

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

In re: § **Case No. 19-34054-sgj11**
§
HIGHLAND CAPITAL MANAGEMENT, §
L.P., § **Chapter 11**
§
Debtor §

OFFICIAL COMMITTEE OF §
UNSECURED CREDITORS, §
§
Plaintiff, §
§ **Adversary No. 20-03195**
vs. §
§
CLO HOLDCO, LTD., CHARITABLE §
DAF HOLDCO, LTD., CHARITABLE §
DAF FUND, LP, HIGHLAND DALLAS §
FOUNDATION, INC., THE DUGABOY §
INVESTMENT TRUST, GRANT JAMES §
SCOTT III IN HIS INDIVIDUAL §
CAPACITY, AS TRUSTEE OF THE §
DUGABOY INVESTMENT TRUST, AND §
AS TRUSTEE OF THE GET GOOD §
NONEXEMPT TRUST, AND JAMES D. §
DONDERO, §
Defendants. §

**NOTICE REGARDING A HEARING ON THE
MOTION TO DISMISS ADVERSARY PROCEEDING**

PLEASE TAKE NOTICE THAT CLO HOLDCO, LTD. and Highland Dallas Foundation, Inc. filed a Motion to Dismiss Adversary Proceeding or, in the alternative, Motion for More Definite Statement (“Motion”) [ECF No. 23] on April 14, 2021.



PLEASE TAKE FURTHER NOTICE THAT a copy of the Motion can be obtained via the Court's Document Filing System, <https://ecf.txnb.uscourts.gov>, or by requesting same from counsel for the Debtor.

PLEASE BE FURTHER ADVISED that a WebEx hearing will be held in connection with the Motion, on the **3rd day of June, 2021, at 9:30 a.m.**, before Hon. Stacey G. Jernigan in the United States Bankruptcy Court for the Northern District of Texas (Dallas).

For WebEx Video Participation/Attendance:
Link: <https://us-courts.webex.com/meet/jerniga>

For WebEx Telephonic Only Participation/Attendance:
Dial-In: 1.650.479.3207
Meeting ID: 479 393 582

A copy of the WebEx Hearing Instructions is attached hereto.

PLEASE TAKE FURTHER NOTICE THAT by agreement of the parties, any response to the relief requested in the Motion shall be filed with the Clerk of Court on or before **May 21, 2021.**

Dated: April 20, 2021

Respectfully submitted,

KELLY HART PITRE

/s/ Louis M. Phillips

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ATTORNEYS FOR CLO HOLDCO, LTD. AND HIGHLAND
DALLAS FOUNDATION, INC.

CERTIFICATE OF SERVICE

I, undersigned counsel, hereby certify that a true and correct copy of the above and foregoing document and all attachments thereto were sent via electronic mail via the Court’s ECF system to all parties authorized to receive electronic notice in this case on this April 20, 2021 and by U.S. Mail to the following parties:

Paige Holden Montgomery Sidley Austin LLP 2021 McKinney Avenue, Suite 2000 Dallas, TX 75201	John J. Kane Kane Russell Coleman Logan PC 901 Main Street Suite 5200 Dallas, TX 75202	Bryan C. Assink Bonds Ellis Eppich Schafer Jones LLP 420 Throckmorton St., Suite 1000 Fort Worth, TX 76102
Counsel for Plaintiffs Official Committee of Unsecured Creditors	Counsel for Defendant Grant James Scott III, Individually and in his capacity as the trustee of The Dugaboy Investment Trust and as the trustee of The Get Good Nonexempt Trust	Counsel for Defendant James D. Dondero

/s/ Louis M. Phillips
 Louis M. Phillips

WebEx Hearing Instructions

Judge Stacey G. Jernigan

Pursuant to General Order 2020-14 issued by the Court on May 20, 2020, all hearings before Judge Stacey G. Jernigan are currently being conducted by WebEx videoconference unless ordered otherwise.

For WebEx Video Participation/Attendance:

Link: <https://us-courts.webex.com/meet/jerniga>

For WebEx Telephonic Only Participation/Attendance:

Dial-In: 1.650.479.3207

Meeting ID: 479 393 582

Participation/Attendance Requirements:

- Counsel and other parties in interest who plan to actively participate in the hearing are encouraged to attend the hearing in the WebEx video mode using the WebEx video link above. Counsel and other parties in interest who will not be seeking to introduce any evidence at the hearing and who wish to attend the hearing in a telephonic only mode may attend the hearing in the WebEx telephonic only mode using the WebEx dial-in and meeting ID above.
- Attendees should join the WebEx hearing at least 10 minutes prior to the hearing start time. Please be advised that a hearing may already be in progress. During hearings, participants are required to keep their lines on mute at all times that they are not addressing the Court or otherwise actively participating in the hearing. The Court reserves the right to disconnect or place on permanent mute any attendee that causes any disruption to the proceedings. For general information and tips with respect to WebEx participation and attendance, please see Clerk's Notice 20-04: https://www.txnb.uscourts.gov/sites/txnb/files/hearings/Webex%20Information%20and%20Tips_0.pdf
- **Witnesses are required to attend the hearing in the WebEx video mode and live testimony will only be accepted from witnesses who have the WebEx video function activated.** Telephonic testimony without accompanying video will not be accepted by the Court.
- All WebEx hearing attendees are required to comply with Judge Jernigan's Telephonic and Videoconference Hearing Policy (included within Judge Jernigan's Judge-Specific Guidelines): <https://www.txnb.uscourts.gov/content/judge-stacey-g-c-jernigan>

Exhibit Requirements:

- Any party intending to introduce documentary evidence at the hearing must file an exhibit list in the case with a true and correct copy of each designated exhibit filed as a separate, individual attachment thereto so that the Court and all participants have ready access to all designated exhibits.
- If the number of pages of such exhibits exceeds 100, then such party must also deliver two (2) sets of such exhibits in exhibit binders to the Court by no later than twenty-four (24) hours in advance of the hearing.

Notice of Hearing Content and Filing Requirements:

IMPORTANT: For all hearings that will be conducted by WebEx only:

- The Notice of Hearing filed in the case and served on parties in interest must: (1) provide notice that the hearing will be conducted by WebEx videoconference only, (2) provide notice of the above WebEx video participation/attendance link, and (3) attach a copy of these WebEx Hearing Instructions or provide notice that they may be obtained from Judge Jernigan's hearing/calendar site: <https://www.txnb.uscourts.gov/judges-info/hearing-dates/judge-jernigans-hearing-dates>.
- When electronically filing the Notice of Hearing via CM/ECF select "at https://us-courts.webex.com/meet/jerniga" as the location of the hearing (note: this option appears immediately after the first set of Wichita Falls locations). Do not select Judge Jernigan's Dallas courtroom as the location for the hearing.