

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re

FISKER INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 24-11390 (TMH)

(Joint Administration Requested)

NOTICE OF (I) FILING OF CHAPTER 11 PETITIONS AND RELATED DOCUMENTS AND (II) AGENDA FOR HEARING SCHEDULED FOR JUNE 21, 2024, AT 11:00 A.M. (EASTERN TIME) IN COURTROOM #5, BEFORE THE HONORABLE THOMAS M. HORAN, AT THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE²

This proceeding will be conducted in a hybrid format. Please refer to Judge Horan's Chambers Procedures and the Court's website (<http://www.deb.uscourts.gov/court-appearances>) for information on the method of allowed participation (video or audio), Judge Horan's expectations of remote participants, and the advance registration requirements.

Registration is required by June 21, 2024, at 10:00 a.m. (Eastern time).

PLEASE TAKE NOTICE that, on June 17 and 19, 2024, the debtors and debtors in possession in the above-captioned chapter 11 cases (collectively, the "Debtors") filed voluntary petitions for relief under chapter 11 of title 11 of the United States Code, 11 U.S.C. §§ 101–1532 (the "Bankruptcy Code"), and related pleadings with the United States Bankruptcy Court for the District of Delaware. The Debtors are debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. The automatic stay of Section 362(a) of the Bankruptcy Code is in effect.

PLEASE TAKE FURTHER NOTICE that parties who wish to participate in the First Day Hearing may do so by registering through the above eCourt Appearance link.

PLEASE TAKE FURTHER NOTICE that a hearing with respect to the following first day pleadings (collectively, the "First Day Pleadings"), to the extent set forth below, is scheduled for **June 21, 2024, at 11:00 a.m. (Eastern Time) in Courtroom #5** (the "First Day Hearing")

¹ The debtors and debtors in possession in these chapter 11 cases, along with the last four digits of their respective employer identification numbers or Delaware file numbers, are as follows: Fisker Inc. (0340); Fisker Group Inc. (3342); Fisker TN LLC (6212); Blue Current Holding LLC (6668); Platinum IPR LLC (4839); and Terra Energy Inc. (0739). The address of the debtors' corporate headquarters is 14 Centerpointe Drive, La Palma, CA 90623.

² All petitions, motions, and other pleadings referenced herein are available free of charge at <https://www.veritaglobal.net/fisker>.



before The Honorable Thomas M. Horan, United States Bankruptcy Judge for the District of Delaware.

PLEASE TAKE FURTHER NOTICE that objections, if any, to the First Day Pleadings may be made at the First Day Hearing.

PETITIONS

1. Voluntary Petitions (see attached **Exhibit A**)

Related Documents:

- a) Notice of Hearing to Consider First Day Pleadings ([D.I. 19](#), filed 6/20/24).

DECLARATION IN SUPPORT OF FIRST DAY PLEADINGS

2. Declaration of John C. DiDonato as Chief Restructuring Officer of the Debtors in Support of Debtors' Chapter 11 Proceeding and First Day Pleadings (to be filed).

MATTERS GOING FORWARD

3. Motion of Debtors for Entry of an Order (I) Directing Joint Administration of Chapter 11 Cases and (II) Granting Related Relief ([D.I. 4](#), filed 6/20/24).

Status: This matter is going forward.

4. Motion of Debtors for Entry of a Standing Order Confirming the Statutory Protections of the Bankruptcy Code ([D.I. 5](#), filed 6/20/24).

Status: This matter is going forward.

5. Motion of Debtors for Entry of Interim and Final Orders (I) Waiving the Requirement to File a List of Equity Security Holders and (II) Authorizing Debtors to Redact Certain Personal Information ([D.I. 6](#), filed 6/20/24).

Status: This matter is going forward.

6. Motion of Debtors for Entry of Interim and Final Orders (I) Establishing Notification and Hearing Procedures for, and Approving Restrictions on, Certain Transfers of and Declarations of Worthlessness with Respect To Interests in and Certain Claims Against the Debtors' Estates and (II) Establishing a Record Date for Notice and Sell-Down Procedures for Trading in Claims Against the Debtors' Estates ([D.I. 7](#), filed 6/20/24).

Status: This matter is going forward.

7. Motion of Debtors for Entry of Interim and Final Orders Authorizing (I) Debtors to Continue and Renew Their Liability, Property, Casualty, Surety Bond, and Other Insurance

Programs, and Honor All Obligations in Respect Thereof and (II) Financial Institutions to Honor and Process Related Checks and Transfers ([D.I. 8](#), filed 6/20/24).

Status: This matter is going forward.

8. Motion of Debtors for Entry of Interim and Final Orders (I) Authorizing (A) Debtors To Continue To Maintain Existing Cash Management System, Bank Accounts, and Business Forms, (B) Debtors To Open and Close Bank Accounts, and (C) Financial Institutions To Administer the Bank Accounts and Honor and Process Related Checks and Transfers, and (II) Waiving Deposit and Investment Requirements ([D.I. 9](#), filed 6/20/24).

Status: This matter is going forward.

9. Motion of Debtors for Entry of Interim and Final Orders (I) Prohibiting Utilities From Altering, Refusing, or Discontinuing Service, (II) Deeming Utilities Adequately Assured of Future Performance, and (III) Establishing Procedures for Determining Requests for Additional Adequate Assurance ([D.I. 10](#), filed 6/20/24).

Status: This matter is going forward.

10. Motion of Debtors for Entry of Interim and Final Orders Authorizing (I) Debtors to Pay Certain Prepetition Taxes, Governmental Assessments, and Fees and (II) Financial Institutions to Honor and Process Related Checks and Transfers ([D.I. 11](#), filed 6/20/24).

Status: This matter is going forward.

11. Motion of Debtors for Entry of Interim and Final Orders Authorizing (I) Debtors To (A) Pay Prepetition Employee Obligations and (B) Maintain Employee Benefits Programs and Pay Related Administrative Obligations, (II) Current and Former Employees To Proceed with Outstanding Workers' Compensation Claims, and (III) Financial Institutions To Honor and Process Related Checks and Transfers ([D.I. 12](#), filed 6/20/24).

Status: This matter is going forward.

12. Application of Debtors for Authority to Employ and Retain Kurtzman Carson Consultants, LLC DBA Verita Global as Claims and Noticing Agent to the Debtors *Nunc Pro Tunc* to the Petition Date (to be filed).

Status: This matter is going forward.

13. Motion of the Debtors for Entry of Interim Order (I) Authorizing the Debtors to Utilize Cash Collateral, (II) Granting Adequate Protection, (III) Modifying the Automatic Stay, (IV) Waiving Any Stay of the Effectiveness of the Relief Granted, and (V) Granting Related Relief (to be filed).

Status: This matter is going forward.

Dated: June 20, 2024
Wilmington, Delaware

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

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Proposed Counsel to the Debtors and Debtors in Possession

Exhibit A

Debtor	Case No.
Fisker Group Inc.	24-11377 (TMH)
Fisker Inc.	24-11390 (TMH)
Fisker TN LLC	24-11391 (TMH)
Terra Energy Inc.	24-11392 (TMH)
Blue Current Holding LLC	24-11393 (TMH)
Platinum IPR LLC	24-11394 (TMH)