

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. 8

**CERTIFICATION OF COUNSEL REGARDING ORDER
APPROVING STIPULATION EXTENDING OBJECTION AND REPLY DEADLINES
IN CONNECTION WITH DEFENDANTS' MOTION TO DISMISS**

Lordstown Motors Corp. (“**Lordstown**” or “**Company**”) and Lordstown EV
Corporation (collectively, “**Plaintiffs**”), 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 (and together with the above-captioned defendants (“**Defendants**”), the “**Parties**”) filed the *Complaint* [Adv. Proc. D.I. 1] with the United States Bankruptcy Court for the District of Delaware.

2. On September 29, 2023, Defendants filed their *Motion to Dismiss All Counts of the Adversary Complaint* [Adv. Proc. D.I. 8] (the “**Motion to Dismiss**”), to which Plaintiffs’ initial deadline to object is October 13, 2023 (the “**Objection Deadline**”) and Defendants’ initial deadline to reply is October 20, 2023 (the “**Reply Deadline**”).

3. The Parties have engaged in discussions regarding the Motion to Dismiss, the Objection Deadline, and Reply Deadline, and agreed to extend the Objection Deadline and Reply 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, Plaintiffs respectfully request that the Court enter the Proposed Order attached hereto as **Exhibit A** approving the stipulation.

[Remainder of page intentionally left blank]

Dated: October 12, 2023
Wilmington, Delaware

/s/ Morgan L. Patterson
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Counsel for Plaintiffs

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. 8
-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 OBJECTION AND REPLY DEADLINES IN CONNECTION WITH DEFENDANTS' MOTION TO DISMISS

Upon consideration of the *Stipulation Extending Objection and Reply 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). 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 Plaintiffs may object to Defendants' Motion to Dismiss is hereby extended to and including November 6, 2023 (the "**Objection Deadline**").
3. The time within which the Defendants may reply to Plaintiffs' objection to Defendants' Motion to Dismiss is hereby extended to and including November 30, 2023 (the "**Reply Deadline**").
4. 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 Objection and Reply Deadlines.

Exhibit 1

Stipulation

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

<p>In re</p> <p>Lordstown Motors Corp., <i>et al.</i>,¹</p> <p style="text-align: center;">Debtors.</p>	<p>Chapter 11</p> <p>Case No. 23-10831 (MFW)</p> <p>(Jointly Administered)</p>
<p>Lordstown Motors Corp. and Lordstown EV Corporation,</p> <p style="text-align: center;">Plaintiffs,</p> <p>-against-</p> <p>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</p> <p style="text-align: center;">Defendants.</p>	<p>Adv. Pro. No. 23-50414 (MFW)</p> <p>Re: Adv. Proc. D.I. 8</p>

**STIPULATION EXTENDING OBJECTION AND REPLY DEADLINES IN
CONNECTION WITH DEFENDANTS’ MOTION TO DISMISS**

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 September 29, 2023, Defendants filed their *Motion to Dismiss All Counts of the Adversary Complaint* [Adv. Proc. D.I. 8] (the “**Motion to Dismiss**”), to which Plaintiffs’ initial deadline to object is October 13, 2023 (the “**Objection Deadline**”) and Defendants’ initial deadline to reply is October 20, 2023 (the “**Reply Deadline**”).

WHEREAS, the Parties have engaged in discussions regarding the Objection Deadline and Reply Deadline, and agreed to extend such deadlines as set forth herein;

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 Objection Deadline shall be extended to and including November 6, 2023.
3. The Reply Deadline shall be extended to and including November 30, 2023.
4. 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 Objection and Reply Deadlines.
5. This Stipulation is entered into without prejudice to the Parties’ rights and defenses, including without limitation defenses as to arbitrability.

[Remainder of page intentionally left blank]

Dated: October 12, 2023

Wilmington, Delaware

/s/ Morgan L. Patterson

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