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

In re:	)	Case No. 19-34054-sgj-11
	)	
Highland Capital Management, L.P.,	)	Chapter 11
	)	
Debtor.	)	
_____	)	

**APPELLANTS' STATEMENT OF ISSUES ON APPEAL**

Appellants James Dondero, Highland Capital Management Fund Advisors, L.P., NexPoint Advisors, L.P., The Dugaboy Investment Trust, The Get Good Trust, and NexPoint Real Estate Partners, LLC, f/k/a HCRE Partners, LLC, a Delaware limited liability company (collectively, “Appellants”) hereby file their *Statement of Issues on Appeal* of the *Order Denying Motion to Recuse Pursuant to 28 U.S.C. § 455* (the “Order”) entered by the Bankruptcy Court on March 23, 2021 at docket no. 2083 in the above styled and numbered bankruptcy case (the “Bankruptcy Case”) of Highland Capital Management, L.P. (the “Debtor”).

**ISSUES ON APPEAL**

1. Whether the Bankruptcy Court erred in denying Appellants’ *Motion to Recuse Pursuant to 28 U.S.C. § 455* (the “Motion to Recuse”) as untimely.<sup>1</sup>

<sup>1</sup> Motion to Recuse at docket no. 2060; Brief in Support at docket no. 2061; and Appendix in Support at docket no. 2062.



2. Whether the Bankruptcy Court erred in denying the Motion to Recuse on the merits.

Dated: April 15, 2021

Respectfully submitted,

CRAWFORD, WISHNEW & LANG PLLC

By: /s/ Michael J. Lang

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### **CERTIFICATE OF SERVICE**

The undersigned certifies that on April 15, 2021, a true and correct copy of the above and foregoing document was served on all parties and counsel set to receive notice by the Court's ECF system.

/s/ Michael J. Lang

Michael J. Lang