Case 25-03055-sgj Doc 7 Filed 06/20/25 Entered 06/20/25 12:4/1:42 Dec Main Document Faue 1 01 10



CLERK, U.S. BANKRUPTCY COURT NORTHERN DISTRICT OF TEXAS

ENTERED

THE DATE OF ENTRY IS ON THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

Signed June 18, 2025

United States Bankruptcy Judge

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

In re:	§ §	Chapter 11
HIGHLAND CAPITAL MANAGEMENT, L.P., ¹	§ §	Case No. 19-34054-sgj11
Reorganized Debtor.	§ §	
HIGHLAND CAPITAL MANAGEMENT, L.P.,	§	
Plaintiff,	§ § 8	
v.	8 §	Adversary Proceeding No. 25-03055-sgj
PATRICK HAGAMAN DAUGHERTY,	§ § 8	
Defendant.	- §	

ORDER APPROVING STIPULATION CONCERNING SCHEDULING ORDER

Upon consideration of the *Stipulation Concerning Scheduling Order* [Docket No. 6] (the "<u>Stipulation</u>")² by and between Highland Capital Management, L.P. ("<u>Highland</u>"), the reorganized

² Capitalized terms not otherwise defined in this Order shall have the meanings set forth in the Stipulation.



¹ Highland's last four digits of its taxpayer identification number are (8357). The headquarters and service address for Highland is 100 Crescent Court, Suite 1850, Dallas, TX 75201.

debtor in the above-captioned chapter 11 case (the "Bankruptcy Case") and the plaintiff in the above-captioned adversary proceeding (the "Adversary Proceeding"), and Patrick Hagaman Daugherty ("Mr. Daugherty," and together with Highland, the "Parties"), it is HEREBY ORDERED THAT:

- 1. The Stipulation, a copy of which is attached hereto as **Exhibit A**, is **APPROVED**.
- 2. The briefing schedule set forth in the Stipulation satisfies Parts II(2) & (3) of the Court's Order Regarding Adversary Proceedings Trial Setting and Alternative Scheduling Order [Docket No. 3].
- 3. Highland shall file its opposition to the *Motion to Dismiss* [Docket No. 5] (the "Motion") on or before July 18, 2025.
 - 4. Mr. Daugherty shall file his reply on or before August 8, 2025.
- 5. In the event the Motion is denied by the Court, within ten (10) days of the entry of the Court's order denying the Motion (the "Scheduling Order Deadline"), the Parties will submit for the Court's consideration an agreed scheduling order governing the Adversary Proceeding (the "AP Scheduling Order"). If the Parties are unable to agree on a form of AP Scheduling Order by the Scheduling Order Deadline, either Party may promptly request a status conference with the Court to discuss scheduling of trial and pre-trial matters in the Adversary Proceeding.
- 6. The Stipulation shall not be amended or modified except by written agreement between the Parties or upon entry of an order by the Court entered after reasonable notice and a showing of good cause.
- 7. The Court shall retain jurisdiction over all disputes arising out of or otherwise concerning the interpretation and enforcement of the Stipulation.

###END OF ORDER###

APPROVED AS TO FORM AND SUBSTANCE:

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EXHIBIT A

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Counsel for Highland Capital Management, L.P.

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

In re:	§ § Chapter 11
HIGHLAND CAPITAL MANAGEMENT, L.P.,1	§ Case No. 19-34054-sgj11
Reorganized Debtor.	\$ \$ \$
HIGHLAND CAPITAL MANAGEMENT, L.P.,	· §
Plaintiff,	 § Adversary Proceeding No. 25-03055-sgj
v.	§
PATRICK HAGAMAN DAUGHERTY,	\$ \$ \$
Defendant.	Š

STIPULATION CONCERNING SCHEDULING ORDER

1

¹ Highland's last four digits of its taxpayer identification number are (8357). The headquarters and service address for Highland is 100 Crescent Court, Suite 1850, Dallas, TX 75201.

This stipulation (the "Stipulation") is made by and between Highland Capital Management, L.P., the reorganized debtor ("Highland") in the above-captioned chapter 11 case ("Bankruptcy Case") and the plaintiff in the above-captioned adversary proceeding (the "Adversary Proceeding"), and Patrick Hagaman Daugherty ("Mr. Daugherty", and together with Highland, the "Parties") by and through their respective undersigned counsel.

RECITALS

WHEREAS, on May 2, 2025, Highland filed its Complaint for (1) Disallowance of Claim No. 205 in Its Entirety, (2) Estimation of Claim No. 205 for Allowance Purposes, or (3) Subordination of Any Allowed Portion of Claim No. 205 of Patrick Hagaman Daugherty [Docket No. 1] (the "Complaint");

WHEREAS, on May 5, 2025, the United States Bankruptcy Court for the Northern District of Texas, Dallas Division (the "Court"), issued the *Summons in an Adversary Proceeding* [Docket No. 4] (the "Summons") related to the Complaint;

WHEREAS, on May 5, 2025, the Court entered its *Order Regarding Adversary*Proceedings Trial Setting and Alternative Scheduling Order [Docket No. 3] (the "Scheduling Order");

WHEREAS, on May 6, 2025, Highland filed its proof of service of the Complaint and the Summons on Mr. Daugherty [Docket No. 4];

WHEREAS, on June 4, 2025, Mr. Daugherty filed his *Motion to Dismiss* [Docket No. 5] (the "Motion"); and

WHEREAS, subject to the Court's approval, the Parties have conferred in good faith to establish a schedule for the adjudication of the Motion.

NOW, WHEREFORE, IT IS HEREBY JOINTLY STIPULATED AND AGREED as follows:

- 1. The Parties agree that, subject to the Court's approval, the schedule set forth herein satisfies Parts II(2) & (3) of the Scheduling Order.
- 2. Highland shall file its opposition to the Motion on or before July 18, 2025.
- 3. Mr. Daugherty shall file his reply on or before August 8, 2025.
- 4. In the event the Motion is denied by the Court, the Parties agree that, within ten (10) days of the entry of the Court's order denying the Motion (the "Scheduling Order Deadline"), they will submit for the Court's consideration an agreed scheduling order governing the Adversary Proceeding (the "AP Scheduling Order"). If the Parties are unable to agree on a form of AP Scheduling Order by the Scheduling Order Deadline, either Party may promptly request a status conference with the Court to discuss scheduling of trial and pre-trial matters in the Adversary Proceeding.
- 5. This Stipulation shall not be amended or modified except by written agreement between the Parties or upon entry of an order by the Court entered after reasonable notice and a showing of good cause.

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Dated: June 16, 2025

PACHULSKI STANG ZIEHL & JONES LLP

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