

United States Court of Appeals  
for the Fifth Circuit

United States Court of Appeals  
Fifth Circuit

**FILED**

April 28, 2025

Lyle W. Cayce  
Clerk

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No. 23-10534

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IN THE MATTER OF HIGHLAND CAPITAL MANAGEMENT, L.P.

*Debtor,*

HIGHLAND CAPITAL MANAGEMENT FUND ADVISORS, L.P., *now*  
*known as* NEXPOINT ASSET MANAGEMENT, L.P.; NEXPOINT  
ADVISORS, L.P.,

*Appellants,*

*versus*

HIGHLAND CAPITAL MANAGEMENT, L.P.,

*Appellee.*

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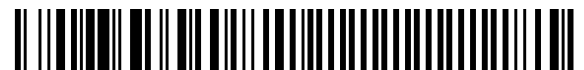
Appeal from the United States District Court  
for the Northern District of Texas  
USDC No. 3:23-CV-573

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ON PETITION FOR REHEARING  
AND REHEARING EN BANC

Before ELROD, *Chief Judge*, and WILLETT and DUNCAN, *Circuit*  
*Judges\**.

PER CURIAM:



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The petition for panel rehearing is DENIED. Because no member of the panel or judge in regular active service requested that the court be polled on rehearing en banc (FED. R. APP. P.40 and 5TH CIR. R.40), the petition for rehearing en banc is DENIED.

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\*Judges James L. Dennis and Irma Carrillo Ramirez, did not participate in the consideration of the rehearing en banc.

***United States Court of Appeals***

FIFTH CIRCUIT  
OFFICE OF THE CLERK

LYLE W. CAYCE  
CLERK

TEL. 504-310-7700  
600 S. MAESTRI PLACE,  
Suite 115  
NEW ORLEANS, LA 70130

April 28, 2025

MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

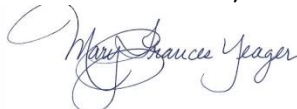
No. 23-10534 Highland Captl Fund v. Highland Captl Mgmt  
USDC No. 3:23-CV-573

Enclosed is an order entered in this case.

See FRAP and Local Rules 41 for stay of the mandate.

Sincerely,

LYLE W. CAYCE, Clerk



By: \_\_\_\_\_  
Mary Frances Yeager, Deputy Clerk  
504-310-7686

Mr. Zachery Z. Annable  
Mr. Gregory Vincent Demo  
Mr. Jordan A. Kroop  
Mr. John A. Morris  
Mr. Jeffrey N. Pomerantz  
Mr. Davor Rukavina  
Ms. Hayley R. Winograd