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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**

In re:)
) Chapter 11
)
HIGHLAND CAPITAL MANAGEMENT, L.P.,¹) Case No. 19-34054-sgj11
)
)
Reorganized Debtor.)
)
_____)

**DECLARATION OF JOHN A. MORRIS IN SUPPORT OF HIGHLAND CAPITAL
MANAGEMENT, L.P. AND HIGHLAND CLAIMANT TRUST’S OBJECTION TO
HIGHLAND EMPLOYEE RETENTION ASSETS, LLC’S MOTION TO ABATE AND
MOTION TO RETAIN CERTAIN DOCUMENTS FOR INSPECTION
[DOCKET NO. 4495]**

I, John A. Morris, pursuant to 28 U.S.C. § 1746, under penalty of perjury, declare as follows:

¹ Highland’s last four digits of its taxpayer identification number are (8357). The service address for Highland is 6333 Mockingbird Ln., Ste 147 #5045, Dallas, Texas 75214.



1. I am a partner in the law firm of Pachulski, Stang, Ziehl & Jones LLP, counsel to Highland Capital Management, L.P., the reorganized debtor in the above-referenced bankruptcy case, and the Highland Claimant Trust, and I submit this Declaration in support of *Highland Capital Management, L.P. and Highland Claimant Trust's Objection to Highland Employee Retention Assets, LLC's Motion to Abate and Motion to Retain Certain Documents for Inspection [Docket No. 4495]* (the "Objection"). Unless stated otherwise, this Declaration is based on my personal knowledge and review of the documents listed below.

2. Attached as **Exhibit 1** is a true and correct copy of an email exchange between HERA's counsel and me dated November 13 and 14, 2025.

3. Attached as **Exhibit 2** is a true and correct copy of emails sent by defendant Patrick Daugherty to representatives of Iron Mountain on November 20 and 21, 2025.

Dated: January 19, 2026

/s/ John A. Morris
John A. Morris

EXHIBIT 1



From: John A. Morris
Sent: Friday, November 14, 2025 11:14 AM
To: mbobo@mwblawyer.com
Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Drew K. York <dyork@grayreed.com>; Drake Rayshell <drayshell@grayreed.com>
Subject: Highland: Access to Iron Mountain

Bo:

For reasons we assume you understand, Highland cannot authorize you to speak directly with Highland's vendor.

You need to identify the boxes you want to review so Iron Mountain can retrieve them and bring them to a viewing room. Please let us know what 300 boxes you'd like to see first and propose three dates to begin.

We understand you'd like to bring more than two people to review. As I said, Highland doesn't object but that limit is subject to Iron Mountain's approval. Please tell us how many people you'd like to bring. If a second viewing room is available, would you like us to arrange that (at your clients' expense)?

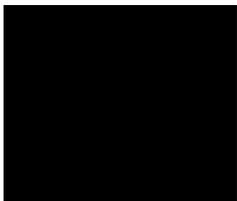
Finally, Iron Mountain has its own form of Confidentiality Agreement, a copy of which is attached. It must be completed by anyone entering the viewing space. Please fill it out and return at your earliest convenience.

Regards,

John

John A. Morris

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[vCard](#) | [Bio](#) | [LinkedIn](#)



Los Angeles | New York | Wilmington, DE | Houston | San Francisco

From: mbobo@mwblawyer.com <mbobo@mwblawyer.com>
Sent: Thursday, November 13, 2025 12:37 PM
To: John A. Morris <jmorris@pszjlaw.com>; Drew K. York <dyork@grayreed.com>
Cc: mbobo@mwblawyer.com; Drake Rayshell <drayshell@grayreed.com>
Subject: RE: You available to chat?

John,

Please advise on the process for Iron Mountain access. Do you all have to give them permission for us to contact them and schedule dates and inquire about how many people we can bring at one time. Also can you provide me the contact information for the person at the location we need to deal with. Please advise as we will start getting dates on the calendar

Thanks Bo

From: John A. Morris <jmorris@pszjlaw.com>
Sent: Thursday, November 13, 2025 9:24 AM
To: Drew K. York <dyork@grayreed.com>
Cc: mbobo@mwblawyer.com
Subject: Re: You available to chat?

That's fine but keep in mind that access is dependent on Iron Mountain. We will need to move very quickly here. Let's talk right after

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From: Drew K. York <dyork@grayreed.com>
Sent: Thursday, November 13, 2025 10:22:03 AM
To: John A. Morris <jmorris@pszjlaw.com>
Cc: mbobo@mwblawyer.com <mbobo@mwblawyer.com>
Subject: Re: You available to chat?

John,

Per our call, Daugherty and HERA/ERA agree to enter into the same stipulation Dondero et al entered into regarding the HCMLP books and records with two exceptions: (1) Daugherty shall have until the end of the calendar year to inspect the documents; and (2) HCMLP shall pay for the cost of access to the facility to review for up to 3 days. After that Daugherty is responsible for the cost.

From: John A. Morris <jmorris@pszjlaw.com>
Sent: Thursday, November 13, 2025 9:10:54 AM
To: Drew K. York <dyork@grayreed.com>
Cc: mbobo@mwblawyer.com <mbobo@mwblawyer.com>
Subject: [EXTERNAL] Re: You available to chat?

Yes. 1.212.561.7760

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From: Drew K. York <dyork@grayreed.com>
Sent: Thursday, November 13, 2025 10:09:33 AM
To: John A. Morris <jmorris@pszjlaw.com>
Cc: mbobo@mwblawyer.com <mbobo@mwblawyer.com>
Subject: You available to chat?

Drew K. York

Partner

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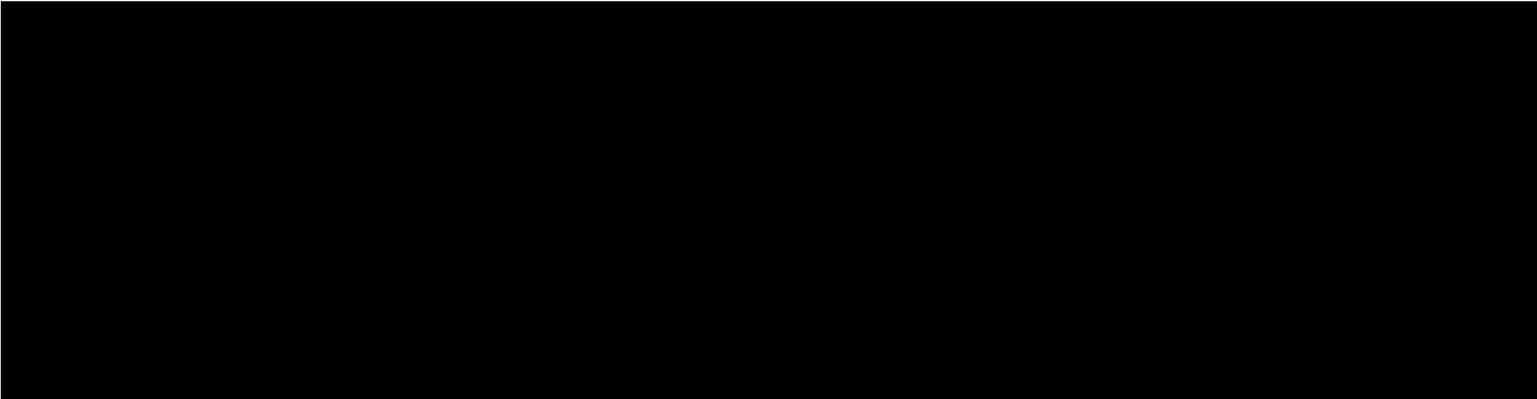
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EXHIBIT 2



From: Patrick Daugherty <pdaugherty@newhighlandcapital.com>
Date: Fri, Nov 21, 2025 at 10:22 AM
Subject: Re: New client for Iron Mountain - New Highland Capital Management, LP
To: kristen.herridge@ironmountain.com <kristen.herridge@ironmountain.com>

Good morning Kristen,

I am following up on the below message as we have a tight timeline for the transfer and I was hoping to set up some transfer dates as soon as possible.

Please respond by email or phone me at (972) 679-7487

From: Patrick Daugherty <pdaugherty@newhighlandcapital.com>
Sent: Thursday, November 20, 2025 2:06 PM
To: kristen.herridge@ironmountain.com <kristen.herridge@ironmountain.com>
Subject: New client for Iron Mountain - New Highland Capital Management, LP

From: Patrick Daugherty
Sent: Thursday, November 20, 2025 2:05 PM
To: kristen.herridge@ironmountain.com <kristen.herridge@ironmountain.com>
Subject: New client for Iron Mountain - New Highland Capital Management, LP

Hello Kristen,

I understand that you are our sales representative for New Highland Capital Management. For background, my former firm and your existing customer, Highland Capital Management, LP, is in bankruptcy and has announced they intend to soon terminate their physical storage arrangement with Iron Mountain at 2009 Country Club Dr. in Carrollton, Texas and destroy approximately 6,400 banker boxes located at this location. My firm, New Highland Capital Management, LP has agreed with Highland Capital to make duplicates of certain documents that are housed at the Carrollton site. I am reaching out to you to form a new storage arrangement such that we can coordinate the review, scanning, and storage of these boxes.

Please advise on the best way to proceed.

Best,

-Pat Daugherty

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