructuring Officer, and Foreign Representative <i>Nunc Pro Tunc</i> to March 15, 2020 |
| 11/24/2020  | 1473              | Disclosure Statement for the Fifth Amended Plan of Reorganization of Highland Capital Management, L.P.  |

|            |   |  |
|------------|---|--|
| 01/22/2021 | 1811-2 (as modified by Docket No. 1875-4) | Claimant Trust Agreement   |
| 08/11/2021 | 2700                                      | Notice of Occurrence of Effective Date of Confirmed Fifth Amended Plan of Reorganization of Highland Capital Management, L.P.  |
| 04/20/2023 | 3752                                      | Memorandum of Law in Support of Defendants James D. Dondero, Dugaboy Investment Trust, Get Good Trust, and Strand Advisors, Inc.'s Motion to Stay and Motion to Compel Mediation |
| 04/21/2023 | 3756                                      | Post-Confirmation Report   |
| 07/05/2023 | 3870                                      | Order (A) Continuing Hearing on Motion to Stay and to Compel Mediation [Dkt. 3752] and (B) Directing Certain Actions in Advance of Continued Hearing                             |
| 08/02/2023 | 3897                                      | Order Granting in Part and Denying in Part Motion to Stay and to Compel Mediation [Dkt. No. 3752]  |
| 11/07/2023 | 3964                                      | Joint Notice of Mediation Report   |

*[Remainder of Page Intentionally Blank]*

Dated: July 8, 2024

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-and-

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*/s/ Zachery Z. Annable*

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