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**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION**

In re:

HIGHLAND CAPITAL  
MANAGEMENT, L.P.,

Reorganized Debtor.

Chapter 11

Case No. 19-34054-sgj11

**MARK S. KIRSCHNER, AS LITIGATION TRUSTEE OF  
THE LITIGATION SUB-TRUST**

**Plaintiff,**

v.

**JAMES D. DONDERO; SCOTT ELLINGTON; ISAAC  
LEVENTON; GRANT JAMES SCOTT III; STRAND  
ADVISORS, INC.; NEXPOINT ADVISORS, L.P.;  
HIGHLAND CAPITAL MANAGEMENT FUND  
ADVISORS, L.P.; DUGABOY INVESTMENT TRUST  
AND NANCY DONDERO, AS TRUSTEE OF DUGABOY  
INVESTMENT TRUST; GET GOOD TRUST AND  
GRANT JAMES SCOTT III, AS TRUSTEE OF GET  
GOOD TRUST; HUNTER MOUNTAIN INVESTMENT  
TRUST; CLO HOLDCO, LTD.; CHARITABLE DAF  
HOLDCO, LTD.; CHARITABLE DAF FUND, LP;  
HIGHLAND DALLAS FOUNDATION; RAND PE FUND I,  
LP, SERIES 1; MASSAND CAPITAL, LLC; MASSAND  
CAPITAL, INC.; AND SAS ASSET RECOVERY, LTD.**

**Defendants.**

Adv. Pro. No. 21-03076-sgj



**PLAINTIFF’S UNOPPOSED MOTION FOR LEAVE  
TO FILE REPLY BRIEF IN EXCESS OF PAGE LIMIT**

Plaintiff Hunter Mountain Investment Trust (“HMIT”) files this Unopposed Motion for Leave to File a Reply Brief in Excess of Page Limits (“Motion”) and respectfully states as follows:

1. In response to HMIT’s Emergency Verified Motion for Temporary Restraining Order (“TRO Motion”), Defendants NexPoint Advisors, L.P, Highland Capital Management Fund Advisors, L.P., James D. Dondero, Scott Ellington, Isaac Leventon, Strand Advisors, Inc., The Dugaboy Investment Trust, and Get Good Trust (the “Responding Defendants”) filed a 31-page Opposition to Plaintiff Hunter Mountain Investment Trust’s Emergency Motion for Temporary Restraining Order (the “Response”) in excess of the 25-page limit under N.D. Tex. L.B.R. 7007-2(c) [Doc. 389], and appropriately sought leave of this Court, which HMIT did not oppose [Doc. 388].

2. In order to fairly address the number of issues raised in the Response, counsel for HMIT conferred with counsel for the Responding Defendants on October 9, 2025, to request five additional pages for HMIT’s reply brief (for a total of 15 pages), and counsel for the Responding Defendants does not object to the relief requested herein.

3. HMIT’s counsel also conferred with counsel for Massand Capital, LLC and Massand Capital, Inc. (collectively “Massand”) on October 10, 2025, and counsel for Massand similarly does not oppose the relief requested herein.

4. HMIT is filing its reply to the Response concurrently with this Motion, which consists of 15 pages, exclusive of tables and signature pages, in excess of the 10-page limitation under Local Rule 7007-2(c).

5. Good cause exists for this Motion given the size of the Response and the number of arguments and issues set forth in Response: additional pages are necessary to fully and fairly reply.

WHEREFORE, HMIT respectfully requests that the Court grant this Motion and allow a 15-page limit for HMIT's reply brief to the Response, excluding tables and signature pages.

Respectfully submitted,

/s/ Ian B. Salzer

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**ATTORNEYS FOR HUNTER MOUNTAIN  
INVESTMENT TRUST**

### **CERTIFICATE OF CONFERENCE**

The undersigned hereby certifies that, on October 9-10, 2025, counsel for HMIT conferred with counsel for Defendants, and Defendants are not opposed to the relief requested in this Motion.

/s/ Ian B. Salzer

Ian B. Salzer

### **CERTIFICATE OF SERVICE**

I hereby certify that on October 10, 2025, a true and correct copy of the foregoing document was served on all parties of record via the Court's ECF system.

/s/ Ian B. Salzer

Ian B. Salzer

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**AND NANCY DONDERO, AS TRUSTEE OF  
DUGABOY INVESTMENT TRUST; GET GOOD  
TRUST AND GRANT JAMES SCOTT III, AS TRUSTEE  
OF GET GOOD TRUST; HUNTER MOUNTAIN  
INVESTMENT TRUST; CLO HOLDCO, LTD.;  
CHARITABLE DAF HOLDCO, LTD.; CHARITABLE  
DAF FUND, LP; HIGHLAND DALLAS FOUNDATION;  
RAND PE FUND I, LP, SERIES 1; MASSAND  
CAPITAL, LLC; MASSAND CAPITAL, INC.; AND SAS  
ASSET RECOVERY, LTD.,**

**Defendants.**

**ORDER GRANTING PLAINTIFF'S UNOPPOSED MOTION FOR LEAVE  
TO FILE REPLY BRIEF IN EXCESS OF PAGE LIMIT**

Having considered Plaintiff Hunter Mountain Investment Trust's ("HMIT") Unopposed Motion for Leave to File Reply Brief in Excess of Page Limit ("Motion"), the Court finds that good cause exists, and therefore the Motion is **GRANTED**.

**### END OF ORDER ###**