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Counsel for Highland Capital Management, L.P.

**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.’S REPLY IN FURTHER SUPPORT OF ITS MOTION FOR A
PROTECTIVE ORDER AGAINST THE DUGABOY INVESTMENT TRUST’S
DISCOVERY REQUESTS**

¹ Highland’s last four digits of its taxpayer identification number are (8357). The headquarters and service address for Highland is 6333 E. Mockingbird Lane, Suite 147 #5045, Dallas, TX 75214.



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

1. I am admitted to this Court *pro hac vice* and am a partner in the law firm of Pachulski, Stang, Ziehl & Jones LLP, counsel to Highland Capital Management, L.P. (“HCMLP”), the reorganized debtor in the above-referenced bankruptcy case. I respectfully submit this Declaration to provide this Court with certain materials cited in *Highland Capital Management, L.P.’s Reply in Further Support of Its Motion for a Protective Order Against The Dugaboy Investment Trust’s Discovery Requests*. Unless stated otherwise, this Declaration is based on my personal knowledge and review of the documents listed below.

2. Attached hereto as **Exhibit 20** is a true and correct copy of a *Consent Order* in *In re Charitable DAF Holdco, Ltd.*, entered by the Grand Court of the Cayman Islands Financial Services Division on July 31, 2025.

3. Attached hereto as **Exhibit 21** are true and correct copies of excerpts of Returns of Organizations Exempt from Income Tax filed on IRS Form 990, dated 2024, for the Highland Dallas Foundation Inc., the Highland Kansas City Foundation Inc., and the Highland Santa Barbara Foundation Inc.

4. Attached hereto as **Exhibit 22** is a true and correct copy of a letter from Maples and Calder (Cayman) LLP to Karen Hoskins, Personal Assistant to the Hon. Justice Raj Parker of the Grand Court of the Cayman Islands Financial Services Division, dated February 3, 2026.

5. Attached hereto as **Exhibit 23** is a true and correct copy of an email thread among counsel for HCMLP and counsel for Dugaboy, dated February 13, 2026 to March 2, 2026.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 22nd day of April 2026, in
New York, New York.

/s/ John A. Morris

John A. Morris

EXHIBIT 20



**IN THE GRAND COURT OF THE CAYMAN ISLANDS
FINANCIAL SERVICES DIVISION**

CAUSE NO: FSD 201 OF 2025 (RPJ)

**IN THE MATTER OF THE GRAND COURT ACT
BETWEEN:**

CHARITABLE DAF HOLDCO, LTD (IN OFFICIAL LIQUIDATION)

Plaintiff

AND

- (1) MARK ERIC PATRICK**
- (2) PAUL MURPHY**
- (3) CDMCFAD, LLC**
- (4) DFW CHARITABLE FOUNDATION**
- (5) CDH GP, LTD. AS GENERAL PARTNER FOR AND ON BEHALF OF CHARITABLE DAF FUND, LP, AND IN ITS CAPACITY AS GENERAL PARTNER**
- (6) CLO HOLDCO, LTD.**

Defendants

CONSENT ORDER

UPON the Plaintiff's Summons dated 15 July 2025 (the "**Injunction Summons**")

AND UPON the First, Third, Fifth, and Sixth Defendants' Summons of dated 21 July 2025 (the "**Directions Summons**")

AND UPON the parties listed therein giving to the Court the undertakings recorded in Schedule A to this Order

AND UPON the Injunction Summons and the Directions Summons being listed for hearing on 31 July 2025 before the Honourable Justice Parker

IT IS ORDERED BY CONSENT that:

- 1 The Injunction Summons shall be adjourned and listed for hearing on the first available date after 18 September 2025 (the "**Hearing**").
- 2 The time estimate for the Hearing shall be 2 days.
- 3 Directions for evidence in the Injunction Summons shall be as follows:
 - (a) The Defendants shall file and serve any evidence in answer by 4.30pm on 28 August 2025;
 - (b) The Plaintiff shall (if so advised) serve any evidence in reply by 4.30pm on 11 September 2025.
- 4 The Plaintiff shall file an agreed hearing bundle for the Hearing in electronic form by 4pm on the date which is 12 days before the date of the hearing (once listed).
- 5 The parties shall file and exchange skeleton arguments by 4pm on the date which is 7 days before the date of the hearing (once listed).
- 6 Costs of the Injunction Summons and the Directions Summons are reserved.
- 7 Liberty to apply.

DATED this 31 day of July 2025

FILED this 31 day of July 2025



THE HONOURABLE JUSTICE PARKER
JUDGE OF THE GRAND COURT

Approved as to form and content:

Maples and Calder (Cayman) LLP

Maples and Calder (Cayman) LLP

Attorneys for the Plaintiff

Campbells LLP

Campbells LLP

Attorneys for the First, Third, Fifth and Sixth Defendants

Kobre & Kim (Cayman)

Kobre & Kim

Attorneys for the Second Defendant

Baker & Partners (Cayman) Limited

Baker & Partners LLP

Attorneys for the Fourth Defendant

Schedule A

Undertakings given by the Defendants

- 1 Pending the determination of the JOLs' Summons, the Defendants¹, and the related entities listed in Schedule B hereto (the "**CDM Entities**") and their respective agents, servants, employees, and representatives, agree and undertake to:
 - (a) not to transfer, conceal, withdraw, alienate, redeem, expend, encumber, disperse, or otherwise dispose of any and all funds, assets, receivables, or shares of the CDM Entities outside of the ordinary course of business;
 - (b) not to take any action to increase the remuneration paid to any employee, manager or director of the CDM Entities;
 - (c) not to take any action to dissolve, wind-down, liquidate, or otherwise alter the corporate standing of the CDM Entities;
 - (d) not to take any action to modify or alter the corporate governance of the CDM Entities, including but not limited to any amendment to their respective bylaws or organizational documents;
 - (e) not to take any action to sell, exchange, or dispossess any asset of one of the CDM Entities unless (i) the sale is to a bona fide third-party purchaser for reasonably equivalent value, (ii) except in the case of marketable securities, the bona fide purchaser is made aware of this undertaking, and (iii) the proceeds from that sale, exchange, or disposition remain owned by the CDM Entities; and
 - (f) not to alter, conceal, or destroy any business records concerning the Defendants or the CDM Entities, including any transfers of funds, assets, receivables, or shares to or from the Defendants or CDM Entities.

- 2 Further, and to the extent not addressed by the foregoing, the Defendants and the CDM Entities undertake and agree that:

¹ Being the First Defendant, Mark Patrick; the Second Defendant, Paul Murphy; the Third Defendant, CDMCFAD, LLC; the Fourth Defendant, DFW Charitable Foundation; the Fifth Defendant, CDH GP, Ltd. as general partner for and on behalf of Charitable DAF Fund, LP, and in its capacity as general partner; and the Sixth Defendant, CLO HoldCo, Ltd.

- (a) they will preserve and will not in any way dispose of, deal with, encumber, transfer or diminish the value of (as applicable) their or any interest (of whatsoever nature), whether held directly or indirectly, in Charitable DAF Fund, LP (the “**Fund**”), and/or the CDM Entities and/or any assets of the Fund other than in the ordinary course of business; and
- (b) they shall not do anything to cause, procure, incite, promote or assist a breach by any other party of this undertaking.

- 3 From the date of this undertaking to the date of the determination of the JOLs' Summons, the Third, Fourth, Fifth and Sixth Defendants (the “**CDM Defendants**”) and the CDM Entities will give 7 days' written notice to the JOLs of any payment or transaction of any nature (or series of related payments or transactions) they propose to make at or above US\$50,000. Such notice must include full supporting information and documentation as well as an explanation of the rationale for the transaction.
- 4 From the date of this undertaking to the date of the determination of the JOLs' Summons, the First Defendant and the Second Defendant will give 7 days' written notice to the JOLs of any payment or transaction of any nature (or series of related payments or transactions) they propose to make at or above US\$100,000. Such notice must include full supporting information and documentation as well as an explanation of the rationale for the transaction.
- 5 If the JOLs have any queries regarding a transaction (or series of related payments or transactions) and whether it is in the ordinary course of the CDM Defendants' or the CDM Entities' business, the CDM Defendants and the CDM Entities undertake to consult with the JOLs and to provide clarification. For the avoidance of doubt, nothing in this undertaking shall prohibit the Defendants and the CDM Entities from making payments to any attorney, lawyer, third party consultant, accountant, or external professional services advisor which is required, either in the ordinary course of business, or in respect of their reasonable legal fees and expenses in connection with these proceedings or the official liquidation of Charitable DAF Holdco, Ltd (In Official Liquidation) [FSD 116 of 2025 (JAJ)], or the Chapter 15 Case (defined below). All such transactions of the CDM Defendants and the CDM Entities will be provided for in the monthly transactions report pursuant to paragraph 6 of this undertaking. However, the Defendants agree that the issue of whether

they are permitted to use funds that derive directly or indirectly from the limited partner interest in the Fund to pay their legal fees and other service providers will be determined at the Hearing (as defined in paragraph 1 of the consent order to which these undertakings are appended).

- 6 From the date of this undertaking to the date of the determination of the JOLs' Summons, the CDM Defendants and the CDM Entities will disclose to the JOLs, at the end of each calendar month: (i) a full listing of payments or other transactions undertaken by them below US\$50,000 in the calendar month just passed; and (ii) copies of all existing and up to date balance sheets and financial statements or records prepared in relation to the CDM Defendants or the CDM Entities for the period 30 June 2024 onwards. Any information of whatever nature relating to any member of the Defendants or the CDM Entities which is provided to the JOLs pursuant to this paragraph 5, shall not be disclosed to or shared with Mr James Dondero, the Supporting Organisations (being Highland Santa Barbara Foundation, Highland Dallas Foundation, and Highland Kansas City Foundation), or any known affiliates or service providers of these individuals / entities, subject to where the JOLs' are required to disclose any such information in the discharge of their duties to the Court or as otherwise required by law.
- 7 With respect to the chapter 15 case, *In re Charitable DAF Holdco, Ltd (In Official Liquidation)*, United States Bankruptcy Court for the District of Delaware (the "**Bankruptcy Court**"), Case No. 25-11376 (BLS) (the "**Chapter 15 Case**"), (i) The First, Third, Fourth, Fifth and Sixth Defendants and the CDM Entities consent to the entry of an order, in the form and substance appended hereto at Schedule C, in the Chapter 15 Case, recognising and enforcing the above undertakings in the United States; (ii) the JOLs agree to adjourn the hearing to recognise the Cayman Islands liquidation of Charitable DAF Holdco, Ltd. (the "**Company**") as a foreign main proceeding from 14 August 2025, to a date as soon as practicable, based on the Bankruptcy Court's availability, following the conclusion of inter parties hearing regarding the JOL's Summons (such, date, the "**Adjourned Recognition Hearing Date**"); (iii) the JOLs and the First, Third, Fourth, Fifth and Sixth Defendants and the CDM Entities agree that the deadline to object to recognition of the Cayman Islands liquidation of the Company shall be the date that is 21 days before the Adjourned Recognition Hearing Date and the deadline for JOLs to reply to objections, if any, shall be the date that is 7 days before the Adjourned Recognition Hearing Date. For

the avoidance of doubt, (i) the First, Third, Fourth, Fifth and Sixth Defendants and the CDM Entities reserve their rights regarding any relief sought in the Chapter 15 Case, including the relief sought in the *Verified Petition for (I) Recognition of Foreign Main Proceeding, (II) Recognition of Foreign Representative and (II) Related Relief Under Chapter 15 of the Bankruptcy Code*, other than with respect to matters expressly addressed in this undertaking; and (ii) the JOLs reserve their right to seek provisional relief against parties as they deem necessary or appropriate in furtherance of their duties as official liquidators, including in furtherance of their ongoing investigation of the business and affairs of the Company from the date hereof through the Adjourned Recognition Hearing Date.

Schedule B**List of CDM Entities**

- (i) CDH GP, Ltd. (Cayman Islands)
- (ii) CDMCFAD, LLC (Delaware)
- (iii) Charitable DAF Fund 2, LP (Cayman Islands)
- (iv) Charitable DAF Fund, LP (Cayman Islands)
- (v) CLO HoldCo, Ltd. (Cayman Islands)
- (vi) Liberty CLO HoldCo, Ltd. (Cayman Islands)
- (vii) HCT Holdco 2, Ltd. (Cayman Islands)
- (viii) MGM Studios Holdco, Ltd. (Cayman Islands)
- (ix) Liberty CLO HoldCo, LLC (Delaware)
- (x) Liberty Sub, Ltd. (Delaware)
- (xi) Charitable DAF Holdings Corp. (Delaware)
- (xii) DST Investco, LLC (Delaware)
- (xiii) Allanon Capital Management LLC (Texas)
- (xiv) DFW Charitable Foundation (Delaware)
- (xv) CLO HoldCo LLC (Delaware)
- (xvi) Rand Advisors LLC (Delaware)
- (xvii) CDHC Royse City Land LLC (Texas)
- (xviii) Royse City Land Company LLC (Texas)
- (xix) CDHC Assets LLC (Texas)
- (xx) CDHC Fort Worth Land LLC (Texas)
- (xxi) CDHC Stewart Creek LLC (Texas)
- (xxii) BVP Property LLC (Delaware with CA registration)

Schedule CDraft form of Chapter 15 order**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

Chapter 15

CHARITABLE DAF HOLDCO, LTD (In Official
Liquidation),²

Case No. 25-11376 (BLS)

Debtor in a foreign proceeding.

**ORDER GRANTING PROVISIONAL RELIEF PURSUANT TO BANKRUPTCY CODE
SECTIONS 105(A) AND 1519 TO RECOGNIZE AND ENFORCE AN ORDER ENTERED
BY THE CAYMAN COURT IMPLEMENTING AN ASSET PRESERVATION
PROTOCOL WITH RESPECT TO THE CDM ENTITIES**

Upon consideration of [a certification of counsel] with respect to the entry by the Cayman Court³ of an Order Implementing an Asset Preservation Protocol in the Cayman Litigation, dated [July __, 2025] and attached hereto as **Exhibit 1** (the “Asset Preservation Protocol”) and it being understood that the JOLs and the First, Third, Fourth, Fifth and Sixth Defendants and the CDM Entities agree to the terms and form of this order (the “Order”) and its entry by the Court; and after due deliberation and sufficient cause appearing therefor;

IT IS HEREBY ORDERED THAT:

1. The Asset Preservation Protocol is hereby recognized by this Court and all undertakings as they relate to the First, Third, Fourth, Fifth and Sixth Defendants and the CDM

² The Debtor is incorporated in the Cayman Islands as an exempted company and registered with registration number 263805. The Debtor’s registered office is located at HSM Corporate Services Limited, P.O. Box 31726, 68 Fort Street, George Town, Grand Cayman, KY1-1207, Cayman Islands.

³ Unless otherwise defined herein, all capitalized terms shall have the meanings ascribed to them in the *Verified Petition for (I) Recognition of Foreign Main Proceeding, (II) Recognition of Foreign Representative, and (III) Related Relief Under Chapter 15 of the Bankruptcy Code* [D.I. 3] (the “Verified Petition”).

Entities, set forth therein are fully enforceable in the United States, including, but not limited to, each of the following:

- a. the First, Third, Fourth, Fifth and Sixth Defendants (as defined in the Asset Preservation Protocol) and the related entities listed in and attached hereto as **Exhibit 2** (the “CDM Entities”) and their respective agents, servants, employees, and representatives, agree and undertake to:
 - i. not transfer, conceal, withdraw, alienate, redeem, expend, encumber, disperse, or otherwise dispose of any and all funds, assets, receivables, or shares of the CDM Entities outside of the ordinary course of business;
 - ii. not take any action to increase the remuneration paid to any employee, manager or director of the CDM Entities;
 - iii. not take any action to dissolve, wind-down, liquidate, or otherwise alter the corporate standing of the CDM Entities;
 - iv. not take any action to modify or alter the corporate governance of the CDM Entities, including but not limited to any amendment to their respective bylaws or organizational documents;
 - v. not take any action to sell, exchange, or dispossess any asset of one of the CDM Entities unless (i) the sale is to a bona fide third party purchaser for reasonably equivalent value, (ii) except in the case of marketable securities, the bona fide purchaser is made aware of this undertaking, and (iii) the proceeds from that sale, exchange, or disposition remain owned by the CDM Entities;

- vi. not alter, conceal, or destroy any business records concerning the First, Third, Fourth, Fifth and Sixth Defendants or the CDM Entities, including any transfers of funds, assets, receivables, or shares to or from the First, Third, Fourth, Fifth and Sixth Defendants or CDM Entities;
- b. Further, and to the extent not addressed by the foregoing, the First, Third, Fourth, Fifth and Sixth and the CDM Entities undertake and agree that:
 - i. they will preserve and will not in any way dispose of, deal with, encumber, transfer or diminish the value of (as applicable) their or any interest (of whatsoever nature), whether held directly or indirectly, in Charitable DAF Fund, LP (the “Fund”), and/or the CDM Entities and/or any assets of the Fund other than in the ordinary course of business; and
 - ii. they shall not do anything to cause, procure, incite, promote or assist a breach by any other party of this Order;
- c. From the date of the Asset Preservation Protocol to the date of the determination JOLs’ Summons (as defined in the Asset Preservation Protocol), the CDM Defendants (as defined in the Asset Preservation Protocol) and the CDM Entities will give 7 days’ written notice to the JOLs of any payment or transaction of any nature (or series of related payments or transactions) they propose to make at or above US\$50,000. Such notice must include full supporting information and documentation as well as an explanation of the rationale for the transaction;
- d. From the date of the Asset Preservation Protocol to the date of the determination of the JOLs’ Summons (as defined in the Asset Preservation

Protocol), the First Defendant (as defined in the Asset Preservation Protocol) will give 7 days' written notice to the JOLs of any payment or transaction of any nature (or series of related payments or transactions) he proposes to make at or above US\$100,000. Such notice must include full supporting information and documentation as well as an explanation of the rationale for the transaction;

- e. If the JOLs have any queries regarding a transaction (or series of related payments or transactions) and whether it is in the ordinary course of the CDM Defendants' or the CDM Entities' business, the CDM Defendants and CDM Entities undertake to consult with the JOLs and to provide clarification. For the avoidance of doubt, nothing in this undertaking shall prohibit the First, Third, Fourth, Fifth and Sixth Defendants and the CDM Entities from making payments to any attorney, lawyer, third party consultant, accountant, or external professional services advisor which is required, either in the ordinary course of business, or in respect of their reasonable legal fees and expenses in connection with the Cayman Litigation, the Cayman Proceeding or this Chapter 15 Case. All such transactions of the CDM Defendants and the CDM Entities will be provided for in the monthly transactions report pursuant to paragraph 1(f) of this Order. However, the First, Third, Fourth, Fifth and Sixth Defendants agree that the issue of whether they are permitted to use funds that derive directly or indirectly from the limited partner interest in the Fund to pay their legal fees and other service providers will be determined at the Hearing (as defined in the Asset Preservation Protocol);

f. from the date of the Asset Preservation Protocol to the date of the determination of the JOLs' Summons (as defined in the Asset Preservation Protocol), the CDM Defendants and the CDM Entities will disclose to the JOLs, at the end of each calendar month: (i) a full listing of payments or other transactions undertaken by them below US\$50,000 in the calendar month just passed; and (ii) copies of all existing and up to date balance sheets and financial statements or records prepared in relation to the CDM Defendants or the CDM Entities for the period 30 June 2024 onwards. Any information of whatever nature relating to any member of the First, Third, Fourth, Fifth and Sixth Defendants or the CDM Entities which is provided to the JOLs pursuant to this paragraph 1(e), shall not be disclosed to or shared with Mr James Dondero, the Supporting Organizations (being Highland Santa Barbara Foundation, Highland Dallas Foundation, and Highland Kansas City Foundation), or any known affiliates or service providers of these individuals or entities, subject to where the JOLs' are required to disclose any such information in the discharge of their duties to the Cayman Court or as otherwise required by law;

2. Notwithstanding any provision in the Bankruptcy Rules to the contrary (i) this Order shall be effective immediately and enforceable upon entry; (ii) the JOLs are not subject to any stay in the implementation, enforcement, or realization of the relief granted in this Order; and (iii) the JOLs are authorized and empowered, and may, in their discretion and without further delay, take any action and perform any act necessary to implement and effectuate the terms of this Order.

3. Each of the First, Third, Fourth, Fifth and Sixth Defendants and the CDM Entities reserve their rights regarding any relief sought in the Chapter 15 Case, including the relief sought

in the Verified Petition, other than with respect to matters expressly addressed in paragraph 1 of this Order. For the avoidance of doubt, the First, Third, Fourth, Fifth and Sixth Defendants (as defined in the Asset Preservation Protocol) and the CDM Entities hereby consent to the recognition and enforcement of the Asset Preservation Protocol in the United States through and including the date of determination of the JOLs' Summons (as defined in the Asset Preservation Protocol) and shall not oppose the continuation of such relief at any hearing for recognition of the Cayman Proceeding. By agreeing to the entry of this order, the First, Third, Fourth, Fifth and Sixth Defendants and the CDM Entities have not consented to jurisdiction in this Court. All parties' rights are reserved with respect to jurisdiction

4. This Order is a Final Order within the meaning of 28 U.S.C. § 158(a) and is effective immediately upon entry.

5. This Order shall be binding on and inure to the benefit of the Debtor, the JOLs, the First, Third, Fourth, Fifth and Sixth Defendants, and the CDM Entities.

6. To the extent there is any inconsistency between the terms of this Order and the Asset Preservation Protocol, the terms of the Asset Preservation Protocol as they relate to the First, Third, Fourth, Fifth and Sixth Defendants and the CDM Entities shall control.

7. This Court shall retain jurisdiction over any and all matters arising from or related to the implementation, interpretation, and/or enforcement of this Order, any request for additional relief or any adversary proceeding brought in and through this Chapter 15 Case, and any request by an entity for relief from the provisions of this Order, for cause shown, that is properly commenced and within the jurisdiction of this Court.

Dated: [July __], 2025
Wilmington, Delaware

Honorable Brendan L. Shannon
United States Bankruptcy Judge

Exhibit 1

[Asset Preservation Protocol]

FILED BY Maples and Calder (Cayman) LLP, attorneys for the Plaintiff, whose address for service is PO Box 309, Ugland House, Grand Cayman, KY1-1104, Cayman Islands. (Ref: CJM/LRA/858403.02/83824743)

EXHIBIT 21

Form **990**

Return of Organization Exempt From Income Tax

OMB No. 1545-0047

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except private foundations)

2024

Do not enter social security numbers on this form as it may be made public.

Open to Public Inspection

Go to www.irs.gov/Form990 for instructions and the latest information.

Department of the Treasury
Internal Revenue Service

A For the 2024 calendar year, or tax year beginning 01-01-2024, and ending 12-31-2024

- B** Check if applicable:
- Address change
 - Name change
 - Initial return
 - Final return/terminated
 - Amended return
 - Application pending

C Name of organization
HIGHLAND DALLAS FOUNDATION INC

Doing business as

Number and street (or P.O. box if mail is not delivered to street address) Room/suite
2101 CEDAR SPRINGS SUITE 1200

City or town, state or province, country, and ZIP or foreign postal code
DALLAS, TX 75201

D Employer identification number
45-3961755

E Telephone number
(214) 276-6300

G Gross receipts \$ 4,709,490

F Name and address of principal officer:
JAMES DONDERO
2101 CEDAR SPRINGS SUITE 1200
DALLAS, TX 75201

H(a) Is this a group return for subordinates? Yes No

H(b) Are all subordinates included? Yes No
If "No," attach a list. See instructions.

H(c) Group exemption number

I Tax-exempt status: 501(c)(3) 501(c) () (insert no.) 4947(a)(1) or 527

J Website: N/A

K Form of organization: Corporation Trust Association Other

L Year of formation: 2011 **M** State of legal domicile: TX

Part I Summary

Activities & Governance	1 Briefly describe the organization's mission or most significant activities: TO SUPPORT AND BENEFIT THE DALLAS FOUNDATION, A TEXAS NONPROFIT CORPORATION.	
	2 Check this box <input type="checkbox"/>	
	3 Number of voting members of the governing body (Part VI, line 1a)	3 3
	4 Number of independent voting members of the governing body (Part VI, line 1b)	4 1
	5 Total number of individuals employed in calendar year 2024 (Part V, line 2a)	5 0
	6 Total number of volunteers (estimate if necessary)	6 0
	7a Total unrelated business revenue from Part VIII, column (C), line 12	7a 0
	b Net unrelated business taxable income from Form 990-T, Part I, line 11	7b 0
Revenue	8 Contributions and grants (Part VIII, line 1h)	Prior Year: 0 Current Year: 0
	9 Program service revenue (Part VIII, line 2g)	0 0
	10 Investment income (Part VIII, column (A), lines 3, 4, and 7d)	32,787,503 4,709,490
	11 Other revenue (Part VIII, column (A), lines 5, 6d, 8c, 9c, 10c, and 11e)	0 0
	12 Total revenue—add lines 8 through 11 (must equal Part VIII, column (A), line 12)	32,787,503 4,709,490
	Expenses	13 Grants and similar amounts paid (Part IX, column (A), lines 1-3)
14 Benefits paid to or for members (Part IX, column (A), line 4)		0 0
15 Salaries, other compensation, employee benefits (Part IX, column (A), lines 5-10)		0 0
16a Professional fundraising fees (Part IX, column (A), line 11e)		0 0
b Total fundraising expenses (Part IX, column (D), line 25) 0		
17 Other expenses (Part IX, column (A), lines 11a-11d, 11f-24e)		103,570 677,824
18 Total expenses. Add lines 13-17 (must equal Part IX, column (A), line 25)		2,387,707 4,517,742
19 Revenue less expenses. Subtract line 18 from line 12	30,399,796 191,748	
Net Assets or Fund Balances	20 Total assets (Part X, line 16)	Beginning of Current Year: 139,632,832 End of Year: 82,073,527
	21 Total liabilities (Part X, line 26)	0 405,413
	22 Net assets or fund balances. Subtract line 21 from line 20	139,632,832 81,668,114

Part II Signature Block

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.

which the organization is licensed to issue qualified health plans		13b		
c Enter the amount of reserves on hand		13c		
14a	Did the organization receive any payments for indoor tanning services during the tax year?	14a		No
b	If "Yes," has it filed a Form 720 to report these payments? If "No," provide an explanation in Schedule O	14b		
15	Is the organization subject to the section 4960 tax on payment(s) of more than \$1,000,000 in remuneration or excess parachute payment(s) during the year? If "Yes," see the instructions and file Form 4720, Schedule N.	15		No
16	Is the organization an educational institution subject to the section 4968 excise tax on net investment income? If "Yes," complete Form 4720, Schedule O.	16		No
17	Section 501(c)(21) organizations. Did the trust, or any disqualified or other person engage in any activities that would result in the imposition of an excise tax under section 4951, 4952, or 4953? If "Yes," complete Form 6069.	17		

Form 990 (2024)

Form 990 (2024)

Page 6

Part VI Governance, Management, and Disclosure. For each "Yes" response to lines 2 through 7b below, and for a "No" response to lines 8a, 8b, or 10b below, describe the circumstances, processes, or changes in Schedule O. See instructions.
 Check if Schedule O contains a response or note to any line in this Part VI

Section A. Governing Body and Management

		Yes	No
1a	Enter the number of voting members of the governing body at the end of the tax year. If there are material differences in voting rights among members of the governing body, or if the governing body delegated broad authority to an executive committee or similar committee, explain in Schedule O.	3	
b	Enter the number of voting members included in line 1a, above, who are independent	1	
2	Did any officer, director, trustee, or key employee have a family relationship or a business relationship with any other officer, director, trustee, or key employee?		No
3	Did the organization delegate control over management duties customarily performed by or under the direct supervision of officers, directors or trustees, or key employees to a management company or other person?		No
4	Did the organization make any significant changes to its governing documents since the prior Form 990 was filed?		No
5	Did the organization become aware during the year of a significant diversion of the organization's assets?		No
6	Did the organization have members or stockholders?		No
7a	Did the organization have members, stockholders, or other persons who had the power to elect or appoint one or more members of the governing body?		No
b	Are any governance decisions of the organization reserved to (or subject to approval by) members, stockholders, or persons other than the governing body?		No
8	Did the organization contemporaneously document the meetings held or written actions undertaken during the year by the following:		
a	The governing body?	8a	Yes
b	Each committee with authority to act on behalf of the governing body?	8b	Yes
9	Is there any officer, director, trustee, or key employee listed in Part VII, Section A, who cannot be reached at the organization's mailing address? If "Yes," provide the names and addresses in Schedule O	9	No

Section B. Policies (This Section B requests information about policies not required by the Internal Revenue Code.)

		Yes	No
10a	Did the organization have local chapters, branches, or affiliates?	10a	No
b	If "Yes," did the organization have written policies and procedures governing the activities of such chapters, affiliates, and branches to ensure their operations are consistent with the organization's exempt purposes?	10b	
11a	Has the organization provided a complete copy of this Form 990 to all members of its governing body before filing the form?	11a	Yes
b	Describe on Schedule O the process, if any, used by the organization to review this Form 990.		
12a	Did the organization have a written conflict of interest policy? If "No," go to line 13	12a	No
b	Were officers, directors, or trustees, and key employees required to disclose annually interests that could give rise to conflicts?	12b	
c	Did the organization regularly and consistently monitor and enforce compliance with the policy? If "Yes," describe on Schedule O how this was done	12c	
13	Did the organization have a written whistleblower policy?	13	No
14	Did the organization have a written document retention and destruction policy?	14	No
15	Did the process for determining compensation of the following persons include a review and approval by independent persons, comparability data, and contemporaneous substantiation of the deliberation and decision?		
a	The organization's CEO, Executive Director, or top management official	15a	No
b	Other officers or key employees of the organization	15b	No

If "Yes" to line 15a or 15b, describe the process on Schedule O. See instructions.

SCHEDULE A
(Form 990)

Department of the Treasury
Internal Revenue Service

Public Charity Status and Public Support
Complete if the organization is a section 501(c)(3) organization or a section 4947(a)(1) nonexempt charitable trust.
▶ Attach to Form 990 or Form 990-EZ.
▶ Go to www.irs.gov/Form990 for instructions and the latest information.

OMB No. 1545-0047

2024

Open to Public Inspection

Name of the organization HIGHLAND DALLAS FOUNDATION INC	Employer identification number 45-3961755
---	---

Part I Reason for Public Charity Status (All organizations must complete this part.) See instructions.

The organization is not a private foundation because it is: (For lines 1 through 12, check only one box.)

- 1 A church, convention of churches, or association of churches described in **section 170(b)(1)(A)(i)**.
- 2 A school described in **section 170(b)(1)(A)(ii)**. (Attach Schedule E (Form 990).)
- 3 A hospital or a cooperative hospital service organization described in **section 170(b)(1)(A)(iii)**.
- 4 A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii)**. Enter the hospital's name, city, and state:
- 5 An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv)**. (Complete Part II.)
- 6 A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v)**.
- 7 An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi)**. (Complete Part II.)
- 8 A community trust described in **section 170(b)(1)(A)(vi)**. (Complete Part II.)
- 9 An agricultural research organization described in **170(b)(1)(A)(ix)** operated in conjunction with a land-grant college or university or a non-land grant college of agriculture. See instructions. Enter the name, city, and state of the college or university:
- 10 An organization that normally receives: (1) more than 33 1/3% of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions—subject to certain exceptions, and (2) no more than 33 1/3% of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975. See **section 509(a)(2)**. (Complete Part III.)
- 11 An organization organized and operated exclusively to test for public safety. See **section 509(a)(4)**.
- 12 An organization organized and operated exclusively for the benefit of, to perform the functions of, or to carry out the purposes of one or more publicly supported organizations described in **section 509(a)(1)** or **section 509(a)(2)**. See **section 509(a)(3)**. Check the box on lines 12a through 12d that describes the type of supporting organization and complete lines 12e, 12f, and 12g.
 - a **Type I.** A supporting organization operated, supervised, or controlled by its supported organization(s), typically by giving the supported organization(s) the power to regularly appoint or elect a majority of the directors or trustees of the supporting organization. **You must complete Part IV, Sections A and B.**
 - b **Type II.** A supporting organization supervised or controlled in connection with its supported organization(s), by having control or management of the supporting organization vested in the same persons that control or manage the supported organization(s). **You must complete Part IV, Sections A and C.**
 - c **Type III functionally integrated.** A supporting organization operated in connection with, and functionally integrated with, its supported organization(s) (see instructions). **You must complete Part IV, Sections A, D, and E.**
 - d **Type III non-functionally integrated.** A supporting organization operated in connection with its supported organization(s) that is not functionally integrated. The organization generally must satisfy a distribution requirement and an attentiveness requirement (see instructions). **You must complete Part IV, Sections A and D, and Part V.**
 - e Check this box if the organization received a written determination from the IRS that it is a Type I, Type II, Type III functionally integrated, or Type III non-functionally integrated supporting organization.
 - f Enter the number of supported organizations 1
 - g Provide the following information about the supported organization(s).

(i) Name of supported organization	(ii) EIN	(iii) Type of organization (described on lines 1- 10 above (see instructions))	(iv) Is the organization listed in your governing document?		(v) Amount of monetary support (see instructions)	(vi) Amount of other support (see instructions)
			Yes	No		
(A) THE DALLAS FOUNDATION	752890371	7	Yes		3,839,918	0
Total	1				3,839,918	0

Part II Support Schedule for Organizations Described in Sections 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)
(Complete only if you checked the box on line 5, 7, or 8 of Part I or if the organization failed to qualify under Part III.
If the organization failed to qualify under the tests listed below, please complete Part III.)

Section A. Public Support

			3c		
4a	Was any supported organization not organized in the United States ("foreign supported organization")? If "Yes" and if you checked box 12a or 12b in Part I, answer lines 4b and 4c below.		4a		No
b	Did the organization have ultimate control and discretion in deciding whether to make grants to the foreign supported organization? If "Yes," describe in Part VI how the organization had such control and discretion despite being controlled or supervised by or in connection with its supported organizations.		4b		
c	Did the organization support any foreign supported organization that does not have an IRS determination under sections 501(c)(3) and 509(a)(1) or (2)? If "Yes," explain in Part VI what controls the organization used to ensure that all support to the foreign supported organization was used exclusively for section 170(c)(2)(B) purposes.		4c		
5a	Did the organization add, substitute, or remove any supported organizations during the tax year? If "Yes," answer lines 5b and 5c below (if applicable). Also, provide detail in Part VI , including (i) the names and EIN numbers of the supported organizations added, substituted, or removed; (ii) the reasons for each such action; (iii) the authority under the organization's organizing document authorizing such action; and (iv) how the action was accomplished (such as by amendment to the organizing document).		5a		No
b	Type I or Type II only. Was any added or substituted supported organization part of a class already designated in the organization's organizing document?		5b		
c	Substitutions only. Was the substitution the result of an event beyond the organization's control?		5c		
6	Did the organization provide support (whether in the form of grants or the provision of services or facilities) to anyone other than (i) its supported organizations, (ii) individuals that are part of the charitable class benefited by one or more of its supported organizations, or (iii) other supporting organizations that also support or benefit one or more of the filing organization's supported organizations? If "Yes," provide detail in Part VI .		6		No
7	Did the organization provide a grant, loan, compensation, or other similar payment to a substantial contributor (defined in section 4958(c)(3)(C)), a family member of a substantial contributor, or a 35% controlled entity with regard to a substantial contributor? If "Yes," complete Part I of Schedule L (Form 990) .		7		No
8	Did the organization make a loan to a disqualified person (as defined in section 4958) not described on line 7? If "Yes," complete Part I of Schedule L (Form 990).		8		No
9a	Was the organization controlled directly or indirectly at any time during the tax year by one or more disqualified persons, as defined in section 4946 (other than foundation managers and organizations described in section 509(a)(1) or (2))? If "Yes," provide detail in Part VI .		9a		No
b	Did one or more disqualified persons (as defined on line 9a) hold a controlling interest in any entity in which the supporting organization had an interest? If "Yes," provide detail in Part VI .		9b		No
c	Did a disqualified person (as defined on line 9a) have an ownership interest in, or derive any personal benefit from, assets in which the supporting organization also had an interest? If "Yes," provide detail in Part VI .		9c		No
10a	Was the organization subject to the excess business holdings rules of section 4943 because of section 4943(f) (regarding certain Type II supporting organizations, and all Type III non-functionally integrated supporting organizations)? If "Yes," answer line 10b below.		10a		No
b	Did the organization have any excess business holdings in the tax year? (Use Schedule C, Form 4720, to determine whether the organization had excess business holdings).		10b		

Schedule A (Form 990) 2024

Schedule A (Form 990) 2024

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Part IV Supporting Organizations (continued)

		Yes	No
11	Has the organization accepted a gift or contribution from any of the following persons?		
a	A person who directly or indirectly controls, either alone or together with persons described on lines 11b and 11c below, the governing body of a supported organization?		
11a			No
b	A family member of a person described on 11a above?		
11b			No
c	A 35% controlled entity of a person described on line 11a or 11b above? If "Yes" to 11a, 11b, or 11c, provide detail in Part VI .		
11c			No

Section B. Type I Supporting Organizations

		Yes	No
1	Did the officers, directors, trustees, or membership of one or more supported organizations have the power to regularly appoint or elect at least a majority of the organization's directors or trustees at all times during the tax year? If "No," describe in Part VI how the supported organization(s) effectively operated, supervised, or controlled the organization's activities. If the organization had more than one supported organization, describe how the powers to appoint and/or remove directors or trustees were allocated among the supported organizations and what conditions or restrictions, if any, applied to such powers during the tax year.		
1		Yes	
2	Did the organization operate for the benefit of any supported organization other than the supported organization(s) that operated, supervised, or controlled the supporting organization? If "Yes," explain in Part VI how providing such benefit carried out the purposes of the supported organization(s) that operated, supervised or controlled the supporting organization.		
2			No

Section C. Type II Supporting Organizations

		Yes	No
1	Were a majority of the organization's directors or trustees during the tax year also a majority of the directors or trustees of each of the organization's supported organization(s)? If "No," describe in Part VI how control or management of the		

Form **990**

Return of Organization Exempt From Income Tax

OMB No. 1545-0047

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except private foundations)

2024

Do not enter social security numbers on this form as it may be made public.

Open to Public Inspection

Department of the Treasury
Internal Revenue Service

Go to www.irs.gov/Form990 for instructions and the latest information.

A For the 2024 calendar year, or tax year beginning 01-01-2024, and ending 12-31-2024

<p>B Check if applicable:</p> <input type="checkbox"/> Address change <input type="checkbox"/> Name change <input type="checkbox"/> Initial return <input type="checkbox"/> Final return/terminated <input type="checkbox"/> Amended return <input type="checkbox"/> Application pending	<p>C Name of organization HIGHLAND KANSAS CITY FOUNDATION INC</p> <hr/> <p>Doing business as</p> <hr/> <p>Number and street (or P.O. box if mail is not delivered to street address) Room/suite 2101 CEDAR SPRING ROAD 1200</p> <hr/> <p>City or town, state or province, country, and ZIP or foreign postal code DALLAS, TX 75201</p>	<p>D Employer identification number 45-3961865</p> <hr/> <p>E Telephone number (214) 276-6300</p> <hr/> <p>G Gross receipts \$ 1,103,223</p>
<p>I Tax-exempt status: <input checked="" type="checkbox"/> 501(c)(3) <input type="checkbox"/> 501(c) () (insert no.) <input type="checkbox"/> 4947(a)(1) or <input type="checkbox"/> 527</p>	<p>F Name and address of principal officer: JAMES DONDERO 2101 CEDAR SPRING ROAD 1200 DALLAS, TX 75201</p>	<p>H(a) Is this a group return for subordinates? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No H(b) Are all subordinates included? <input type="checkbox"/> Yes <input type="checkbox"/> No If "No," attach a list. See instructions. H(c) Group exemption number</p>
<p>J Website: N/A</p>	<p>K Form of organization: <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> Trust <input type="checkbox"/> Association <input type="checkbox"/> Other</p>	<p>L Year of formation: 2011 M State of legal domicile: TX</p>

Part I Summary

Activities & Governance	<p>1 Briefly describe the organization's mission or most significant activities: TO SUPPORT AND BENEFIT THE GREATER KANSAS CITY COMMUNITY FOUNDATION, A MISSOURI NONPROFIT CORPORATION.</p> <hr/> <p>2 Check this box <input type="checkbox"/></p>			
	3 Number of voting members of the governing body (Part VI, line 1a)	3	3	
	4 Number of independent voting members of the governing body (Part VI, line 1b)	4	1	
	5 Total number of individuals employed in calendar year 2024 (Part V, line 2a)	5	0	
	6 Total number of volunteers (estimate if necessary)	6	0	
	7a Total unrelated business revenue from Part VIII, column (C), line 12	7a	0	
	b Net unrelated business taxable income from Form 990-T, Part I, line 11	7b	0	
Revenue		Prior Year	Current Year	
	8 Contributions and grants (Part VIII, line 1h)	0	0	
	9 Program service revenue (Part VIII, line 2g)	0	0	
	10 Investment income (Part VIII, column (A), lines 3, 4, and 7d)	19,810,435	1,103,223	
	11 Other revenue (Part VIII, column (A), lines 5, 6d, 8c, 9c, 10c, and 11e)	0	0	
	12 Total revenue—add lines 8 through 11 (must equal Part VIII, column (A), line 12)	19,810,435	1,103,223	
Expenses				
	13 Grants and similar amounts paid (Part IX, column (A), lines 1-3)	2,000,000	500,000	
	14 Benefits paid to or for members (Part IX, column (A), line 4)	0	0	
	15 Salaries, other compensation, employee benefits (Part IX, column (A), lines 5-10)	0	0	
	16a Professional fundraising fees (Part IX, column (A), line 11e)	0	0	
	b Total fundraising expenses (Part IX, column (D), line 25) 0			
	17 Other expenses (Part IX, column (A), lines 11a-11d, 11f-24e)	9,508	9,508	
	18 Total expenses. Add lines 13-17 (must equal Part IX, column (A), line 25)	2,009,508	509,508	
	19 Revenue less expenses. Subtract line 18 from line 12	17,800,927	593,715	
Net Assets or Fund Balances		Beginning of Current Year	End of Year	
	20 Total assets (Part X, line 16)	91,007,570	88,214,035	
	21 Total liabilities (Part X, line 26)	0	0	
	22 Net assets or fund balances. Subtract line 21 from line 20	91,007,570	88,214,035	

Part II Signature Block

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.

a	Is the organization licensed to issue qualified health plans? Note. See the instructions for additional information the organization must report on Schedule O.				13a		
b	Enter the amount of reserves the organization is required to maintain by the states in which the organization is licensed to issue qualified health plans	13b					
c	Enter the amount of reserves on hand	13c					
14a	Did the organization receive any payments for indoor tanning services during the tax year?				14a		No
b	If "Yes," has it filed a Form 720 to report these payments? If "No," provide an explanation in Schedule O				14b		
15	Is the organization subject to the section 4960 tax on payment(s) of more than \$1,000,000 in remuneration or excess parachute payment(s) during the year? If "Yes," see the instructions and file Form 4720, Schedule N.				15		No
16	Is the organization an educational institution subject to the section 4968 excise tax on net investment income? If "Yes," complete Form 4720, Schedule O.				16		No
17	Section 501(c)(21) organizations. Did the trust, or any disqualified or other person engage in any activities that would result in the imposition of an excise tax under section 4951, 4952, or 4953? If "Yes," complete Form 6069.				17		

Form 990 (2024)

Form 990 (2024)

Page 6

Part VI Governance, Management, and Disclosure. For each "Yes" response to lines 2 through 7b below, and for a "No" response to lines 8a, 8b, or 10b below, describe the circumstances, processes, or changes in Schedule O. See instructions.
 Check if Schedule O contains a response or note to any line in this Part VI

Section A. Governing Body and Management

		Yes	No
1a	Enter the number of voting members of the governing body at the end of the tax year If there are material differences in voting rights among members of the governing body, or if the governing body delegated broad authority to an executive committee or similar committee, explain in Schedule O.		
1b	Enter the number of voting members included in line 1a, above, who are independent		
2	Did any officer, director, trustee, or key employee have a family relationship or a business relationship with any other officer, director, trustee, or key employee?		No
3	Did the organization delegate control over management duties customarily performed by or under the direct supervision of officers, directors or trustees, or key employees to a management company or other person?		No
4	Did the organization make any significant changes to its governing documents since the prior Form 990 was filed?		No
5	Did the organization become aware during the year of a significant diversion of the organization's assets?		No
6	Did the organization have members or stockholders?	Yes	
7a	Did the organization have members, stockholders, or other persons who had the power to elect or appoint one or more members of the governing body?	Yes	
b	Are any governance decisions of the organization reserved to (or subject to approval by) members, stockholders, or persons other than the governing body?	Yes	
8	Did the organization contemporaneously document the meetings held or written actions undertaken during the year by the following:		
a	The governing body?	Yes	
b	Each committee with authority to act on behalf of the governing body?	Yes	
9	Is there any officer, director, trustee, or key employee listed in Part VII, Section A, who cannot be reached at the organization's mailing address? If "Yes," provide the names and addresses in Schedule O		No

Section B. Policies (This Section B requests information about policies not required by the Internal Revenue Code.)

		Yes	No
10a	Did the organization have local chapters, branches, or affiliates?		No
b	If "Yes," did the organization have written policies and procedures governing the activities of such chapters, affiliates, and branches to ensure their operations are consistent with the organization's exempt purposes?		
11a	Has the organization provided a complete copy of this Form 990 to all members of its governing body before filing the form?	Yes	
b	Describe on Schedule O the process, if any, used by the organization to review this Form 990.		
12a	Did the organization have a written conflict of interest policy? If "No," go to line 13	Yes	
b	Were officers, directors, or trustees, and key employees required to disclose annually interests that could give rise to conflicts?		No
c	Did the organization regularly and consistently monitor and enforce compliance with the policy? If "Yes," describe on Schedule O how this was done	Yes	
13	Did the organization have a written whistleblower policy?		No
14	Did the organization have a written document retention and destruction policy?		No
15	Did the process for determining compensation of the following persons include a review and approval by independent persons, comparability data, and contemporaneous substantiation of the deliberation and decision?		
a	The organization's CEO, Executive Director, or top management official		No

SCHEDULE A
(Form 990)

Department of the Treasury
Internal Revenue Service

Public Charity Status and Public Support
Complete if the organization is a section 501(c)(3) organization or a section 4947(a)(1) nonexempt charitable trust.
▶ Attach to Form 990 or Form 990-EZ.
▶ Go to www.irs.gov/Form990 for instructions and the latest information.

OMB No. 1545-0047

2024

Open to Public Inspection

Name of the organization HIGHLAND KANSAS CITY FOUNDATION INC	Employer identification number 45-3961865
--	---

Part I Reason for Public Charity Status (All organizations must complete this part.) See instructions.

The organization is not a private foundation because it is: (For lines 1 through 12, check only one box.)

- 1 A church, convention of churches, or association of churches described in **section 170(b)(1)(A)(i)**.
- 2 A school described in **section 170(b)(1)(A)(ii)**. (Attach Schedule E (Form 990).)
- 3 A hospital or a cooperative hospital service organization described in **section 170(b)(1)(A)(iii)**.
- 4 A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii)**. Enter the hospital's name, city, and state:
- 5 An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv)**. (Complete Part II.)
- 6 A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v)**.
- 7 An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi)**. (Complete Part II.)
- 8 A community trust described in **section 170(b)(1)(A)(vi)**. (Complete Part II.)
- 9 An agricultural research organization described in **170(b)(1)(A)(ix)** operated in conjunction with a land-grant college or university or a non-land grant college of agriculture. See instructions. Enter the name, city, and state of the college or university:
- 10 An organization that normally receives: (1) more than 33 1/3% of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions—subject to certain exceptions, and (2) no more than 33 1/3% of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975. See **section 509(a)(2)**. (Complete Part III.)
- 11 An organization organized and operated exclusively to test for public safety. See **section 509(a)(4)**.
- 12 An organization organized and operated exclusively for the benefit of, to perform the functions of, or to carry out the purposes of one or more publicly supported organizations described in **section 509(a)(1)** or **section 509(a)(2)**. See **section 509(a)(3)**. Check the box on lines 12a through 12d that describes the type of supporting organization and complete lines 12e, 12f, and 12g.
 - a **Type I.** A supporting organization operated, supervised, or controlled by its supported organization(s), typically by giving the supported organization(s) the power to regularly appoint or elect a majority of the directors or trustees of the supporting organization. **You must complete Part IV, Sections A and B.**
 - b **Type II.** A supporting organization supervised or controlled in connection with its supported organization(s), by having control or management of the supporting organization vested in the same persons that control or manage the supported organization(s). **You must complete Part IV, Sections A and C.**
 - c **Type III functionally integrated.** A supporting organization operated in connection with, and functionally integrated with, its supported organization(s) (see instructions). **You must complete Part IV, Sections A, D, and E.**
 - d **Type III non-functionally integrated.** A supporting organization operated in connection with its supported organization(s) that is not functionally integrated. The organization generally must satisfy a distribution requirement and an attentiveness requirement (see instructions). **You must complete Part IV, Sections A and D, and Part V.**
 - e Check this box if the organization received a written determination from the IRS that it is a Type I, Type II, Type III functionally integrated, or Type III non-functionally integrated supporting organization.
 - f Enter the number of supported organizations 1
 - g Provide the following information about the supported organization(s).

(i) Name of supported organization	(ii) EIN	(iii) Type of organization (described on lines 1- 10 above (see instructions))	(iv) Is the organization listed in your governing document?		(v) Amount of monetary support (see instructions)	(vi) Amount of other support (see instructions)
			Yes	No		
(A) GREATER KANSAS CITY COMMUNITY FOUNDATION	431152398	8	Yes		500,000	0
Total	1				500,000	0

Part II Support Schedule for Organizations Described in Sections 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)
(Complete only if you checked the box on line 5, 7, or 8 of Part I or if the organization failed to qualify under Part III. If the organization failed to qualify under the tests listed below, please complete Part III.)

- Did the organization ensure that all support to such organization was used exclusively for section 170(c)(2)(B) purposes? If "Yes," explain in **Part VI** what controls the organization put in place to ensure such use.
- 4a** Was any supported organization not organized in the United States ("foreign supported organization")? If "Yes" and if you checked box 12a or 12b in Part I, answer lines 4b and 4c below.
 - b** Did the organization have ultimate control and discretion in deciding whether to make grants to the foreign supported organization? If "Yes," describe in **Part VI** how the organization had such control and discretion despite being controlled or supervised by or in connection with its supported organizations.
 - c** Did the organization support any foreign supported organization that does not have an IRS determination under sections 501(c)(3) and 509(a)(1) or (2)? If "Yes," explain in **Part VI** what controls the organization used to ensure that all support to the foreign supported organization was used exclusively for section 170(c)(2)(B) purposes.
 - 5a** Did the organization add, substitute, or remove any supported organizations during the tax year? If "Yes," answer lines 5b and 5c below (if applicable). Also, provide detail in **Part VI**, including (i) the names and EIN numbers of the supported organizations added, substituted, or removed; (ii) the reasons for each such action; (iii) the authority under the organization's organizing document authorizing such action; and (iv) how the action was accomplished (such as by amendment to the organizing document).
 - b Type I or Type II only.** Was any added or substituted supported organization part of a class already designated in the organization's organizing document?
 - c Substitutions only.** Was the substitution the result of an event beyond the organization's control?
 - 6** Did the organization provide support (whether in the form of grants or the provision of services or facilities) to anyone other than (i) its supported organizations, (ii) individuals that are part of the charitable class benefited by one or more of its supported organizations, or (iii) other supporting organizations that also support or benefit one or more of the filing organization's supported organizations? If "Yes," provide detail in **Part VI**.
 - 7** Did the organization provide a grant, loan, compensation, or other similar payment to a substantial contributor (defined in section 4958(c)(3)(C)), a family member of a substantial contributor, or a 35% controlled entity with regard to a substantial contributor? If "Yes," complete Part I of Schedule L (Form 990) .
 - 8** Did the organization make a loan to a disqualified person (as defined in section 4958) not described on line 7? If "Yes," complete Part I of Schedule L (Form 990).
 - 9a** Was the organization controlled directly or indirectly at any time during the tax year by one or more disqualified persons, as defined in section 4946 (other than foundation managers and organizations described in section 509(a)(1) or (2))? If "Yes," provide detail in **Part VI**.
 - b** Did one or more disqualified persons (as defined on line 9a) hold a controlling interest in any entity in which the supporting organization had an interest? If "Yes," provide detail in **Part VI**.
 - c** Did a disqualified person (as defined on line 9a) have an ownership interest in, or derive any personal benefit from, assets in which the supporting organization also had an interest? If "Yes," provide detail in **Part VI**.
 - 10a** Was the organization subject to the excess business holdings rules of section 4943 because of section 4943(f) (regarding certain Type II supporting organizations, and all Type III non-functionally integrated supporting organizations)? If "Yes," answer line 10b below.
 - b** Did the organization have any excess business holdings in the tax year? (Use Schedule C, Form 4720, to determine whether the organization had excess business holdings).

3c		
4a		No
4b		
4c		
5a		No
5b		
5c		
6		No
7		No
8		No
9a		No
9b		No
9c		No
10a		No
10b		

Schedule A (Form 990) 2024

Part IV Supporting Organizations (continued)

- 11** Has the organization accepted a gift or contribution from any of the following persons?
 - a** A person who directly or indirectly controls, either alone or together with persons described on lines 11b and 11c below, the governing body of a supported organization?
 - b** A family member of a person described on 11a above?
 - c** A 35% controlled entity of a person described on line 11a or 11b above? If "Yes" to 11a, 11b, or 11c, provide detail in **Part VI**.

	Yes	No
11a		No
11b		No
11c		No

Section B. Type I Supporting Organizations

- 1** Did the officers, directors, trustees, or membership of one or more supported organizations have the power to regularly appoint or elect at least a majority of the organization's directors or trustees at all times during the tax year? If "No," describe in **Part VI** how the supported organization(s) effectively operated, supervised, or controlled the organization's activities. If the organization had more than one supported organization, describe how the powers to appoint and/or remove directors or trustees were allocated among the supported organizations and what conditions or restrictions, if any, applied to such powers during the tax year.
- 2** Did the organization operate for the benefit of any supported organization other than the supported organization(s) that operated, supervised, or controlled the supporting organization? If "Yes," explain in **Part VI** how providing such benefit carried out the purposes of the supported organization(s) that operated, supervised or controlled the supporting organization.

	Yes	No
1	Yes	
2		No

Section C. Type II Supporting Organizations

- 1** Were a majority of the organization's directors or trustees during the tax year also a majority of the directors or trustees of

	Yes	No
1		

SCHEDULE O
(Form 990)
(Rev. January 2025)
Department of the Treasury
Internal Revenue Service

Supplemental Information to Form 990 or 990-EZ

OMB No. 1545-0047

Open to Public Inspection

Complete to provide information for responses to specific questions on Form 990 or 990-EZ or to provide any additional information. Attach to Form 990 or 990-EZ. Go to www.irs.gov/Form990 for instructions and the latest information.

Name of the organization
HIGHLAND KANSAS CITY FOUNDATION INC

Employer identification number
45-3961865

Return Reference	Explanation
FORM 990, PART VI, SECTION A, LINE 1A	PURSUANT TO SECTION 2.2 OF THE ORGANIZATION'S BYLAWS, THE INSTITUTIONAL MEMBER SHALL BE ENTITLED TO TWO (2) VOTES UPON EACH MATTER SUBMITTED TO A VOTE OF THE MEMBERS, AND THE INDIVIDUAL MEMBER SHALL BE ENTITLED TO ONE (1) VOTE UPON EACH MATTER SUBMITTED TO A VOTE OF THE MEMBERS.
FORM 990, PART VI, SECTION A, LINE 6	THE CORPORATION SHALL HAVE TWO CLASSES OF MEMBERS AND ONE MEMBER IN EACH SUCH CLASS: THE INSTITUTIONAL MEMBER, WHICH SHALL BE THE GREATER KANSAS CITY COMMUNITY FOUNDATION, AND THE INDIVIDUAL MEMBER, WHICH SHALL BE JAMES DONDERO OR AN INDIVIDUAL DESIGNATED AS THE INDIVIDUAL MEMBER IN ACCORDANCE WITH THE BYLAWS.
FORM 990, PART VI, SECTION A, LINE 7A	TWO (2) DIRECTORS (THE "INSTITUTIONAL DIRECTORS") SHALL BE ELECTED ANNUALLY BY THE INSTITUTIONAL MEMBER AND ONE (1) DIRECTOR (THE "INDIVIDUAL DIRECTOR") SHALL BE ELECTED ANNUALLY BY THE INDIVIDUAL MEMBER.
FORM 990, PART VI, SECTION A, LINE 7B	ONLY THE MEMBERS, BY THE AFFIRMATIVE UNANIMOUS VOTE OF THE MEMBERS ENTITLED TO VOTE, MAY ADOPT, AMEND, OR REPEAL THE BYLAWS, AND ALTERATIONS OR AMENDMENTS OF THE BYLAWS MADE BY THE MEMBERS SHALL NOT BE ALTERED OR AMENDED BY THE BOARD OF DIRECTORS TO THE EXTENT SUCH ALTERATION OR AMENDMENT EXPRESSLY STATES THAT IT CAN ONLY BE ALTERED OR AMENDED BY THE MEMBERS.
FORM 990, PART VI, SECTION B, LINE 11B	MANAGEMENT, INCLUDING THE DIRECTORS, WORKS DILIGENTLY TO COMPLETE THE FORM 990 AND ATTACHED SCHEDULES IN A THOROUGH MANNER. MANAGEMENT PRESENT THE FORM TO THE BOARD FOR REVIEW AND COMMENTS. PRIOR TO FILING THE RETURN, ALL BOARD MEMBERS ARE PROVIDED THE FORM 990 AND MANAGEMENT TEAM MEMBERS ARE AVAILABLE TO ANSWER ANY BOARD MEMBERS' QUESTIONS.
FORM 990, PART VI, SECTION B, LINE 12C	NO CONTRACT OR AGREEMENT MAY BE ENTERED INTO BY AND BETWEEN THE CORPORATION AND ANY OF THE FOLLOWING: (A) A DIRECTOR, OFFICER, OR EMPLOYEE OF THE CORPORATION (HEREINAFTER AN "INSIDER"); OR (B) ANY CORPORATION, PARTNERSHIP, TRUST, SOLE PROPRIETORSHIP OR ANY OTHER ENTITY (HEREINAFTER AN "ENTITY") IN WHICH AN INTEREST IS OWNED OR HELD, DIRECTLY OR INDIRECTLY, BY OR FOR THE BENEFIT OF AN INSIDER, UNLESS (I) THE TRANSACTION IS APPROVED IN ACCORDANCE WITH SECTION 144 OF THE DELAWARE GENERAL CORPORATION LAW TO THE EXTENT SUCH PROVISION IS APPLICABLE TO THE TRANSACTION; AND (II) IF ONE OR MORE OF THE PARTIES TO THE CONTRACT OR TRANSACTION IS A "DISQUALIFIED PERSON" WITH RESPECT TO THE CORPORATION WITHIN THE MEANING OF SECTION 4958 OF THE CODE, EITHER (X) SUCH TRANSACTION IS REVIEWED AND APPROVED IN ACCORDANCE WITH THE "REBUTTABLE PRESUMPTION SAFE HARBOR" PROVISIONS SET FORTH IN THE REGULATIONS PROMULGATED UNDER SECTION 4958 OF THE CODE OR (Y) THE BOARD OF DIRECTORS DETERMINES THAT SUCH PROCEDURES ARE NOT NECESSARY FOR THE TRANSACTION INVOLVED AND RECORDS ITS SPECIFIC FINDINGS FOR MAKING SUCH DETERMINATION; PROVIDED, HOWEVER, THAT THE FOLLOWING CONTRACTS AND AGREEMENTS SHALL NOT BE SUBJECT TO THE FOREGOING PROHIBITION: A GRATUITOUS TRANSFER OF ASSETS OR PROMISE TO TRANSFER ASSETS TO THE CORPORATION OF ANY KIND, INCLUDING BUT NOT LIMITED TO, (I) A GIFT ANNUITY, CHARITABLE REMAINDER TRUST, CHARITABLE LEAD TRUST OR SIMILAR SPLIT-INTEREST ARRANGEMENT WHICH BENEFITS BOTH THE INSIDER AND THE CORPORATION; OR (II) A LOAN, LEASE, AGREEMENT OF SALE OR PURCHASE, PLEDGE, GUARANTEE, ASSUMPTION OF LIABILITY, BAILMENT, OR CONSIGNMENT. ALL INSIDERS SHALL, AS A CONDITION OF QUALIFYING AND CONTINUING TO QUALIFY AS A DIRECTOR, OFFICER, AND/OR EMPLOYEE OF THE CORPORATION, ABIDE BY SUCH CONFLICT OF INTEREST POLICIES AS THE BOARD OF DIRECTORS MAY ADOPT FROM TIME TO TIME.
FORM 990, PART VI, SECTION C, LINE 19	THE ORGANIZATION'S GOVERNING DOCUMENTS, CONFLICT OF INTEREST POLICY, AND FINANCIAL STATEMENTS ARE MADE AVAILABLE UPON REQUEST.

For Paperwork Reduction Act Notice, see the Instructions for Form 990 or 990-EZ.

Cat. No. 51056K

Schedule O (Form 990) (Rev. 1-2025)

Additional Data

Return to Form

Software ID:
Software Version:

Form **990**

Return of Organization Exempt From Income Tax

OMB No. 1545-0047

Under section 501(c), 527, or 4947(a)(1) of the Internal Revenue Code (except private foundations)

Do not enter social security numbers on this form as it may be made public.

Go to www.irs.gov/Form990 for instructions and the latest information.

2024

Open to Public Inspection

Department of the Treasury
Internal Revenue Service

A For the 2024 calendar year, or tax year beginning 01-01-2024, and ending 12-31-2024

- B** Check if applicable:
- Address change
 - Name change
 - Initial return
 - Final return/terminated
 - Amended return
 - Application pending

C Name of organization
HIGHLAND SANTA BARBARA FOUNDATION INC

Doing business as

Number and street (or P.O. box if mail is not delivered to street address) Room/suite
2101 CEDAR SPRINGS ROAD 1200

City or town, state or province, country, and ZIP or foreign postal code
DALLAS, TX 75201

D Employer identification number
45-3962008

E Telephone number
(214) 276-6300

G Gross receipts \$ **1,087,722**

F Name and address of principal officer:
JAMES DONDERO
2101 CEDAR SPRINGS ROAD 1200
DALLAS, TX 75201

H(a) Is this a group return for subordinates? Yes No

H(b) Are all subordinates included? Yes No
If "No," attach a list. See instructions.

H(c) Group exemption number

I Tax-exempt status: 501(c)(3) 501(c) () (insert no.) 4947(a)(1) or 527

J Website: N/A

K Form of organization: Corporation Trust Association Other

L Year of formation: 2011

M State of legal domicile: TX

Part I Summary

Activities & Governance	1 Briefly describe the organization's mission or most significant activities: TO SUPPORT AND BENEFIT THE SANTA BARBARA FOUNDATION, A CALIFORNIA NONPROFIT CORPORATION.	
	2 Check this box <input type="checkbox"/>	
	3 Number of voting members of the governing body (Part VI, line 1a)	3
	4 Number of independent voting members of the governing body (Part VI, line 1b)	1
	5 Total number of individuals employed in calendar year 2024 (Part V, line 2a)	0
	6 Total number of volunteers (estimate if necessary)	0
	7a Total unrelated business revenue from Part VIII, column (C), line 12	0
	7b Net unrelated business taxable income from Form 990-T, Part I, line 11	0
Revenue	8 Contributions and grants (Part VIII, line 1h)	0
	9 Program service revenue (Part VIII, line 2g)	0
	10 Investment income (Part VIII, column (A), lines 3, 4, and 7d)	18,296,113
	11 Other revenue (Part VIII, column (A), lines 5, 6d, 8c, 9c, 10c, and 11e)	0
	12 Total revenue—add lines 8 through 11 (must equal Part VIII, column (A), line 12)	18,296,113
		Prior Year Current Year
Expenses	13 Grants and similar amounts paid (Part IX, column (A), lines 1-3)	250,000
	14 Benefits paid to or for members (Part IX, column (A), line 4)	0
	15 Salaries, other compensation, employee benefits (Part IX, column (A), lines 5-10)	0
	16a Professional fundraising fees (Part IX, column (A), line 11e)	0
	b Total fundraising expenses (Part IX, column (D), line 25)	0
	17 Other expenses (Part IX, column (A), lines 11a-11d, 11f-24e)	245,186
	18 Total expenses. Add lines 13-17 (must equal Part IX, column (A), line 25)	495,186
	19 Revenue less expenses. Subtract line 18 from line 12	17,800,927
Net Assets or Fund Balances	Beginning of Current Year End of Year	
	20 Total assets (Part X, line 16)	91,007,570
	21 Total liabilities (Part X, line 26)	0
	22 Net assets or fund balances. Subtract line 21 from line 20	91,007,570

Part II Signature Block

Under penalties of perjury, I declare that I have examined this return, including accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct, and complete. Declaration of preparer (other than officer) is based on all information of which preparer has any knowledge.

b	Enter the amount of reserves the organization is required to maintain by the states in which the organization is licensed to issue qualified health plans	13b			
c	Enter the amount of reserves on hand	13c			
14a	Did the organization receive any payments for indoor tanning services during the tax year?	14a			No
b	If "Yes," has it filed a Form 720 to report these payments? If "No," provide an explanation in Schedule O	14b			
15	Is the organization subject to the section 4960 tax on payment(s) of more than \$1,000,000 in remuneration or excess parachute payment(s) during the year? If "Yes," see the instructions and file Form 4720, Schedule N.	15			No
16	Is the organization an educational institution subject to the section 4968 excise tax on net investment income? If "Yes," complete Form 4720, Schedule O.	16			No
17	Section 501(c)(21) organizations. Did the trust, or any disqualified or other person engage in any activities that would result in the imposition of an excise tax under section 4951, 4952, or 4953? If "Yes," complete Form 6069.	17			

Form 990 (2024)

Form 990 (2024)

Part VI Governance, Management, and Disclosure. For each "Yes" response to lines 2 through 7b below, and for a "No" response to lines 8a, 8b, or 10b below, describe the circumstances, processes, or changes in Schedule O. See instructions.

Check if Schedule O contains a response or note to any line in this Part VI

Section A. Governing Body and Management

		Yes	No
1a	Enter the number of voting members of the governing body at the end of the tax year If there are material differences in voting rights among members of the governing body, or if the governing body delegated broad authority to an executive committee or similar committee, explain in Schedule O.		
b	Enter the number of voting members included in line 1a, above, who are independent		
2	Did any officer, director, trustee, or key employee have a family relationship or a business relationship with any other officer, director, trustee, or key employee?		No
3	Did the organization delegate control over management duties customarily performed by or under the direct supervision of officers, directors or trustees, or key employees to a management company or other person?		No
4	Did the organization make any significant changes to its governing documents since the prior Form 990 was filed?		No
5	Did the organization become aware during the year of a significant diversion of the organization's assets?		No
6	Did the organization have members or stockholders?	Yes	
7a	Did the organization have members, stockholders, or other persons who had the power to elect or appoint one or more members of the governing body?	Yes	
b	Are any governance decisions of the organization reserved to (or subject to approval by) members, stockholders, or persons other than the governing body?	Yes	
8	Did the organization contemporaneously document the meetings held or written actions undertaken during the year by the following:		
a	The governing body?	Yes	
b	Each committee with authority to act on behalf of the governing body?	Yes	
9	Is there any officer, director, trustee, or key employee listed in Part VII, Section A, who cannot be reached at the organization's mailing address? If "Yes," provide the names and addresses in Schedule O		No

Section B. Policies (This Section B requests information about policies not required by the Internal Revenue Code.)

		Yes	No
10a	Did the organization have local chapters, branches, or affiliates?		No
b	If "Yes," did the organization have written policies and procedures governing the activities of such chapters, affiliates, and branches to ensure their operations are consistent with the organization's exempt purposes?		
11a	Has the organization provided a complete copy of this Form 990 to all members of its governing body before filing the form?	Yes	
b	Describe on Schedule O the process, if any, used by the organization to review this Form 990.		
12a	Did the organization have a written conflict of interest policy? If "No," go to line 13	Yes	
b	Were officers, directors, or trustees, and key employees required to disclose annually interests that could give rise to conflicts?		No
c	Did the organization regularly and consistently monitor and enforce compliance with the policy? If "Yes," describe on Schedule O how this was done	Yes	
13	Did the organization have a written whistleblower policy?		No
14	Did the organization have a written document retention and destruction policy?		No
15	Did the process for determining compensation of the following persons include a review and approval by independent persons, comparability data, and contemporaneous substantiation of the deliberation and decision?		
a	The organization's CEO, Executive Director, or top management official		No
b	Other officers or key employees of the organization		No

If "Yes" to line 15a or 15b, describe the process on Schedule O. See instructions.

SCHEDULE A
(Form 990)

Department of the Treasury
Internal Revenue Service

Public Charity Status and Public Support
Complete if the organization is a section 501(c)(3) organization or a section 4947(a)(1) nonexempt charitable trust.
▶ Attach to Form 990 or Form 990-EZ.
▶ Go to www.irs.gov/Form990 for instructions and the latest information.

OMB No. 1545-0047

2024

Open to Public Inspection

Name of the organization HIGHLAND SANTA BARBARA FOUNDATION INC	Employer identification number 45-3962008
--	---

Part I Reason for Public Charity Status (All organizations must complete this part.) See instructions.

The organization is not a private foundation because it is: (For lines 1 through 12, check only one box.)

- 1 A church, convention of churches, or association of churches described in **section 170(b)(1)(A)(i)**.
- 2 A school described in **section 170(b)(1)(A)(ii)**. (Attach Schedule E (Form 990).)
- 3 A hospital or a cooperative hospital service organization described in **section 170(b)(1)(A)(iii)**.
- 4 A medical research organization operated in conjunction with a hospital described in **section 170(b)(1)(A)(iii)**. Enter the hospital's name, city, and state:
- 5 An organization operated for the benefit of a college or university owned or operated by a governmental unit described in **section 170(b)(1)(A)(iv)**. (Complete Part II.)
- 6 A federal, state, or local government or governmental unit described in **section 170(b)(1)(A)(v)**.
- 7 An organization that normally receives a substantial part of its support from a governmental unit or from the general public described in **section 170(b)(1)(A)(vi)**. (Complete Part II.)
- 8 A community trust described in **section 170(b)(1)(A)(vi)**. (Complete Part II.)
- 9 An agricultural research organization described in **170(b)(1)(A)(ix)** operated in conjunction with a land-grant college or university or a non-land grant college of agriculture. See instructions. Enter the name, city, and state of the college or university:
- 10 An organization that normally receives: (1) more than 33 1/3% of its support from contributions, membership fees, and gross receipts from activities related to its exempt functions—subject to certain exceptions, and (2) no more than 33 1/3% of its support from gross investment income and unrelated business taxable income (less section 511 tax) from businesses acquired by the organization after June 30, 1975. See **section 509(a)(2)**. (Complete Part III.)
- 11 An organization organized and operated exclusively to test for public safety. See **section 509(a)(4)**.
- 12 An organization organized and operated exclusively for the benefit of, to perform the functions of, or to carry out the purposes of one or more publicly supported organizations described in **section 509(a)(1)** or **section 509(a)(2)**. See **section 509(a)(3)**. Check the box on lines 12a through 12d that describes the type of supporting organization and complete lines 12e, 12f, and 12g.
 - a **Type I.** A supporting organization operated, supervised, or controlled by its supported organization(s), typically by giving the supported organization(s) the power to regularly appoint or elect a majority of the directors or trustees of the supporting organization. **You must complete Part IV, Sections A and B.**
 - b **Type II.** A supporting organization supervised or controlled in connection with its supported organization(s), by having control or management of the supporting organization vested in the same persons that control or manage the supported organization(s). **You must complete Part IV, Sections A and C.**
 - c **Type III functionally integrated.** A supporting organization operated in connection with, and functionally integrated with, its supported organization(s) (see instructions). **You must complete Part IV, Sections A, D, and E.**
 - d **Type III non-functionally integrated.** A supporting organization operated in connection with its supported organization(s) that is not functionally integrated. The organization generally must satisfy a distribution requirement and an attentiveness requirement (see instructions). **You must complete Part IV, Sections A and D, and Part V.**
 - e Check this box if the organization received a written determination from the IRS that it is a Type I, Type II, Type III functionally integrated, or Type III non-functionally integrated supporting organization.
 - f Enter the number of supported organizations 1
 - g Provide the following information about the supported organization(s).

(i) Name of supported organization	(ii) EIN	(iii) Type of organization (described on lines 1- 10 above (see instructions))	(iv) Is the organization listed in your governing document?		(v) Amount of monetary support (see instructions)	(vi) Amount of other support (see instructions)
			Yes	No		
(A) SANTA BARBARA FOUNDATION	951866094	7	Yes		250,000	0
Total	1				250,000	0

For Paperwork Reduction Act Notice, see the Instructions for Form 990 or 990-EZ. Cat. No. 11285F Schedule A (Form 990) 2024

Part II Support Schedule for Organizations Described in Sections 170(b)(1)(A)(iv) and 170(b)(1)(A)(vi)
(Complete only if you checked the box on line 5, 7, or 8 of Part I or if the organization failed to qualify under Part III. If the organization failed to qualify under the tests listed below, please complete Part III.)

Section A. Public Support

			3c		
4a	Was any supported organization not organized in the United States ("foreign supported organization")? If "Yes" and if you checked box 12a or 12b in Part I, answer lines 4b and 4c below.		4a		No
b	Did the organization have ultimate control and discretion in deciding whether to make grants to the foreign supported organization? If "Yes," describe in Part VI how the organization had such control and discretion despite being controlled or supervised by or in connection with its supported organizations.		4b		
c	Did the organization support any foreign supported organization that does not have an IRS determination under sections 501(c)(3) and 509(a)(1) or (2)? If "Yes," explain in Part VI what controls the organization used to ensure that all support to the foreign supported organization was used exclusively for section 170(c)(2)(B) purposes.		4c		
5a	Did the organization add, substitute, or remove any supported organizations during the tax year? If "Yes," answer lines 5b and 5c below (if applicable). Also, provide detail in Part VI , including (i) the names and EIN numbers of the supported organizations added, substituted, or removed; (ii) the reasons for each such action; (iii) the authority under the organization's organizing document authorizing such action; and (iv) how the action was accomplished (such as by amendment to the organizing document).		5a		No
b	Type I or Type II only. Was any added or substituted supported organization part of a class already designated in the organization's organizing document?		5b		
c	Substitutions only. Was the substitution the result of an event beyond the organization's control?		5c		
6	Did the organization provide support (whether in the form of grants or the provision of services or facilities) to anyone other than (i) its supported organizations, (ii) individuals that are part of the charitable class benefited by one or more of its supported organizations, or (iii) other supporting organizations that also support or benefit one or more of the filing organization's supported organizations? If "Yes," provide detail in Part VI .		6		No
7	Did the organization provide a grant, loan, compensation, or other similar payment to a substantial contributor (defined in section 4958(c)(3)(C)), a family member of a substantial contributor, or a 35% controlled entity with regard to a substantial contributor? If "Yes," complete Part I of Schedule L (Form 990) .		7		No
8	Did the organization make a loan to a disqualified person (as defined in section 4958) not described on line 7? If "Yes," complete Part I of Schedule L (Form 990).		8		No
9a	Was the organization controlled directly or indirectly at any time during the tax year by one or more disqualified persons, as defined in section 4946 (other than foundation managers and organizations described in section 509(a)(1) or (2))? If "Yes," provide detail in Part VI .		9a		No
b	Did one or more disqualified persons (as defined on line 9a) hold a controlling interest in any entity in which the supporting organization had an interest? If "Yes," provide detail in Part VI .		9b		No
c	Did a disqualified person (as defined on line 9a) have an ownership interest in, or derive any personal benefit from, assets in which the supporting organization also had an interest? If "Yes," provide detail in Part VI .		9c		No
10a	Was the organization subject to the excess business holdings rules of section 4943 because of section 4943(f) (regarding certain Type II supporting organizations, and all Type III non-functionally integrated supporting organizations)? If "Yes," answer line 10b below.		10a		No
b	Did the organization have any excess business holdings in the tax year? (Use Schedule C, Form 4720, to determine whether the organization had excess business holdings).		10b		

Schedule A (Form 990) 2024

Schedule A (Form 990) 2024

Page 5

Part IV Supporting Organizations (continued)

		Yes	No
11	Has the organization accepted a gift or contribution from any of the following persons?		
a	A person who directly or indirectly controls, either alone or together with persons described on lines 11b and 11c below, the governing body of a supported organization?		
11a			No
b	A family member of a person described on 11a above?		
11b			No
c	A 35% controlled entity of a person described on line 11a or 11b above? If "Yes" to 11a, 11b, or 11c, provide detail in Part VI .		
11c			No

Section B. Type I Supporting Organizations

		Yes	No
1	Did the officers, directors, trustees, or membership of one or more supported organizations have the power to regularly appoint or elect at least a majority of the organization's directors or trustees at all times during the tax year? If "No," describe in Part VI how the supported organization(s) effectively operated, supervised, or controlled the organization's activities. If the organization had more than one supported organization, describe how the powers to appoint and/or remove directors or trustees were allocated among the supported organizations and what conditions or restrictions, if any, applied to such powers during the tax year.		
1		Yes	
2	Did the organization operate for the benefit of any supported organization other than the supported organization(s) that operated, supervised, or controlled the supporting organization? If "Yes," explain in Part VI how providing such benefit carried out the purposes of the supported organization(s) that operated, supervised or controlled the supporting organization.		
2			No

Section C. Type II Supporting Organizations

		Yes	No
1	Were a majority of the organization's directors or trustees during the tax year also a majority of the directors or trustees of each of the organization's supported organization(s)? If "No," describe in Part VI how control or management of the		

SCHEDULE O
(Form 990)
(Rev. January 2025)
Department of the Treasury
Internal Revenue Service

Supplemental Information to Form 990 or 990-EZ

OMB No. 1545-0047

Open to Public Inspection

Complete to provide information for responses to specific questions on Form 990 or 990-EZ or to provide any additional information. Attach to Form 990 or 990-EZ. Go to www.irs.gov/Form990 for instructions and the latest information.

Name of the organization
HIGHLAND SANTA BARBARA FOUNDATION INC

Employer identification number
45-3962008

Return Reference	Explanation
FORM 990, PART VI, SECTION A, LINE 1A	PURSUANT TO SECTION 2.2 OF THE ORGANIZATION'S BYLAWS, THE INSTITUTIONAL MEMBER SHALL BE ENTITLED TO TWO (2) VOTES UPON EACH MATTER SUBMITTED TO A VOTE OF THE MEMBERS, AND THE INDIVIDUAL MEMBER SHALL BE ENTITLED TO ONE (1) VOTE UPON EACH MATTER SUBMITTED TO A VOTE OF THE MEMBERS.
FORM 990, PART VI, SECTION A, LINE 6	THE CORPORATION SHALL HAVE TWO CLASSES OF MEMBERS AND ONE MEMBER IN EACH SUCH CLASS: THE INSTITUTIONAL MEMBER, WHICH SHALL BE THE SANTA BARBARA FOUNDATION, AND THE INDIVIDUAL MEMBER, WHICH SHALL BE JAMES DONDERO OR AN INDIVIDUAL DESIGNATED AS THE INDIVIDUAL MEMBER IN ACCORDANCE WITH THE BYLAWS.
FORM 990, PART VI, SECTION A, LINE 7A	TWO (2) DIRECTORS (THE "INSTITUTIONAL DIRECTORS") SHALL BE ELECTED ANNUALLY BY THE INSTITUTIONAL MEMBER AND ONE (1) DIRECTOR (THE "INDIVIDUAL DIRECTOR") SHALL BE ELECTED ANNUALLY BY THE INDIVIDUAL MEMBER.
FORM 990, PART VI, SECTION A, LINE 7B	ONLY THE MEMBERS, BY THE AFFIRMATIVE UNANIMOUS VOTE OF THE MEMBERS ENTITLED TO VOTE, MAY ADOPT, AMEND, OR REPEAL THE BYLAWS, AND ALTERATIONS OR AMENDMENTS OF THE BYLAWS MADE BY THE MEMBERS SHALL NOT BE ALTERED OR AMENDED BY THE BOARD OF DIRECTORS TO THE EXTENT SUCH ALTERATION OR AMENDMENT EXPRESSLY STATES THAT IT CAN ONLY BE ALTERED OR AMENDED BY THE MEMBERS.
FORM 990, PART VI, SECTION B, LINE 11B	MANAGEMENT, INCLUDING THE DIRECTORS, WORKS DILIGENTLY TO COMPLETE THE FORM 990 AND ATTACHED SCHEDULES IN A THOROUGH MANNER. MANAGEMENT PRESENT THE FORM TO THE BOARD FOR REVIEW AND COMMENTS. PRIOR TO FILING THE RETURN, ALL BOARD MEMBERS ARE PROVIDED THE FORM 990 AND MANAGEMENT TEAM MEMBERS ARE AVAILABLE TO ANSWER ANY BOARD MEMBERS' QUESTIONS.
FORM 990, PART VI, SECTION B, LINE 12C	NO CONTRACT OR AGREEMENT MAY BE ENTERED INTO BY AND BETWEEN THE CORPORATION AND ANY OF THE FOLLOWING: (A) A DIRECTOR, OFFICER, OR EMPLOYEE OF THE CORPORATION (HEREINAFTER AN "INSIDER"); OR (B) ANY CORPORATION, PARTNERSHIP, TRUST, SOLE PROPRIETORSHIP OR ANY OTHER ENTITY (HEREINAFTER AN "ENTITY") IN WHICH AN INTEREST IS OWNED OR HELD, DIRECTLY OR INDIRECTLY, BY OR FOR THE BENEFIT OF AN INSIDER, UNLESS (I) THE TRANSACTION IS APPROVED IN ACCORDANCE WITH SECTION 144 OF THE DELAWARE GENERAL CORPORATION LAW TO THE EXTENT SUCH PROVISION IS APPLICABLE TO THE TRANSACTION; AND (II) IF ONE OR MORE OF THE PARTIES TO THE CONTRACT OR TRANSACTION IS A "DISQUALIFIED PERSON" WITH RESPECT TO THE CORPORATION WITHIN THE MEANING OF SECTION 4958 OF THE CODE, EITHER (X) SUCH TRANSACTION IS REVIEWED AND APPROVED IN ACCORDANCE WITH THE "REBUTTABLE PRESUMPTION SAFE HARBOR" PROVISIONS SET FORTH IN THE REGULATIONS PROMULGATED UNDER SECTION 4958 OF THE CODE OR (Y) THE BOARD OF DIRECTORS DETERMINES THAT SUCH PROCEDURES ARE NOT NECESSARY FOR THE TRANSACTION INVOLVED AND RECORDS ITS SPECIFIC FINDINGS FOR MAKING SUCH DETERMINATION; PROVIDED, HOWEVER, THAT THE FOLLOWING CONTRACTS AND AGREEMENTS SHALL NOT BE SUBJECT TO THE FOREGOING PROHIBITION: A GRATUITOUS TRANSFER OF ASSETS OR PROMISE TO TRANSFER ASSETS TO THE CORPORATION OF ANY KIND, INCLUDING BUT NOT LIMITED TO, (I) A GIFT ANNUITY, CHARITABLE REMAINDER TRUST, CHARITABLE LEAD TRUST OR SIMILAR SPLIT-INTEREST ARRANGEMENT WHICH BENEFITS BOTH THE INSIDER AND THE CORPORATION; OR (II) A LOAN, LEASE, AGREEMENT OF SALE OR PURCHASE, PLEDGE, GUARANTEE, ASSUMPTION OF LIABILITY, BAILMENT, OR CONSIGNMENT. ALL INSIDERS SHALL, AS A CONDITION OF QUALIFYING AND CONTINUING TO QUALIFY AS A DIRECTOR, OFFICER, AND/OR EMPLOYEE OF THE CORPORATION, ABIDE BY SUCH CONFLICT OF INTEREST POLICIES AS THE BOARD OF DIRECTORS MAY ADOPT FROM TIME TO TIME.
FORM 990, PART VI, SECTION C, LINE 19	THE ORGANIZATION'S GOVERNING DOCUMENTS, CONFLICT OF INTEREST POLICY, AND FINANCIAL STATEMENTS ARE MADE AVAILABLE UPON REQUEST.

For Paperwork Reduction Act Notice, see the Instructions for Form 990 or 990-EZ.

Cat. No. 51056K

Schedule O (Form 990) (Rev. 1-2025)

Additional Data

Return to Form

Software ID:
Software Version:

EXHIBIT 22



Our ref CJM//MCL/858403-000002/86423618
Direct tel +1 345 814 5245 / +1 345 814 5577
Email caroline.moran@maplesandcalder.com / christian.la-rodathomas@maples.com

By Email

Ms Karen Hoskins
Personal Assistant to the Hon. Justice Raj Parker
Financial Services Division
Grand Court
Grand Cayman

3 February 2026

Dear Ms Hoskins

Charitable DAF HoldCo, Ltd (in Official Liquidation) (the "Company") v Mark Eric Patrick & Ors – FSD 201 of 2025 (RPJ)

Draft Judgment

- 1 We refer to the draft judgment (the "**Draft Judgment**") in relation to the hearing on 15 and 16 December 2025 of the Company's application, by way of Amended Summons dated 4 December 2025 (the "**Amended Summons**"), for an injunction restraining the disposal of and dealing with assets over which the Company asserts a proprietary interest. The Draft Judgment was circulated to the parties on 28 January 2026.
- 2 This letter addresses the following points: (a) a potential omission from the Draft Judgment; and (b) the timing of the handing down of the final judgment.

Omission from the Draft Judgment

- 3 The Draft Judgment dismisses the Amended Summons in its entirety. This includes the Company's application, at paragraph 1.1(a) of the Amended Summons, for an order restraining the Defendants from taking steps to dispose of and/or transfer the limited partnership interest (the "**Partnership Interest**") itself that the Company formerly held in Charitable DAF Fund, LP (the "**Fund**") which was previously an asset of the Company and was transferred to the Third Defendant in March 2025. The application for injunctive relief in respect of the Partnership Interest itself is distinct from the injunctive relief sought in respect of the underlying assets of the Fund and/or subsidiaries of the Fund.
- 4 The Draft Judgment does not, however, appear to address the Company's proprietary interest in the Partnership Interest itself and does not consider whether on the balance of convenience an injunction should be granted in respect of the Partnership Interest. This appears to be an omission from the Draft Judgment. In this regard:

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- (a) It is not disputed by the Defendants that the Company had a proprietary interest in the Partnership Interest.
 - (b) The Honourable Judge has determined that there is a serious issue to be tried in respect of the Restructuring which caused the Partnership Interest to be transferred to the Third Defendant.
 - (c) An injunction over transferring the Partnership Interest itself would plainly not interfere with the underlying business of the Fund. This was the basis on which the Honourable Judge found that the balance of convenience weighed against granting an injunction over the underlying Fund assets.
- 5 The Company is not attempting to make further submissions in respect of the Amended Summons but respectfully seeks to query whether the Honourable Judge would consider amending the Draft Judgment to determine this issue. As currently drafted, upon delivery of the final judgment, the Company will have no protections in respect of the Partnership Interest, and it is not clear whether this was the intention of the Court.

Timing

- 6 The Company intends to appeal the final judgment once handed down. The Company will seek to have the appeal listed as soon as practicable. To preserve its position pending the appeal, the Company intends to apply to this Honourable Court for a short interim injunction on the same or similar terms as the interim undertakings set out in the Consent Order dated 31 July 2025 (the "**Interim Undertakings**") to continue until either the determination of (i) the appeal of this Honourable Court's final judgment; or in the alternative (ii) the Company's application to the Cayman Islands Court of Appeal for an interim injunction pending appeal (the "**Interim Application**").
- 7 To address the risk of further dissipation of assets during the period between the delivery of the final judgment and the determination of the Interim Application, the Company respectfully requests that the Interim Application be listed and determined before or at least simultaneously when the final judgment is delivered. The Company will file the Interim Application promptly once the Honourable Court has had an opportunity to respond to our query above and make any desired consequential amendments to the Draft Judgment. Given the terms of the Interim Undertakings, which have been in place since 31 July 2025, we do not consider that the proposed approach would cause any party any undue prejudice.
- 8 The Company will write to the Defendants to seek their consent to extend the Interim Undertakings pending determination of the appeal. If the Defendants give such consent, the Interim Application may not be necessary.
- 9 We should be grateful if you would please place this letter before the Honourable Judge at your earliest convenience. Please do not hesitate to contact Caroline Moran or Christian La-Roda Thomas of this firm (details above) if you require any further information.

Yours faithfully

Maples and Calder (Cayman) LLP
Maples and Calder (Cayman) LLP

From: [John A. Morris](#)
To: [Gaddis, Mike](#)
Cc: [Jeff Pomerantz](#); [Jordan A. Kroop](#); [Hayley R. Winograd](#); [Stancil, Mark](#); ["Louis M. Phillips"](#); [Gaddis, Mike](#); ["Geoffrey Harper"](#)
Subject: Re: 19-34054-sgj11 Order to set hearing
Attachments: [image001.png](#)

I think that works, Mike.

Please prepare a draft joint document and we'll respond promptly.

John

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From: Gaddis, Mike <MGaddis@winston.com>
Sent: Monday, March 2, 2026 12:46:33 PM
To: John A. Morris <jmorris@pszjlaw.com>
Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>; 'Louis M. Phillips' <louis.phillips@kellyhart.com>; Gaddis, Mike <MGaddis@winston.com>; 'Geoffrey Harper' <gharper@kslaw.com>
Subject: RE: 19-34054-sgj11 Order to set hearing



John,

I'm happy to draft but this should be a joint or agreed motion given that one of the significant asks (and the original impetus for this conversation) is your request to extend your response deadline by 30 days.

We would like one 8-hour deposition per side, and four hours each for the other two witnesses. We can agree to keeping the reply deadline at April 24 (barring some unforeseen extraordinary circumstance).

On point three, we disagree with your argument but agree to a mutual reservation of rights to make objections to the discovery/witness process.

Does that work? Let me know.

Yours,



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From: John A. Morris <jmorris@pszjlaw.com>
Sent: Monday, March 2, 2026 8:58 AM
To: Gaddis, Mike <MGaddis@winston.com>
Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <Jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>; 'Louis M. Phillips' <louis.phillips@kellyhart.com>; 'Geoffrey Harper' <gharper@kslaw.com>
Subject: FW: 19-34054-sgj11 Order to set hearing

Mike.

1. Moving the date for witness designations to April 6 is fine.
2. While we question the need for three witnesses, Highland won't object provided (a) we maintain the April 24 deadline for Dugaboy's reply, and (b) limit depositions to four hours of testimony.
3. We're confused by your third point. Originally, Highland sought to depose Dugaboy's witnesses, if any, so that Highland could find out the factual bases for the motion before the hearing. But since Dugaboy's motion is based on "newly discovered evidence" and fraud, and Dugaboy presumably had the evidence to support its motion when it was filed, we didn't anticipate that Dugaboy would seek to take affirmative discovery; indeed, we don't believe Dugaboy can use the discovery process to seek evidence to support a motion under Rule 60. Rather than debate the point, we would like to secure the schedule subject to a reservation of everyone's right to object to discovery by means of a motion to quash or otherwise (having said that, if Dugaboy wants to take the deposition of Highland's principal, we'll make him available at a mutually agreeable time).

Please let us know if that's acceptable. If so, please prepare a draft unopposed motion to adjust the schedule.

Regards,

John
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From: Gaddis, Mike <MGaddis@winston.com>
Sent: Thursday, February 26, 2026 7:50 PM
To: John A. Morris <jmorris@pszjlaw.com>
Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <Jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>; 'Louis M. Phillips' <louis.phillips@kellyhart.com>; 'Geoffrey Harper' <gharper@kslaw.com>; Gaddis, Mike <MGaddis@winston.com>
Subject: RE: 19-34054-sgj11 Order to set hearing

John,

Thanks for working this up. After further consultations with the team, we have three proposed changes.

- First, let's move the witness disclosure deadline to April 6 so we have a couple days to digest your response brief before making our final decision on witnesses. That's only fair since you've had ours for weeks.
- Second, Dugaboy would like to allow for three witnesses per side, rather than two. That doesn't mean we necessarily will call three, just that (at least for now) we want to keep that option open. Three depositions per side may require blocking more time for depositions. If so, we can trim a couple days off the 14 days we've allotted from the close of depositions to our reply brief deadline.
- Third, it is possible that one or more Dugaboy's witnesses will be hostile third parties who will fight our subpoenas. Or they may be outside the U.S. and require us to go through Hague Convention process. If we are required to litigate a motion to quash or go through the Hague, that could impose significant delays and make the rest of the proposed schedule unworkable. So we would like to build in some flexibility that leaves room for us to revisit the schedule and push back the reply deadline and hearing date if necessary. Of course, we'll do the same for you if you run into similar witness complications.
 - Again, if the resulting delays are just a few days, we can borrow them from the 14-day reply brief period. But if it looks to stretch to a week or more then we'll need to push things back.
 - One way to prevent or minimize such complications is if the parties to the challenged 9019 settlement can guarantee they will make their principals or directors or other key persons available for deposition if requested. Is that something you can do?
 - I'm not quite sure how to write this into a proposed schedule for the Court, so I'd appreciate your thoughts. It may be best to put something tentative into the

schedule for now, with a note that we will reconvene after April 6 for a more concrete discussion of possible schedule changes once we know who the witnesses are and have a better sense of whether to expect any difficulties.

I'm happy to discuss further and look forward to your thoughts.

Yours,



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From: John A. Morris <jmorris@pszjlaw.com>
Sent: Wednesday, February 25, 2026 3:33 PM
To: Gaddis, Mike <MGaddis@winston.com>
Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <Jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>; 'Louis M. Phillips' <louis.phillips@kellyhart.com>; 'Geoffrey Harper' <gharper@kslaw.com>
Subject: FW: 19-34054-sgj11 Order to set hearing

Mike,

Please consider the following:

April 3	Highland Objection Exchange witness designations (if any)
4/5-10	Depositions (up to two per side)
April 24	Dugaboy Reply
4/27 to 5/8	One day hearing TBD by Court's availability w/ W&E lists filed a week before the hearing date

Please let us know if that works.

Thanks,

John

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From: Gaddis, Mike <MGaddis@winston.com>
Sent: Wednesday, February 25, 2026 11:48 AM
To: John A. Morris <jmorris@pszjlaw.com>
Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; 'Geoffrey Harper' <gharper@kslaw.com>; 'Louis M. Phillips' <louis.phillips@kellyhart.com>; 'Mark T. Stancil' (mstancil@willkie.com)' <mstancil@willkie.com>; Gaddis, Mike <MGaddis@winston.com>
Subject: RE: 19-34054-sgj11 Order to set hearing

John,

Following up on scheduling for the Rule 60(b) motion. Geoff Harper is generally available to do the hearing any day between April 27 and May 8 so you can pick whichever date(s) within that time range work best for you. We should have a few alternate dates to suggest to the Court.

Yours,



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From: Gaddis, Mike <MGaddis@winston.com>
Sent: Tuesday, February 24, 2026 4:31 PM
To: 'John A. Morris' <jmorris@pszjlaw.com>
Cc: 'Jeff Pomerantz' <jpomerantz@pszjlaw.com>; 'Jordan A. Kroop' <jkroop@pszjlaw.com>; 'Hayley R. Winograd' <hwinograd@pszjlaw.com>; 'Geoffrey Harper' <gharper@kslaw.com>; 'Louis M. Phillips' <louis.phillips@kellyhart.com>; 'Mark T. Stancil' (mstancil@willkie.com)' <mstancil@willkie.com>; Gaddis, Mike <MGaddis@winston.com>
Subject: RE: 19-34054-sgj11 Order to set hearing

John,

I have discussed this with my team and here is our response. Dugaboy believes it is

premature at this early stage to make any commitment on whether or not it will call witnesses (or how many or which ones) given that it will be a while before we see your response and the hearing will be at least two months out under the schedule we're contemplating. Therefore, we believe the best course of action is to go with your well-taken idea of building in time to allow for a few depositions of any witnesses either side may choose to call.

To that end, could you please give me some suggested dates as follows (starting from Highland's proposed response deadline on April 3):

- An adequate time period for a few witness depositions, and a deadline to exchange witness designations (if any) shortly before that.
- Dugaboy's reply to be due two weeks after conclusion of the deposition period.
- Deadline to file exhibit and witness lists and exchange exhibits one week before the hearing
- A range of potential hearing dates starting from at least one week after Dugaboy's reply.

These are suggestions and I'm open to discuss if you have different time frames in mind.

I have no idea about potential third-party joinders, but we can include a deadline for that if you want.

As for your potential objection, you are of course free to make any colorable argument you want and we will respond in due course. But I confess I don't understand a rationale for excluding witness testimony from a Rule 60(b) proceeding where presentation of newly discovered evidence is the whole point. I'm happy to discuss that at a later date (though preferably not this week).

Yours,



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From: Gaddis, Mike

Sent: Friday, February 20, 2026 10:29 AM

To: 'John A. Morris' <jmorris@pszjlaw.com>

Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>; Louis M. Phillips <louis.phillips@kellyhart.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>; Gaddis, Mike <MGaddis@winston.com>

Subject: RE: 19-34054-sgj11 Order to set hearing

Noted. Have a good weekend.



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From: John A. Morris <jmorris@pszjlaw.com>
Sent: Friday, February 20, 2026 10:23 AM
To: Gaddis, Mike <MGaddis@winston.com>
Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <Jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>; Louis M. Phillips <louis.phillips@kellyhart.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>; Gaddis, Mike <MGaddis@winston.com>
Subject: Re: 19-34054-sgj11 Order to set hearing

Ok. For what it's worth, if Dugaboy does not call any witnesses, Highland is very unlikely to do so.

John

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From: Gaddis, Mike <MGaddis@winston.com>
Sent: Friday, February 20, 2026 5:08:33 PM
To: John A. Morris <jmorris@pszjlaw.com>
Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <Jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>; Louis M. Phillips <louis.phillips@kellyhart.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>; Gaddis, Mike <MGaddis@winston.com>
Subject: RE: 19-34054-sgj11 Order to set hearing

John,

That's a good question and I don't know the answer, so I need to consult with my team. It probably won't be today but I'll try to get you some clarification early next week.

Yours,



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From: John A. Morris <jmorris@pszjlaw.com>

Sent: Friday, February 20, 2026 2:14 AM

To: Gaddis, Mike <MGaddis@winston.com>

Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <Jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>; Louis M. Phillips <louis.phillips@kellyhart.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>

Subject: FW: 19-34054-sgj11 Order to set hearing

Mike,

I have some questions.

1. I understand the Judge set a deadline for the filing of W&E lists, but does Dugaboy intend to call any witnesses in support of its motion? Highland reserves the right to object to the presentation of more testimony on a Motion for Reconsideration, but please identify all such witnesses, if any, so Highland has a reasonable opportunity to depose them.
2. Dugaboy's reply should be filed after depositions (if any) are completed. So, while the two-week period may be fine, it depends on whether and how many witnesses Dugaboy intends to call and whether third parties file joinders or otherwise seek to participate in the adjudication of the Motion.

Please respond at your earliest convenience.

John

John A. Morris

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From: Gaddis, Mike <MGaddis@winston.com>

Sent: Wednesday, February 18, 2026 9:47 PM

To: John A. Morris <jmorris@pszjlaw.com>

Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <Jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>; Louis M. Phillips <louis.phillips@kellyhart.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>;

Gaddis, Mike <MGaddis@winston.com>

Subject: RE: 19-34054-sgj11 Order to set hearing

John,

Here is a proposed schedule. This is not set in stone and we're happy to discuss if you have other dates in mind.

- Highland's response will be due April 3.
- Dugaboy's reply will be due April 17 (two weeks after your response and at least one week before the hearing).
- Both parties to file witness/exhibit lists and exchange exhibits one week before the hearing.
- Hearing date: Any mutually convenient and court-available date starting from April 24 (i.e., at least one week after our reply). Geoff has good availability from April 24 through May 8.

Yours,



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From: John A. Morris <jmorris@pszjlaw.com>

Sent: Tuesday, February 17, 2026 5:28 PM

To: Gaddis, Mike <MGaddis@winston.com>

Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>; Louis M. Phillips <louis.phillips@kellyhart.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>; Gaddis, Mike <MGaddis@winston.com>

Subject: Re: 19-34054-sgj11 Order to set hearing

Yes, and a reply deadline.

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From: Gaddis, Mike <MGaddis@winston.com>

Sent: Wednesday, February 18, 2026 12:18:02 AM

To: John A. Morris <jmorris@pszjlaw.com>

Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>; Louis M. Phillips <louis.phillips@kellyhart.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>; Gaddis, Mike <MGaddis@winston.com>

Subject: RE: 19-34054-sgj11 Order to set hearing

We are all agreed on not opposing your response deadline extension to April 3. I'm waiting to hear from people on proposed hearing dates.



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From: John A. Morris <jmorris@pszjlaw.com>
Sent: Tuesday, February 17, 2026 4:44 PM
To: Gaddis, Mike <MGaddis@winston.com>
Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <Jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>; Louis M. Phillips <louis.phillips@kellyhart.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>; Gaddis, Mike <MGaddis@winston.com>
Subject: Re: 19-34054-sgj11 Order to set hearing

Any update here?

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From: Gaddis, Mike <MGaddis@winston.com>
Sent: Friday, February 13, 2026 9:13:24 PM
To: John A. Morris <jmorris@pszjlaw.com>
Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <Jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>; Louis M. Phillips <louis.phillips@kellyhart.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>; Gaddis, Mike <MGaddis@winston.com>
Subject: RE: 19-34054-sgj11 Order to set hearing

Makes sense. I will consult my team on potential dates and then circle back with you.



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From: John A. Morris <jmorris@pszjlaw.com>
Sent: Friday, February 13, 2026 12:47 PM
To: Gaddis, Mike <MGaddis@winston.com>
Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <Jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>; Louis M. Phillips <louis.phillips@kellyhart.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>;

Gaddis, Mike <MGaddis@winston.com>

Subject: Re: 19-34054-sgj11 Order to set hearing

Thanks.

Let us know what you're thinking from your end for the reply.

Then we should jointly write to the Court and seek a setting based on the agreed upon briefing schedule.

Make sense?

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From: Gaddis, Mike <MGaddis@winston.com>

Sent: Friday, February 13, 2026 7:25:28 PM

To: John A. Morris <jmorris@pszjlaw.com>

Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <Jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>; Louis M. Phillips <louis.phillips@kellyhart.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>; Gaddis, Mike <MGaddis@winston.com>

Subject: RE: 19-34054-sgj11 Order to set hearing

John,

We do not oppose your asking the Court for an extension to April 3 on your response deadline. Before you file that motion, please consult with us so we can agree on a new proposed hearing date and recalculate the other deadlines in Judge Odell's order (Dugaboy's reply and the witness/exhibit list exchanges).

Yours,



MICHAEL GADDIS
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Admitted to practice in Texas

From: John A. Morris <jmorris@pszjlaw.com>

Sent: Friday, February 13, 2026 11:00 AM

To: Gaddis, Mike <MGaddis@winston.com>

Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <Jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>; Louis M. Phillips <louis.phillips@kellyhart.com>; Mark T. Stancil (mstancil@willkie.com) <mstancil@willkie.com>

Subject: RE: 19-34054-sgj11 Order to set hearing

+ Louis Phillips and Mark Stancil

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From: John A. Morris

Sent: Friday, February 13, 2026 5:56 PM

To: Gaddis, Mike <mgaddis@winston.com>

Cc: Jeff Pomerantz <jpomerantz@pszjlaw.com>; Jordan A. Kroop <jkroop@pszjlaw.com>; Hayley R. Winograd <hwinograd@pszjlaw.com>; Geoffrey Harper <gharper@kslaw.com>

Subject: FW: 19-34054-sgj11 Order to set hearing

Mike,

I am out of the country (with Jeff Pomerantz) and will not return until February 22 and have a few significant matters to attend to after I return, including the opposition to a Fifth Circuit appeal by NexPoint on March 5 and a mediation in another matter on March 13.

Please let me know if Dugaboy will agree to extend from March 3 to April 3 Highland's time to respond to the Motion for Reconsideration.

John

John A. Morris

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