Docket #0062 Date Filed: 8/18/2026

United States District Court

NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

HUNTER MOUNTAIN INVESTMENT TRUST, in Substitution for MARC S. KIRSCHNER	§	
v.	§	CIVIL ACTION NO. 3:22-CV-0203-S
JAMES D. DONDERO, et al.	§	
IN RE:	§	BANKRUPTCY CASE No. 19-34054-SGJ11
HIGHLAND CAPITAL MANAGEMENT, L.P.	§	

SCHEDULING ORDER

The Court is in receipt of Plaintiff's Motion for Entry of Scheduling Order [ECF No. 60] and Defendants' Motion in Support of Proposed Scheduling Order [ECF No. 61]. The Court **GRANTS IN PART** both Motions to the extent that it enters the preliminary schedule set forth below. The Court will set this case for trial after it resolves the anticipated motion to dismiss.

Pursuant to Rule 16(b) of the Federal Rules of Civil Procedure ("FRCP"), the Local Civil Rules of the United States District Court for the Northern District of Texas ("LR"), and the Civil Justice Expense and Delay Reduction Plan of the United States District Court for the Northern District of Texas, the Court **ORDERS** as follows:

1. The parties shall mediate this case before **Hon. Harlin DeWayne Hale** ("Mediator") at least 90 days before the Trial Setting. The parties may not eliminate this requirement or substitute the Mediator except by leave of court. All parties must attend the mediation in person or by videoconference, as directed by the Mediator. Legal entities must provide a representative with full authority. If there is insurance involved, a representative with

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full authority must attend. The Mediator shall contact the Court directly if this deadline needs to be extended or if other requirements need to be altered.

2. The parties may by written agreement alter the deadlines in this paragraph without the need for court order. Deadlines are as follows:

a. September 16, 2026 – Deadline to file consolidated Rule 12 motion;

b. October 28, 2026 – Deadline to respond to Rule 12 motion;

c. November 18, 2026 – Deadline to file reply in support of Rule 12 motion.

SO ORDERED.

SIGNED August 18, 2026.

KAREN GREN SCHOLER
UNITED STATES DISTRICT JUDGE