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*Counsel for Plaintiff Hunter Mountain Investment Trust*

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

**In re:**

**HIGHLAND CAPITAL MANAGEMENT, L.P.,  
  
Reorganized Debtor.**

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

**Plaintiff,**

**v.**

**JAMES D. DONDERO; MARK A. OKADA; SCOTT  
ELLINGTON; ISAAC LEVENTON; GRANT JAMES  
SCOTT III; FRANK WATERHOUSE; 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; MARK & PAMELA OKADA FAMILY TRUST –  
EXEMPT TRUST #1 AND LAWRENCE TONOMURA AS  
TRUSTEE OF MARK & PAMELA OKADA FAMILY  
TRUST – EXEMPT TRUST #1; MARK & PAMELA  
OKADA FAMILY TRUST – EXEMPT TRUST #2 AND  
LAWRENCE TONOMURA IN HIS CAPACITY AS  
TRUSTEE OF MARK & PAMELA OKADA FAMILY  
TRUST – EXEMPT TRUST #2; CLO HOLDCO, LTD.;  
CHARITABLE DAF HOLDCO, LTD.; CHARITABLE  
DAF FUND, LP.; HIGHLAND DALLAS FOUNDATION;**

**Chapter 11**

**Case No. 19-34054-sgj11**

**Adv. Pro. No. 21-03076-sgj**



**RAND PE FUND I, LP, SERIES 1; MASSAND CAPITAL, LLC; MASSAND CAPITAL, INC.; SAS ASSET RECOVERY, LTD.; AND CPCMC, LLC,**

**Defendants.**

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR HEARING  
AND STATUS CONFERENCE ON OCTOBER 17, 2025 at 9:30 a.m.**

Plaintiff Hunter Mountain Investment Trust (“HMIT”) submits this Notice of Agenda for matters before the court at the October 17, 2025, 9:30 a.m. (central time) status conference and hearing.

**1. Status Conference**

The Court will conduct a Status Conference beginning at 9:30 a.m. Scheduling issues will be discussed at that time. The parties disagree concerning what matters remain pending and may be properly scheduled.

**2. Hearing on Contested Motions.**

The following contested motions will be heard following the Status Conference:

**Contested Motion for Temporary Restraining Order**

- *Hunter Mountain Investment Trust’s Emergency Verified Motion for Temporary Restraining Order, Preliminary Injunction, and Appointment of Receiver* filed on September 15, 2025 [Dkt. 379].<sup>1</sup>
- *Defendants’ Opposition to Hunter Mountain Investment Trust’s Emergency Motion for Temporary Restraining Order* filed on October 6, 2025 [Dkt. 389].
- *Plaintiff’s Reply in Support of Emergency Verified Motion for Temporary Restraining Order* filed on October 10, 2025 [Dkt. 391].

**Contested Emergency Motion for Expedited Discovery**

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<sup>1</sup> While HMIT included in this motion a request for a preliminary injunction and a receiver, based on the parties’ joint discussions with the Court and the Amended Notice of Hearing [Doc. 385], the requests for a preliminary injunction and for appointment of a receiver will not be considered at the October 17, 2025, 9:30 a.m. hearing and are deferred until a later date.

- *Hunter Mountain Investment Trust's Emergency Motion for Expedited Discovery* filed on September 15, 2025 [Dkt. 380].
- *Defendants' Opposition to Plaintiff Hunter Mountain Investment Trust's Emergency Motion for Expedited Discovery* filed on October 6, 2025 [Dkt. 386].
- *Plaintiff's Reply in Support of Emergency Motion for Expedited Discovery* filed on October 10, 2025 [Dkt. 392].

Dated: October 15, 2025

Respectfully submitted,

/s/ Sawnie A. McEntire

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**ATTORNEYS FOR HUNTER MOUNTAIN  
INVESTMENT TRUST**

**CERTIFICATE OF SERVICE**

I hereby certify that on October 15, 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