

**ORDER AUTHORIZING PLAINTIFF HIGHLAND CAPITAL MANAGEMENT, L.P.,
AND DEFENDANT PATRICK HAGAMAN DAUGHERTY
TO FILE CERTAIN EXHIBITS UNDER SEAL**

Upon the joint motion (“Motion”)¹ of Highland Capital Management, L.P. (“Highland”) and Patrick Hagaman Daugherty (“Daugherty”) (together, the “Parties”) for entry of an order (this “Order”): (a) authorizing Highland to file under seal Highland’s exhibits 14, 21-28, 35-37, 57, 61, 62 (“Highland’s Sealed Exhibits”) from Highland’s Witness and Exhibit List and Daugherty to file under seal exhibits 17-26, 21a, 29, 60-62, 64-67, 69, 72-77 and 83-85 (“Daugherty’s Sealed Exhibits,” and together with Highland’s Sealed Exhibits, the “Sealed Exhibits”) from Daugherty’s Witness and Exhibit List because the Sealed Exhibits discuss information designated as confidential by agreed protective orders entered in this matter (Docket Nos. 67 and 77) (the “Protective Orders”); and (b) granting related relief; and this Court having jurisdiction over this matter pursuant to 28 U.S.C. § 1334; and this Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and this Court having found that it may enter a final order consistent with Article III of the United States Constitution; and this Court having found that venue of this proceeding and the Motion in this district is proper pursuant to 28 U.S.C. § 1409; and this Court having found good cause for the relief requested in the Motion; and after due deliberation and sufficient cause appearing therefor, it is **HEREBY ORDERED**

THAT:

1. The Motion is **GRANTED**.
2. Highland is authorized to file Highland’s Sealed Exhibits under seal.
3. Daugherty is authorized to file Daugherty’s Sealed Exhibits under seal.

¹ Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Motion.

4. Any confidential information contained in the Sealed Exhibits shall remain confidential and under seal.

5. Any and all testimony and documentary evidence disclosing any confidential information at any hearing discussing the Sealed Exhibits shall be sealed at such hearing.

6. The terms and conditions of this Order shall be immediately effective and enforceable upon its entry.

7. The Parties are authorized to take all actions necessary to effectuate the relief granted in this Order in accordance with the Motion.

8. This Court shall retain jurisdiction with respect to all matters arising from or related to the implementation, interpretation, and enforcement of this Order.

END OF ORDER

Submitted by:

GRAY REED

By: /s/ Andrew K. York

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