

PACHULSKI STANG ZIEHL & JONES LLP
Jeffrey N. Pomerantz (CA Bar No.143717) (*admitted pro hac vice*)
Ira D. Kharasch (CA Bar No. 109084) (*admitted pro hac vice*)
Gregory V. Demo (NY Bar No. 5371992) (*admitted pro hac vice*)
10100 Santa Monica Blvd., 13th Floor
Los Angeles, CA 90067
Telephone: (310) 277-6910
Facsimile: (310) 201-0760

HAYWARD PLLC
Melissa S. Hayward
Texas Bar No. 24044908
MHayward@HaywardFirm.com
Zachery Z. Annable
Texas Bar No. 24053075
ZAnnable@HaywardFirm.com
10501 N. Central Expy, Ste. 106
Dallas, Texas 75231
Tel: (972) 755-7100
Fax: (972) 755-7110

Counsel for the Debtor and Debtor-in-Possession

**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
Debtor.)
)
)
)
)

**NOTICE OF AGENDA OF MATTERS SCHEDULED FOR
HEARING ON MAY 18, 2021 AT 9:30 A.M. (CENTRAL TIME)**

¹ The Debtor's last four digits of its taxpayer identification number are (6725). The headquarters and service address for the above-captioned Debtor is 300 Crescent Court, Suite 700, Dallas, TX 75201.



**WebEx Hearing Instructions
Judge Stacey G. Jernigan**

Pursuant to General Order 2020-14 issued by the Court on May 20, 2020, all hearings before Judge Stacey G. Jernigan are currently being conducted by WebEx videoconference unless ordered otherwise.

For WebEx Video Participation/Attendance:

Link: <https://us-courts.webex.com/meet/jerniga>

For WebEx Telephonic Only Participation/Attendance:

Dial-In: 1.650.479.3207

Meeting ID: 479 393 582

Participation/Attendance Requirements:

- Counsel and other parties in interest who plan to actively participate in the hearing are encouraged to attend the hearing in the WebEx video mode using the WebEx video link above. Counsel and other parties in interest who will not be seeking to introduce any evidence at the hearing and who wish to attend the hearing in a telephonic only mode may attend the hearing in the WebEx telephonic only mode using the WebEx dial-in and meeting ID above.
- Attendees should join the WebEx hearing at least 10 minutes prior to the hearing start time. Please be advised that a hearing may already be in progress. During hearings, participants are required to keep their lines on mute at all times that they are not addressing the Court or otherwise actively participating in the hearing. The Court reserves the right to disconnect or place on permanent mute any attendee that causes any disruption to the proceedings. For general information and tips with respect to WebEx participation and attendance, please see Clerk's Notice 20-04: https://www.txnb.uscourts.gov/sites/txnb/files/hearings/Webex%20Information%20and%20Tips_0.pdf
- **Witnesses are required to attend the hearing in the WebEx video mode and live testimony will only be accepted from witnesses who have the WebEx video function activated.** Telephonic testimony without accompanying video will not be accepted by the Court.
- All WebEx hearing attendees are required to comply with Judge Jernigan's Telephonic and Videoconference Hearing Policy (included within Judge Jernigan's Judge-Specific Guidelines): <https://www.txnb.uscourts.gov/content/judge-stacey-g-jernigan>

Exhibit Requirements:

- Any party intending to introduce documentary evidence at the hearing must file an exhibit list in the case with a true and correct copy of each designated exhibit filed as a separate, individual attachment thereto so that the Court and all participants have ready access to all designated exhibits.
- If the number of pages of such exhibits exceeds 100, then such party must also deliver two (2) setsof such exhibits in exhibit binders to the Court by no later than twenty-four (24) hours in advance of the hearing.

Notice of Hearing Content and Filing Requirements:

IMPORTANT: For all hearings that will be conducted by WebEx only:

- The Notice of Hearing filed in the case and served on parties in interest must: (1) provide noticethat the hearing will be conducted by WebEx videoconference only, (2) provide notice of the aboveWebEx video participation/attendance link, and (3) attach a copy of these WebEx HearingInstructions or provide notice that they may be obtained from Judge Jernigan's hearing/calendar site: <https://www.txnb.uscourts.gov/judges-info/hearing-dates/judge-jernigans-hearing-dates>.
- When electronically filing the Notice of Hearing via CM/ECF select “at <https://us-courts.webex.com/meet/jerniga>” as the location of the hearing (note: this option appearsimmediately after the first set of Wichita Falls locations). Do not select Judge Jernigan's Dallas courtroom as the location for the hearing.

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UNCONTESTED MATTERS

1. **Fourth Interim Fee Application of FTI** – Fourth Interim Fee Application of FTI Consulting, Inc. as Financial Advisor for the Official Committee of Unsecured Creditors, for Compensation and Reimbursement of Expenses for the Period from September 1, 2020 Through and Including November 30, 2020 [Filed: 1/4/21] (Docket No. 1655).

Response Deadline: January 25, 2021 at 5:00 p.m. Central Time.

Responses Received: None.

Related Documents:

- a) Certificate of No Objection Regarding the Fourth Interim Application of FTI Consulting, Inc. for Allowance of Compensation and Reimbursement of Expenses for the Period from September 1, 2020 To and Including November 30, 2020 [Filed: 2/1/21] (Docket No. 1881).
- b) Notice of Hearing on the Fourth and Fifth Interim Applications for Compensation and Reimbursement of Expenses [Filed: 4/26/21] (Docket No. 2246).

Status: This matter will go forward.

2. **Fourth Interim Fee Application of Sidley Austin** – Fourth Interim Fee Application of Sidley Austin LLP, Attorneys for the Official Committee of Unsecured Creditors, for Compensation and Reimbursement of Expenses for the Period from September 1, 2020 Through and Including November 30, 2020 [Filed: 1/27/21] (Docket No. 1853).

Response Deadline: February 27, 2021 at 5:00 p.m. Central Time.

Responses Received: None.

Related Documents:

- a) Certificate of No Objection Regarding the Fourth Interim Application of Sidley Austin LLP for Allowance of Compensation and Reimbursement of Expenses for the Period from September 1, 2020 To and Including November 30, 2020 [Filed: 3/1/21] (Docket No. 1961).
- b) Notice of Hearing on the Fourth and Fifth Interim Applications for Compensation and Reimbursement of Expenses [Filed: 4/26/21] (Docket No. 2246).

Status: This matter will go forward.

3. **Fifth Interim Fee Application of FTI** – Fifth Interim Fee Application of FTI Consulting, Inc. as Financial Advisor for the Official Committee of Unsecured Creditors, for Compensation and Reimbursement of Expenses for the Period from December 1, 2020 Through and Including February 28, 2021 [Filed: 4/19/21] (Docket No. 2221).

Response Deadline: May 10, 2021 at 5:00 p.m. Central Time.

Responses Received: None.

Related Documents:

- a) Notice of Hearing on the Fourth and Fifth Interim Applications for Compensation and Reimbursement of Expenses [Filed: 4/26/21] (Docket No. 2246).
- b) Certificate of No Objection Regarding the Fifth Interim Application of FTI Consulting, Inc. for Allowance of Compensation and Reimbursement of Expenses for the Period from December 1, 2020 To and Including February 28, 2021 [Filed: 5/11/21] (Docket No. 2288).

Status: This matter will go forward.

4. **Fifth Interim Fee Application of Sidley Austin** – Fifth Interim Fee Application of Sidley Austin LLP, Attorneys for the Official Committee of Unsecured Creditors, for Compensation and Reimbursement of Expenses for the Period from December 1, 2020 Through and Including February 28, 2021 [Filed: 4/21/21] (Docket No. 2233).

Response Deadline: May 12, 2021 at 5:00 p.m. Central Time.

Responses Received: None.

Related Documents:

- a) Notice of Hearing on the Fourth and Fifth Interim Applications for Compensation and Reimbursement of Expenses [Filed: 4/26/21] (Docket No. 2246).

Status: This matter will go forward.

STATUS CONFERENCE

5. **Motion to Disqualify Wick Phillips** – Debtor’s Motion to Disqualify Wick Phillips Gould & Martin, LLP as Counsel to HCRE Partners, LLC and for Related Relief [Filed: 4/14/21] (Docket No. 2196).

Response Deadline: May 6, 2021 at 5:00 p.m. Central Time.

Responses Received:

- a) Response to Motion to Disqualify Wick Phillips Gould & Martin, LLP as Counsel to HCRE Partners, LLC [Filed: 5/6/21] (Docket No. 2278).

- b) Brief in Opposition to Debtors' Motion to Disqualify Wick Phillips Gould & Martin, LLP as Counsel to HCRE Partners, LLC [Filed: 5/6/21] (Docket No. 2279).
- c) Motion to File Appendix Under Seal [Filed: 5/6/21] (Docket No. 2280).

Replies Filed:

- a) Debtor's Preliminary Reply in Further Support of Motion to Disqualify Wick Phillips Gould & Martin, LLP as Counsel to HCRE Partners, LLC and for Related Relief [Filed: 5/12/21] (Docket No. 2294).

Related Documents:

- a) Debtor's Memorandum of Law in Support of Motion to Disqualify Wick Phillips Gould & Martin, LLP as Counsel to HCRE Partners, LLC and for Related Relief [Filed: 4/14/21] (Docket No. 2197).
- b) Declaration of John A. Morris in Support of the Debtors' Motion to Disqualify Wick Phillips Gould & Martin, LLP as Counsel to HCRE Partners, LLC and for Related Relief [Filed: 4/14/21] (Docket No. 2198).
- c) Notice of Hearing [Filed: 4/20/21] (Docket No. 2230).

Status: This matter will go forward as a status conference.

TRIAL, Highland Cap. Mgmt., L.P. v. James Dondero, Adv. Proc. No. 20-3190-sgj

- 6. **Complaint** – Plaintiff Highland Capital Management, L.P.'s Verified Original Complaint for Injunctive Relief [Filed: 12/7/20] (Docket No. 1).

Response Deadline: January 4, 2021 at 5:00 p.m. Central Time.

Responses Received:

- a) Defendant James Dondero's Original Answer to Verified Original Complaint for Injunctive Relief [Filed: 1/11/21] (Docket No. 57).

Related Documents:

- a) Summons in an Adversary Proceeding [Filed: 12/11/20] (Docket No. 17).
- b) [Signed] Order Regarding Adversary Proceedings Trial Setting and Alternative Scheduling Order [Filed: 12/11/20] (Docket No. 18).
- c) [Executed] Summons in an Adversary Proceeding [Filed: 12/17/20] (Docket No. 27).
- d) Debtor's Proposed Findings of Fact and Conclusions of Law [Filed: 5/3/21] (Docket No. 156).

- e) Joint Pretrial Order [Filed: 5/3/21] (Docket No. 157).
- f) James Dondero's Proposed Findings of Fact and Conclusions of Law [Filed: 5/3/21] (Docket No. 158).
- g) James Dondero's Trial Brief Opposed to Plaintiff's Complaint for Injunctive Relief [Filed: 5/3/21] (Docket No. 159).
- h) Notice of Hearing [Filed: 5/11/21] (Docket No. 173).

Status: This matter will go forward.

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Dated: May 17, 2021.

PACHULSKI STANG ZIEHL & JONES LLP

Jeffrey N. Pomerantz (CA Bar No.143717)
Ira D. Kharasch (CA Bar No. 109084)
Gregory V. Demo (NY Bar No. 5371992)
10100 Santa Monica Boulevard, 13th Floor
Los Angeles, CA 90067
Telephone: (310) 277-6910
Facsimile: (310) 201-0760
Email: jpomerantz@pszjlaw.com
ikharasch@pszjlaw.com
gdemo@pszjlaw.com

-and-

HAYWARD PLLC

/s/ Zachery Z. Annable

Melissa S. Hayward
Texas Bar No. 24044908
MHayward@HaywardFirm.com
Zachery Z. Annable
Texas Bar No. 24053075
ZAnnable@HaywardFirm.com
10501 N. Central Expy, Ste. 106
Dallas, Texas 75231
Tel: (972) 755-7100
Fax: (972) 755-7110

Counsel for the Debtor and Debtor-in-Possession