

United States Court of Appeals
for the Fifth Circuit

United States Court of Appeals
Fifth Circuit

FILED

May 23, 2025

Lyle W. Cayce
Clerk

No. 24-10287

JAMES DONDERO; HIGHLAND CAPITAL MANAGEMENT FUND
ADVISORS, L.P.; THE DUGABOY INVESTMENT TRUST;
NEXPOINT REAL ESTATE PARTNERS, L.L.C., GET GOOD TRUST,

Plaintiffs—Appellants,

versus

STACEY G. JERNIGAN; HIGHLAND CAPITAL MANAGEMENT,
L.P.,

Defendants—Appellees.

Appeal from the United States District Court
for the Northern District of Texas
USDC No. 3:23-CV-726

ON PETITION FOR REHEARING EN BANC

Before WIENER, WILLETT, and DUNCAN, *Circuit Judges*.

PER CURIAM:

Treating the petition for rehearing en banc as a petition for panel rehearing (5TH CIR. R.40 I.O.P.), 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.



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APP. P.40 and 5TH CIR. R.40), the petition for rehearing en banc is DENIED.

United States Court of Appeals

FIFTH CIRCUIT
OFFICE OF THE CLERK

LYLE W. CAYCE
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NEW ORLEANS, LA 70130

May 23, 2025

MEMORANDUM TO COUNSEL OR PARTIES LISTED BELOW:

No. 24-10287 Dondero v. Jernigan
USDC No. 3:23-CV-726

Enclosed is an order entered in this case.

Sincerely,

LYLE W. CAYCE, Clerk



By: _____
Casey A. Sullivan, Deputy Clerk
504-310-7642

Mr. Zachery Z. Annable
Mr. John D. Ashcroft
Mr. Michael Burrage
Mr. Gregory Vincent Demo
Mr. Kent Ronald Hance
Ms. Melissa Sue Hayward
Mr. Jordan A. Kroop
Mr. Michael Justin Lang I
Mr. Jonathan F. Mitchell
Mr. John A. Morris
Mr. Jeffrey N. Pomerantz
Mr. Johnny Sutton
Ms. Hayley R. Winograd