

No. 20-cv-3408-G

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

IN RE: HIGHLAND CAPITAL MANAGEMENT, L.P.

Debtor.

UBS SECURITIES LLC AND UBS AG LONDON BRANCH,

Appellants,

v.

HIGHLAND CAPITAL MANAGEMENT, L.P.,

Appellee.

On Appeal from the United States Bankruptcy Court
for the Northern District of Texas
(No. 19-bk-34054—Hon. Stacey G. Jernigan)

**JOINT MOTION FOR EXTENSION OF TIME BY APPELLANTS UBS
SECURITIES LLC AND UBS AG LONDON BRANCH
AND APPELLEE HIGHLAND CAPITAL MANAGEMENT, L.P.**

Pursuant to Federal Rule of Bankruptcy Procedure 9006(b), Appellants UBS Securities LLC and UBS AG London Branch (collectively, UBS) and Appellee Highland Capital Management, L.P. jointly request that the Court extend the deadline for UBS's opening brief to June 30, 2021. The parties state the following in support of this request:



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1. On March 12, 2021, the bankruptcy clerk gave notice that the record in this bankruptcy appeal was transmitted to this Court. *See* ECF No. 27. UBS's opening brief is thus currently due on April 12, 2021. *See* Fed. R. Bankr. P. 8018(a)(1).

2. For the past several weeks, the parties have been engaged in settlement negotiations regarding various matters. Among other things, the parties' anticipated settlement contemplates the potential resolution of this appeal. The parties are currently negotiating and documenting the terms of the anticipated settlement agreement, which they hope to finalize in the near term.

3. Given the parties' expectation that this matter may be resolved by the anticipated settlement, briefing this appeal at this time would impose an unnecessary burden on the parties and potentially on the Court.

4. The parties agree that the deadline for UBS's opening brief should be extended to at least June 30, 2021.

The parties thus respectfully request that the Court extend the deadline for UBS's opening brief to June 30, 2021.

Dated: March 29, 2021

Respectfully submitted,

/s/ Sarah Tomkowiak

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CERTIFICATE OF COMPLIANCE

As required by Federal Rule of Bankruptcy Procedure 8015(h)(1), I certify that this motion complies with the type-volume limitation of Rule 8013(f)(3)(A) because this motion contains 221 words, excluding the caption, signature block, and certificates. And this motion complies with the requirements of Rule 8013(f)(2) because this motion was prepared in a proportionally spaced typeface using Microsoft Word 2016 in 14-point Times New Roman font.

/s/ Sarah Tomkowiak _____

Sarah Tomkowiak

CERTIFICATE OF SERVICE

I certify that this document was filed electronically through the Court's ECF system, which will notify all registered participants as identified on the Notice of Electronic Filing.

Dated: March 29, 2021

/s/ Sarah Tomkowiak _____

Sarah Tomkowiak

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[PROPOSED] ORDER

Upon consideration of the parties' joint motion for extension (ECF No. 30), it is **ORDERED** that the motion is **GRANTED**. Appellants' opening brief is now due on or before June 30, 2021.

Dated: _____

The Honorable A. Joe Fish
United States District Judge