

*Attorneys for NexPoint Real Estate  
Partners LLC (f/k/a HCRE Partners, LLC)*

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

**In re:**

**HIGHLAND CAPITAL  
MANAGEMENT, L.P.,**

**Debtor.**

**HIGHLAND CAPITAL  
MANAGEMENT, L.P.,**

**Movant,**

**V.**

**NEXPOINT REAL ESTATE  
PARTNERS, LLC, F/K/A HCRE  
PARTNERS, LLC,**

**Respondent.**



## Chapter 11

**Case No. 19-34054-SGJ-11**

## Contested Matter



**MOTION FOR RELIEF FROM ORDER**

Pursuant to Federal Rule of Bankruptcy Procedure 9024, NexPoint Real Estate Partners, LLC (f/k/a HCRE Partners, LLC) (“HCRE”) files this Motion for Relief from Order (“Motion”), seeking reconsideration of and relief from the Bankruptcy Court’s Memorandum Opinion and Order Granting Highland Capital Management, L.P.’s Motion for (A) Bad Faith Finding and (B) Attorneys’ Fees Against NexPoint Real Estate Partners LLC (f/k/a HCRE Partners, LLC) in Connection with Proof of Claim # 146 (“Order”). Reconsideration of and relief from the Order is warranted for several independent reasons as detailed in HCRE’s Memorandum of Law in Support of this Motion for Relief From Order filed simultaneously herewith.

Dated: March 18, 2024

Respectfully Submitted,

REICHMAN JORGENSEN LEHMAN &  
FELDBERG

/s/ Amy L. Ruhland

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on March 18, 2024, a true and correct copy of this document was served electronically via the Court's CM/ECF system to the parties registered or otherwise entitled to receive electronic notices in this case.

/s/ Amy L. Ruhland

Amy L. Ruhland

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

<b>In re:</b>	§	
	§	<b>Chapter 11</b>
<b>HIGHLAND CAPITAL MANAGEMENT, L.P.,</b>	§	
	§	<b>Case No. 19-34054-SGJ-11</b>
	§	
<b>Debtor.</b>	§	
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<b>HIGHLAND CAPITAL MANAGEMENT, L.P.,</b>	§	
	§	
<b>Movant,</b>	§	
	§	<b>Contested Matter</b>
<b>v.</b>	§	
	§	
<b>NEXPOINT REAL ESTATE PARTNERS, LLC, F/K/A HCRE PARTNERS, LLC,</b>	§	
	§	
	§	
<b>Respondent.</b>	§	

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**ORDER GRANTING MOTION FOR RELIEF FROM ORDER**

Upon consideration of the Motion for Relief from Order (“Motion”) and Memorandum of Law in support thereof filed by NexPoint Real Estate Partners, LLC (f/k/a HCRE Partners, LLC) (“HCRE”), seeking reconsideration of and relief from the Bankruptcy Court’s Memorandum Opinion and Order Granting Highland Capital Management, L.P.’s Motion for (A) Bad Faith Finding

and (B) Attorneys' Fees Against NexPoint Real Estate Partners LLC (f/k/a HCRE Partners, LLC) in  
Connection with Proof of Claim # 146 ("Order"),

**IT IS ORDERED** the Motion [Dkt. \_\_\_\_] be, and hereby is **GRANTED**.

### End of Order ###