



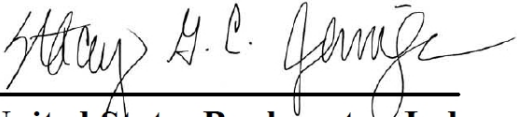
CLERK, U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF TEXAS

ENTERED

THE DATE OF ENTRY IS ON
THE COURT'S DOCKET

The following constitutes the ruling of the court and has the force and effect therein described.

Signed May 21, 2021


United States Bankruptcy Judge

**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.	§	
	§	

**AGREED SCHEDULING ORDER WITH RESPECT TO DEBTOR’S MOTION TO
DISQUALIFY WICK PHILLIPS GOULD & MARTIN, LLP AS COUNSEL TO HCRE
PARTNERS, LLC**

The Court, having considered the joint request of Highland Capital Management, L.P. (the “Debtor”), on the one hand, and NexPoint Real Estate Partners, LLC f/k/a HCRE Partners, LLC (“NREP” and together with the Debtor, the “Parties”), on the other hand, to enter the scheduling order reflected herein with respect to the *Debtor’s Motion to Disqualify Wick Phillips Gould & Martin, LLP as Counsel to HCRE Partners, LLC and for Related Relief* [Docket No. 2196] (the “Motion”); and this Court having jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334; and this being a core proceeding pursuant to 28 U.S.C. § 157(b)(2); and venue of this

**AGREED SCHEDULING ORDER ON DEBTOR’S MOTION TO DISQUALIFY WICK PHILLIPS GOULD
& MARTIN, LLP**



proceeding and this Motion being properly in this District pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the motion having been given; and after considering the agreement of the Parties, the Court finds that good and sufficient cause exists to enter this Scheduling Order.

Therefore, it is hereby **ORDERED**:

1. An evidentiary hearing on the Objection is set for **October 25, 2021 at 9:30 a.m. (Central Time)**. Unless the Court determines otherwise, the hearing will be conducted remotely by Webex video conferencing. The Webex hearing link is <https://us-courts.webex.com/meet/jerniga> and is also posted on the Court's web page and may be accessed at the following web address:

<https://www.txnb.uscourts.gov/judges-info/hearing-dates/judge-jernigans-hearing-dates>.

2. Requests for discovery shall be served on or before **June 1, 2021**, unless otherwise agreed in writing by the Parties.

3. Responses and/or objections to discovery requests shall be served on or before **July 6, 2021**, unless otherwise agreed in writing by the Parties.

4. All responsive, non-privileged documents shall be produced on or before **July 12, 2021**, unless otherwise agreed in writing by the Parties.

5. Depositions of fact witnesses shall be scheduled and concluded on or before **July 30, 2021**, unless otherwise agreed in writing by the Parties. The Parties agree that each shall take no more than two depositions unless the Court orders otherwise upon a showing of good cause.

6. Parties shall disclose their intent to utilize an expert on or before **August 13, 2021**, unless otherwise agreed in writing by the Parties. Such disclosure shall comply with the requirements under Fed. R. 26(a)(2)(C) and no formal written report shall be required.

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7. Depositions of expert witnesses shall be scheduled and concluded on or before **September 3, 2021**, unless otherwise agreed in writing by the Parties.

8. The Debtor's supplemental Motion ("Debtor's Supplemental Motion") shall be filed on or before **September 17, 2021**, unless otherwise agreed in writing by the Parties.

9. NREP's response to the Debtor's Supplemental Motion ("Response") shall be filed on or before **October 1, 2021**, unless otherwise agreed in writing by the Parties.

10. The Debtor's Reply shall be filed on or before **October 8, 2021**, unless otherwise agreed in writing by the Parties.

11. Witness and exhibit lists and all referenced exhibits will be filed on the docket and served on or before **October 18, 2021**, unless otherwise agreed in writing by the Parties. The Parties agree to limit the number of witnesses each will call on their case-in-chief to two fact witnesses and one expert witness unless the Court orders otherwise upon a showing of good cause.

12. All deadlines set forth above are effective as of **5:00 p.m. (Central Time)** on each applicable date.

13. This Court shall retain jurisdiction to hear and determine all matters arising from the implementation of this Order.

END OF ORDER###

Submitted by:

/s/ Zachery Z. Annable

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& MARTIN, LLP**

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Agreed as to form and substance:

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COUNSEL FOR THE DEBTOR AND DEBTOR-IN-POSSESSION	

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