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*Counsel for Highland Income Fund, NexPoint  
Strategic Opportunities Fund, Highland Global  
Allocation Fund, and NexPoint Capital, Inc.*

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

|                                   |   |                           |
|-----------------------------------|---|---------------------------|
| In re:                            | ) | Chapter 11                |
| HIGHLAND CAPITAL MANAGEMENT, L.P. | ) | Case No. 19-34054 (SGJ11) |
| Debtor.                           | ) | (Jointly Administered)    |
|                                   | ) |                           |
|                                   | ) |                           |

**NOTICE OF APPEAL**

**Part 1: Identify the appellants**

1. Names of appellants:

Highland Income Fund, NexPoint Strategic Opportunities Fund, Highland Global Allocation Fund, and NexPoint Capital, Inc.

2. Position of appellants in the adversary proceeding or bankruptcy case that is the subject of this appeal:

For appeals in an adversary proceeding:

☐ Plaintiff  
☐ Defendant  
☐ Other (describe) \_\_\_\_\_

For appeals in a bankruptcy case and not in an adversary proceeding:

☐ Debtor  
☐ Creditor  
☐ Trustee  
☒ Other (describe) Interested parties



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**Part 2: Identify the subject of this appeal**

1. Describe the judgment, order, or decree appealed from:

The Bankruptcy Court's Order (I) Confirming the Fifth Amended Plan of Reorganization of Highland Capital Management, L.P. (as Modified) and (II) Granting Related Relief [Dkt. No. 1943]

2. State the date on which the judgment, order, or decree was entered: February 22, 2021

**Part 3: Identify the other parties to the appeal**

List the names of all parties to the judgment, order, or decree appealed from and the names, addresses, and telephone numbers of their attorneys:

|  |  |
|--|--|
| <p><b>1. Debtor-Appellee</b><br/>PACHULSKI STANG ZIEHL &amp; JONES LLP<br/>Jeffrey N. Pomerantz<br/>Ira D. Kharasch<br/>jpomerantz@pszjlaw.com<br/>ikhharasch@pszjlaw.com<br/>10100 Santa Monica Blvd, 13th Floor<br/>Los Angeles, CA 90067</p> <p>John A. Morris<br/>Gregory V. Demo<br/>Hayley R. Winograd<br/>jmorris@pszjlaw.com<br/>gdemo@pszjlaw.com<br/>hwinograd@pszjlaw.com<br/>780 Third Avenue, 34th Floor<br/>New York, NY 10017-2024</p> <p>HAYWARD &amp; ASSOCIATES PLLC<br/>Melissa S. Hayward<br/>Zachery Z. Annable<br/>10501 N. Central Expressway, Suite 106<br/>Dallas, TX 75231<br/>MHayward@HaywardFirm.com<br/>zannable@haywardfirm.com</p> <p><i>Counsel for Highland Capital Management, L.P.</i></p> | <p><b>2. Creditor-Appellant</b><br/>K&amp;L GATES LLP<br/>Artoush Varshosaz (TX Bar No. 24066234)<br/>1717 Main Street, Suite 2800<br/>Dallas, TX 75201<br/>Tel: (214) 939-5659<br/>artoush.varshosaz@klgates.com</p> <p>A. Lee Hogewood, III (<i>pro hac vice</i>)<br/>4350 Lassiter at North Hills Ave., Suite 300<br/>Raleigh, NC 27609<br/>Tel: (919) 743-7306<br/>Lee.hogewood@klgates.com</p> <p><i>Counsel for Highland Income Fund, NexPoint Strategic Opportunities Fund, Highland Global Allocation Fund, and NexPoint Capital, Inc.</i></p> |
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**Part 4: Optional election to have appeal heard by District Court**

N/A

**Part 5: Sign below**

Dated: March 3, 2021

**K&L GATES LLP**

/s/ A. Lee Hogewood, III

A. Lee Hogewood, III (*pro hac vice*)

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