Pocket #0005 Date Filed: 6/23/2021 The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.) DEFENDANTS I. (a) PLAINTIFFS PCMG Trading Partners XXIII, L.P. Highland Capital Management, L.P. (b) County of Residence of First Listed Plaintiff **Dallas County** County of Residence of First Listed Defendant Dallas County (EXCEPT IN U.S. PLAINTIFF CASES) (IN U.S. PLAINTIFF CASES ONLY) IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED. (c) Attorneys (Firm Name, Address, and Telephone Number) Attorneys (If Known) Sbaiti & Company PLLC, 2200 Ross Avenue, Suite 4900W, Dallas, TX 75201 (214-432-2899) II. BASIS OF JURISDICTION (Place an "X" in One Box Only) III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff (For Diversity Cases Only) and One Box for Defendant) 1 U.S. Government x 3 Federal Question DEF DEF Plaintiff (U.S. Government Not a Party) Citizen of This State Incorporated or Principal Place **X** 4 **X** 4 of Business In This State 2 U.S. Government 2 Incorporated and Principal Place 4 Diversity Citizen of Another State (Indicate Citizenship of Parties in Item III) Defendant of Business In Another State 3 Foreign Nation Citizen or Subject of a □ 6 □ 6 Foreign Country IV. NATURE OF SUIT (Place an "X" in One Box Only) Click here for: Nature of Suit Code Descriptions CONTRACT FORFEITURE/PENALTY BANKRUPTCY OTHER STATUTES 110 Insurance PERSONAL INJURY 422 Appeal 28 USC 158 PERSONAL INJURY 625 Drug Related Seizure 375 False Claims Act 120 Marine 310 Airplane 365 Personal Injury of Property 21 USC 881 423 Withdrawal 376 Qui Tam (31 USC 690 Other 130 Miller Act 315 Airplane Product Product Liability 28 USC 157 3729(a)) Liability 140 Negotiable Instrument 367 Health Care/ 400 State Reapportionment 320 Assault, Libel & PROPERTY RIGHTS 150 Recovery of Overpayment Pharmaceutical 410 Antitrust 430 Banks and Banking & Enforcement of Judgmen Slander Personal Injury 820 Copyrights 151 Medicare Act 330 Federal Employers' Product Liability 830 Patent 450 Commerce 152 Recovery of Defaulted Liability 368 Asbestos Personal 835 Patent - Abbreviated 460 Deportation Student Loans 340 Marine Injury Product New Drug Application 470 Racketeer Influenced and (Excludes Veterans) 345 Marine Product Liability 840 Trademark Corrupt Organizations 153 Recovery of Overpayment Liability PERSONAL PROPERTY 880 Defend Trade Secrets 480 Consumer Credit LABOR 350 Motor Vehicle 370 Other Fraud (15 USC 1681 or 1692) of Veteran's Benefits 710 Fair Labor Standards Act of 2016 160 Stockholders' Suits 355 Motor Vehicle 371 Truth in Lending 485 Telephone Consumer Act SOCIAL SECURIT 190 Other Contract Product Liability 380 Other Personal 720 Labor/Management Protection Act 195 Contract Product Liability 360 Other Personal Property Damage Relations 861 HIA (1395ff) 490 Cable/Sat TV 385 Property Damage 196 Franchise Injury 740 Railway Labor Act 862 Black Lung (923) 850 Securities/Commodities/ 362 Personal Injury -Product Liability 751 Family and Medical 863 DIWC/DIWW (405(g)) Exchange Medical Malpractice Leave Act 864 SSID Title XVI 890 Other Statutory Actions CIVIL RIGHTS PRISONEREPETITIONS 790 Other Labor Litigation 865 RSI (405(g)) 891 Agricultural Acts REAL PROPERTY 210 Land Condemnation 440 Other Civil Rights Habeas Corpus: 791 Employee Retirement 893 Environmental Matters 441 Voting 463 Alien Detainee 895 Freedom of Information 220 Foreclosure Income Security Act FEDERAL TAX SUITS 230 Rent Lease & Ejectment 442 Employment 510 Motions to Vacate 870 Taxes (U.S. Plaintiff Act 896 Arbitration 240 Torts to Land 443 Housing/ Sentence or Defendant) 245 Tort Product Liability Accommodations 530 General 871 IRS-Third Party 899 Administrative Procedure 26 USC 7609 290 All Other Real Property 445 Amer, w/Disabilities 535 Death Penalty IMMIGRATION Act/Review or Appeal of Employment Agency Decision 462 Naturalization Application Other: 446 Amer. w/Disabilities 540 Mandamus & Other 465 Other Immigration 950 Constitutionality of 550 Civil Rights Other Actions State Statutes 448 Education 555 Prison Condition 560 Civil Detainee Conditions of Confinement V. ORIGIN (Place an "X" in One Box Only) 2 Removed from 5 Transferred from 6 Multidistrict ☐ 8 Multidistrict Original \square 3 Remanded from 4 Reinstated or Another District State Court Appellate Court Reopened Litigation -Litigation -Proceeding (specify) Transfer Direct File Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity): 18 USC 80b-1, et seq VI. CAUSE OF ACTION Brief description of cause: Violation of Advisers Act VII. REOUESTED IN CHECK YES only if demanded in complaint: **DEMAND \$** CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. **COMPLAINT:** JURY DEMAND: × Yes VIII. RELATED CASE(S) (See instructions): **IF ANY** JUDGE DOCKET NUMBER 19-34054-sgill NDTXBK Stacey G. Jernigan DATE SIGNATURE OF ATTORNEY OF RECORD FOR OFFICE USE ONLY RECEIPT# AMOUNT APPLYING IFP JUDGE