

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

In re:	§	
	§	
Highland Capital Management, L.P.,	§	Case No. 19-34054
	§	
Debtor.	§	
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NexPoint Advisors, L.P. <i>et al.</i> ,	§	
	§	
Appellants,	§	Civil Act. No. 3:22-cv-02170-S
	§	
v.	§	<i>Appeal from the United States Bankruptcy</i>
	§	<i>Court for the Northern District of Texas</i>
Highland Capital Management, L.P.,	§	<i>Adv. No. 21-03010</i>
	§	
Appellee.	§	

**AGREED MOTION TO REOPEN CASE AND SET ORAL ARGUMENT**

TO THE HONORABLE KAREN GREN SCHOLER,  
UNITED STATES DISTRICT COURT JUDGE:

NOW COME appellants NexPoint Advisors, L.P. and NexPoint Asset Management, L.P. f/k/a Highland Capital Management Fund Advisors, L.P., along with appellee Highland Capital Management, L.P. and file this *Agreed Motion to Reopen Case and Set Oral Argument*, in support of which they would respectfully show as follows:

Appellants initiated this bankruptcy appeal by filing a notice of appeal on September 20, 2022. The Bankruptcy Clerk transmitted the record on appeal to the District Court on November 22, 2022. Briefing is complete, *see* Dkt. Nos. 6, 10, 14. The Court originally set the case for oral argument on November 14, 2023. Dkt. No. 25. However, after being advised of a pending global mediation involving the parties, the Court canceled oral argument and abated and administratively closed the case. Dkt. No. 26.

The mediation has been completed but did not result in the resolution of this appeal or any other aspect of the Highland bankruptcy case. The parties therefore request that the Court lift the abatement, reopen the case, and set oral argument on or after January 24, 2024.

RESPECTFULLY SUBMITTED this 10th day of November, 2023.

MUNSCH HARDT KOPF & HARR P.C.

*/s/ Julian P. Vasek*

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Davor Rukavina  
Texas Bar No. 24030781  
Julian P. Vasek  
Texas Bar No. 24070790  
500 N. Akard St., Ste. 4000  
Dallas, TX 75201  
214-855-7500  
drukavina@munsch.com  
jvasek@munsch.com

COUNSEL FOR APPELLANTS

-and-

HAYWARD PLLC

*/s/ Zachery Z. Annable*

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Melissa S. Hayward  
Texas Bar No. 24044908  
[MHayward@HaywardFirm.com](mailto:MHayward@HaywardFirm.com)  
Zachery Z. Annable  
Texas Bar No. 24053075  
[ZAnnable@HaywardFirm.com](mailto:ZAnnable@HaywardFirm.com)  
10501 N. Central Expy, Ste. 106  
Dallas, Texas 75231  
Tel: (972) 755-7100  
Fax: (972) 755-7110

PACHULSKI STANG ZIEHL & JONES  
LLP

Jeffrey N. Pomerantz (CA Bar No. 143717)  
John A. Morris (NY Bar No. 2405397)  
Gregory V. Demo (NY Bar No. 5371992)  
Hayley R. Winograd (NY Bar No. 5612569)

10100 Santa Monica Blvd., 13th Floor  
Los Angeles, CA 90067  
Telephone: (310) 277-6910  
Facsimile: (310) 201-0760  
Email: [jpomerantz@pszjlaw.com](mailto:jpomerantz@pszjlaw.com)  
[jmorris@pszjlaw.com](mailto:jmorris@pszjlaw.com)  
[gdemo@pszjlaw.com](mailto:gdemo@pszjlaw.com)  
[hwinograd@pszjlaw.com](mailto:hwinograd@pszjlaw.com)

COUNSEL FOR APPELLEE

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that, on Nov. 10, 2023, he caused a true and correct copy of this document to be served on the following recipient(s) via the Court's CM/ECF system:

Davor Rukavina [drukavina@munsch.com](mailto:drukavina@munsch.com)

Melissa S Hayward [mhayward@haywardfirm.com](mailto:mhayward@haywardfirm.com), [mholmes@haywardfirm.com](mailto:mholmes@haywardfirm.com)

Zachery Z Annable [zannable@haywardfirm.com](mailto:zannable@haywardfirm.com), [zannable@franklinhayward.com](mailto:zannable@franklinhayward.com)

Julian Preston Vasek [jvasek@munsch.com](mailto:jvasek@munsch.com)

Thomas D. Berghman [tberghman@munsch.com](mailto:tberghman@munsch.com), [azuniga@munsch.com](mailto:azuniga@munsch.com)

John A Morris [jmorris@pszjlaw.com](mailto:jmorris@pszjlaw.com), [hwinograd@pszjlaw.com](mailto:hwinograd@pszjlaw.com), [lsc@pszjlaw.com](mailto:lsc@pszjlaw.com)

Jeffrey N Pomerantz [jpomerantz@pszjlaw.com](mailto:jpomerantz@pszjlaw.com)

Gregory V Demo [gdemo@pszjlaw.com](mailto:gdemo@pszjlaw.com), [hwinograd@pszjlaw.com](mailto:hwinograd@pszjlaw.com), [jfried@pszjlaw.com](mailto:jfried@pszjlaw.com),  
[lsc@pszjlaw.com](mailto:lsc@pszjlaw.com)

Case Admin Sup [txnb\\_appeals@txnb.uscourts.gov](mailto:txnb_appeals@txnb.uscourts.gov)

Stacey G Jernigan [sgj\\_settings@txnb.uscourts.gov](mailto:sgj_settings@txnb.uscourts.gov), [anna\\_saucier@txnb.uscourts.gov](mailto:anna_saucier@txnb.uscourts.gov)

*/s/ Julian P. Vasek*

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Julian P. Vasek

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Highland Capital Management, L.P.,	§	<i>Adv. No. 21-03010</i>
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Appellee.	§	

**ORDER GRANTING AGREED MOTION TO  
REOPEN CASE AND SET ORAL ARGUMENT**

Before the Court is the *Agreed Motion to Reopen Case and Set Oral Argument* (the “Motion”), filed by appellants NexPoint Advisors, L.P. and NexPoint Asset Management, L.P. f/k/a Highland Capital Management Fund Advisors, L.P., along with appellee Highland Capital Management, L.P. Having reviewed the Motion and considered the relief requested therein, it is hereby ORDERED that the Motion is GRANTED, the case shall be re-opened, and oral argument on the appeal from the Bankruptcy Court shall be held at \_\_:\_\_\_ a.m./p.m. on \_\_\_\_\_, 2024.

Signed \_\_\_\_\_, 2023.

\_\_\_\_\_  
KAREN GREN SCHOLER  
UNITED STATES DISTRICT JUDGE