

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re

Lordstown Motors Corp., *et al.*,¹

Debtors.

Lordstown Motors Corp. and Lordstown EV
Corporation,

Plaintiffs,

-against-

Hon Hai Precision Industry Co., Ltd (a/k/a Hon Hai
Technology Group), Foxconn EV Technology, Inc.,
Foxconn Ventures Pte. Ltd., Foxconn (Far East)
Limited, and Foxconn EV System LLC

Defendants.

Chapter 11

Case No. 23-10831 (MFW)

(Jointly Administered)

Adv. Pro. No. 23-50414 (MFW)

Re: Adv. Proc. D.I. 1 & 3

**CERTIFICATION OF COUNSEL REGARDING ORDER
APPROVING STIPULATION EXTENDING RESPONSE DEADLINE**

Hon Hai Precision Industry Co., Ltd. (a/k/a Hon Hai Technology Group), Foxconn
EV Technology, Inc., and Foxconn EV Systems LLC (together, collectively, “**Foxconn**”), by and
through the undersigned counsel, hereby certify as follows:

¹ The debtors and the last four digits of their respective taxpayer identification numbers are: Lordstown Motors Corp. (3239); Lordstown EV Corporation (2250); and Lordstown EV Sales LLC (9101) (collectively, the “**Debtors**”). The Debtors’ service address is 27000 Hills Tech Ct., Farmington Hills, MI 48331.



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1. On June 27, 2023, plaintiffs in the above-captioned adversary proceeding (“**Plaintiffs**,” and together with Foxconn, the “**Parties**”) filed the *Complaint* [Adv. Proc. D.I. 1] (the “**Complaint**”) with the United States Bankruptcy Court for the District of Delaware.

2. On June 30, 2023, Plaintiffs filed the *Summons and Notice of Pretrial Conference in an Adversary Proceeding* [Adv. Proc. D.I. 3], under which Foxconn’s initial deadline to answer, move, or otherwise respond to the Complaint was July 31, 2023 (the “**Response Deadline**”),² and a pretrial conference was scheduled to be held on a date to be determined.

3. The Parties have engaged in discussions regarding the Complaint and the Response Deadline and agreed to extend the Response Deadline as set forth in the proposed form of order attached hereto as **Exhibit A** (the “**Proposed Order**”) and the stipulation (the “**Stipulation**”) attached thereto as Exhibit 1.

WHEREFORE, Foxconn respectfully requests that the Court enter the Proposed Order attached hereto as **Exhibit A** approving the Stipulation.

² The 30th day following the issuance of the Summons is July 30, 2023; however, as that date falls on a Sunday, pursuant to Federal Rule of Bankruptcy Procedure 9006(a)(1)(C), the Response Deadline extends to Monday, July 31, 2023.

Dated: July 28, 2023
Wilmington, Delaware

**MORRIS, NICHOLS, ARSHT & TUNNELL
LLP**

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Exhibit A

Proposed Order

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re	Chapter 11
Lordstown Motors Corp., <i>et al.</i> , ¹	Case No. 23-10831 (MFW)
Debtors.	(Jointly Administered)
Lordstown Motors Corp. and Lordstown EV Corporation,	Adv. Pro. No. 23-50414 (MFW)
Plaintiffs,	Re: Adv. Proc. D.I. 1 & 3
-against-	
Hon Hai Precision Industry Co., Ltd (a/k/a Hon Hai Technology Group), Foxconn EV Technology, Inc., Foxconn Ventures Pte. Ltd., Foxconn (Far East) Limited, and Foxconn EV System LLC	
Defendants.	

ORDER APPROVING STIPULATION EXTENDING RESPONSE DEADLINE

Upon consideration of the *Stipulation Extending Response Deadline* (the “**Stipulation**”),² a copy of which is attached hereto as **Exhibit 1**; and the Court having determined that good and adequate cause exists for approval of the Stipulation;

IT IS HEREBY ORDERED THAT:

¹ The debtors and the last four digits of their respective taxpayer identification numbers are: Lordstown Motors Corp. (3239); Lordstown EV Corporation (2250); and Lordstown EV Sales LLC (9101) (collectively, the “**Debtors**”). The Debtors’ service address is 27000 Hills Tech Ct., Farmington Hills, MI 48331.

² Capitalized terms not defined herein shall have the meaning ascribed to such terms in the Stipulation.

1. The Stipulation is approved.
2. The time within which the Defendants may answer, move, or otherwise respond to the Complaint is hereby extended to and including September 1, 2023 (the “**Response Deadline**”).
3. All other applicable deadlines and obligations under the Local Rules for the United States Bankruptcy Court for the District of Delaware, the Federal Rules of Civil Procedure, and the Federal Rules of Bankruptcy Procedure, including under Bankruptcy Rules 7016 and 7026, are tolled and extended, to the extent necessary, by an equivalent period as the Response Deadline.

Exhibit 1

Stipulation

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re	Chapter 11
Lordstown Motors Corp., <i>et al.</i> , ¹	Case No. 23-10831 (MFW)
Debtors.	(Jointly Administered)
Lordstown Motors Corp. and Lordstown EV Corporation,	Adv. Pro. No. 23-50414 (MFW)
Plaintiffs,	Re: Adv. Proc. D.I. 1 & 3
-against-	
Hon Hai Precision Industry Co., Ltd (a/k/a Hon Hai Technology Group), Foxconn EV Technology, Inc., Foxconn Ventures Pte. Ltd., Foxconn (Far East) Limited, and Foxconn EV System LLC	
Defendants.	

STIPULATION EXTENDING RESPONSE DEADLINE

Lordstown Motors Corp. (“**Lordstown**” or “**Company**”) and Lordstown EV Corporation (collectively, “**Plaintiffs**”), and Hon Hai Precision Industry Co., Ltd. (“**Foxconn**”), Foxconn EV Technology, Inc. (“**Foxconn EV Technology**”), Foxconn Ventures Pte. Ltd. (“**FVP**”), Foxconn (Far East) Limited (“**Far East**”), and Foxconn EV Systems LLC (together with Foxconn, Foxconn EV Technology, FVP, and Far East, the “**Defendants**,” and together with

¹ The debtors and the last four digits of their respective taxpayer identification numbers are: Lordstown Motors Corp. (3239); Lordstown EV Corporation (2250); and Lordstown EV Sales LLC (9101) (collectively, the “**Debtors**”). The Debtors’ service address is 27000 Hills Tech Ct., Farmington Hills, MI 48331.

Plaintiffs, the “**Parties**”), by and through their respective undersigned counsel, hereby stipulate and agree (the “**Stipulation**”) as follows:

WHEREAS, on June 27, 2023, Plaintiffs filed the *Complaint* [Adv. Proc. D.I. 1] (the “**Complaint**”) with the United States Bankruptcy Court for the District of Delaware (the “**Bankruptcy Court**”);

WHEREAS, on June 30, 2023, Plaintiffs filed the *Summons and Notice of Pretrial Conference in an Adversary Proceeding* [Adv. Proc. D.I. 3] (the “**Summons**”), under which Defendants’ initial deadline to answer, move, or otherwise respond to the Complaint was July 31, 2023 (the “**Response Deadline**”),² and a pretrial conference was scheduled to be held on a date to be determined;

WHEREAS, the Parties have engaged in discussions regarding the Complaint and the Response Deadline, and agreed to extend the Response Deadline as set forth herein;

WHEREAS, the Parties expressly preserve and do not waive, prejudice, release, or otherwise lose any available claims or defenses, including jurisdictional and sufficiency of service defenses, that may be available under the Federal Rules of Civil Procedure (the “**Civil Rules**”), the Federal Rules of Bankruptcy Procedure (the “**Bankruptcy Rules**”), or any other rules, statutory or common law claim, or defense;

NOW, THEREFORE, in consideration of the foregoing recitals, and good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the Parties, intending to be legally bound, hereby stipulate and agree as follows:

1. The above recitals are true and correct and are incorporated by reference.

² The 30th day following the issuance of the Summons is July 30, 2023; however, as that date falls on a Sunday, pursuant to Federal Rule of Bankruptcy Procedure 9006(a)(1)(C), the Response Deadline extends to Monday, July 31, 2023.

2. The Response Deadline shall be extended to and including September 1, 2023.

3. All other applicable deadlines and obligations under the Local Rules for the United States Bankruptcy Court for the District of Delaware, the Civil Rules, and the Bankruptcy Rules, including under Bankruptcy Rules 7016 and 7026, are tolled and extended, to the extent necessary, by an equivalent period as the Response Deadline.

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Dated: July 28, 2023
Wilmington, Delaware

/s/ Cory D. Kandestin

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