

Case No. 3:25-cv-1876-K

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

In re: Highland Capital Management, L.P.,  
Reorganized Debtor.

The Dugaboy Investment Trust and Patrick Daugherty,  
Appellants,

v.

Highland Capital Management, L.P. and Highland Claimant Trust,  
Appellees.

Appeal from the United States Bankruptcy Court for the  
Northern District of Texas, Dallas Division  
Case No. 19-34054-sgj11  
Hon. Stacey G. C. Jernigan

**CERTIFICATE OF CONFERENCE REGARDING APPELLEES’  
MOTION FOR LEAVE TO FILE SUR-REPLY BRIEF**

PACHULSKI STANG ZIEHL & JONES LLP  
Jeffrey N. Pomerantz (CA Bar No. 143717)  
John A. Morris (NY Bar No. 2405397)  
Gregory V. Demo (NY Bar No. 5371992)  
Jordan A. Kroop (AZ Bar No. 018825)  
10100 Santa Monica Blvd., 13th Floor  
Los Angeles, CA 90067  
Tel: (310) 277-6910

HAYWARD PLLC  
Melissa S. Hayward  
(Texas Bar No. 24044908)  
Zachery Z. Annable  
(Texas Bar No. 24053075)  
10501 N. Central Expy, Ste. 106  
Dallas, Texas 75231  
Tel: (972) 755-7100

*Counsel for Highland Capital Management, L.P., and the Highland Claimant Trust*



In compliance with the Court’s Order [Docket No. 61] of February 12, 2026, the undersigned hereby certifies that, between February 12 and 17, 2026, counsel for Appellees Highland Capital Management, L.P. and the Highland Claimant Trust (together, “Highland”), John A. Morris, communicated with (i) counsel for Appellant The Dugaboy Investment Trust (“Dugaboy”), Michael Gaddis, and (ii) counsel for Appellant Patrick Daugherty (“Mr. Daugherty”), Andrew K. York, regarding the relief requested in Highland’s *Motion for Leave to File Sur-Reply Brief* [Docket No. 60] (the “Motion”) filed February 11, 2026. Dugaboy is **UNOPPOSED** to the relief requested in the Motion. Mr. Daugherty is **OPPOSED** to the relief requested in the Motion.

*[Remainder of Page Intentionally Blank]*

February 17, 2026

**PACHULSKI STANG ZIEHL & JONES LLP**

Jeffrey N. Pomerantz (CA Bar No. 143717)

John A. Morris (NY Bar No. 2405397)

Gregory V. Demo (NY Bar No. 5371992)

Jordan A. Kroop (AZ Bar No. 018825)

10100 Santa Monica Blvd., 13th Floor

Los Angeles, CA 90067

Telephone: (310) 277-6910

Facsimile: (310) 201-0760

Email: [jpomerantz@pszjlaw.com](mailto:jpomerantz@pszjlaw.com)

[jmorris@pszjlaw.com](mailto:jmorris@pszjlaw.com)

[gdemo@pszjlaw.com](mailto:gdemo@pszjlaw.com)

[jkroop@pszjlaw.com](mailto:jkroop@pszjlaw.com)

-and-

**HAYWARD PLLC**

*/s/ Zachery Z. Annable*

---

Melissa S. Hayward (Texas Bar No. 24044908)

Zachery Z. Annable (Texas Bar No. 24053075)

10501 N. Central Expy, Ste. 106

Dallas, Texas 75231

Telephone: (972) 755-7100

Facsimile: (972) 755-7110

Email: [MHayward@HaywardFirm.com](mailto:MHayward@HaywardFirm.com)

[ZAnnable@HaywardFirm.com](mailto:ZAnnable@HaywardFirm.com)

*Counsel for Highland Capital Management, L.P.  
and the Highland Claimant Trust*

## CERTIFICATE OF SERVICE

I certify that, on February 17, 2026, a true and correct copy of this document was served electronically via the Court's CM/ECF system on all parties registered to receive electronic notice in this case.

By: /s/ Zachery Z. Annable  
Zachery Z. Annable