

SIDLEY

SIDLEY AUSTIN LLP
2021 MCKINNEY AVENUE, SUITE 2000
DALLAS, TX 75201
+1 214 981 3300
+1 214 981 3400 FAX

AMERICA • ASIA PACIFIC • EUROPE

PMONTGOMERY@SIDLEY.COM
+1 214 969 3500

September 28, 2022

Lyle W. Cayce
Clerk of the Court
United States Court of Appeals
for the Fifth Circuit
600 S. Maestri Place
New Orleans, LA 70130

Re: Case No. 22-10575, *NexPoint Advisors, L.P., Appellant v. Pachulski Stang Ziehl & Jones LLP, et al., Appellees*; Unopposed Level-1 Request for Extension

Ladies and Gentlemen:

This firm is counsel of record for Appellees Sidley Austin LLP, FTI Consulting, Inc., and Teneo Capital, LLC, in the above-referenced case. In accordance with Rule 31.4 of the *Rules and Internal Operating Procedures for the United States Court of Appeals for the Fifth Circuit* (the “Fifth Circuit Rules and IOPs”), Appellees request an extension of their time to file their brief under Rule 28(b) of the Federal Rules of Appellate Procedure of **30 days**. Appellant has indicated to Appellees’ counsel in writing that Appellant does not oppose this requested extension.

The five Appellees intend to file one consolidated brief but must address an extraordinary number of issues and arguments Appellants have advanced in their nearly 70-page opening brief filed on September 19, 2022. Although Appellees do not anticipate needing an expansion of the page limit for their consolidated brief, the number of issues and complexity of the arguments raised in the Appellant’s brief necessitate an additional 30 days to prepare Appellees’ consolidated brief. Again, Appellant does not oppose the requested 30-day extension.

This request is made for good cause shown under Rule 31.4.3.1 of the Fifth Circuit Rules and IOPs, in the manner specified by the Clerk’s office on September 23, 2022.



SIDLEY

September 28, 2022
Page 2

Thank you for your consideration and granting of this extension request.

Very truly yours,

/s/ Paige Holden Montgomery

Paige Holden Montgomery