

**Fill in this information to identify the case:**

Debtor Lordstown Motors Corp.

United States Bankruptcy Court for the: \_\_\_\_\_ District of Delaware  
(State)

Case number 23-10831

**Official Form 410  
Proof of Claim**

**04/22**

**Read the instructions before filling out this form. This form is for making a claim for payment in a bankruptcy case. Do not use this form to make a request for payment of an administrative expense. Make such a request according to 11 U.S.C. § 503.**

**Filers must leave out or redact** information that is entitled to privacy on this form or on any attached documents. Attach redacted copies or any documents that support the claim, such as promissory notes, purchase orders, invoices, itemized statements of running accounts, contracts, judgments, mortgages, and security agreements. **Do not send original documents;** they may be destroyed after scanning. If the documents are not available, explain in an attachment.

A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.

**Fill in all the information about the claim as of the date the case was filed. That date is on the notice of bankruptcy (Form 309) that you received.**

**Part 1: Identify the Claim**

1. <b>Who is the current creditor?</b>	<u>Alok Kumar Bajpai</u> Name of the current creditor (the person or entity to be paid for this claim)	
	Other names the creditor used with the debtor _____	
2. <b>Has this claim been acquired from someone else?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. From whom? _____	
3. <b>Where should notices and payments to the creditor be sent?</b>	<b>Where should notices to the creditor be sent?</b>	<b>Where should payments to the creditor be sent? (if different)</b>
Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)	<u>Alok Kumar Bajpai</u> <u>2 Constance Ct</u> <u>Aliso Viejo, CA 92656, USA</u>	
	Contact phone <u>949-887-0524</u>	Contact phone _____
	Contact email <u>bajpaialok@yahoo.com</u>	Contact email _____
	Uniform claim identifier for electronic payments in chapter 13 (if you use one): _____	
4. <b>Does this claim amend one already filed?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Claim number on court claims registry (if known) _____ Filed on _____ <span style="float: right;">MM / DD / YYYY</span>	
5. <b>Do you know if anyone else has filed a proof of claim for this claim?</b>	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes. Who made the earlier filing? _____	



**Part 2: Give Information About the Claim as of the Date the Case Was Filed**

6. Do you have any number you use to identify the debtor?  No  
 Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: \_\_\_\_ \_

7. How much is the claim? \$ 34944.28. Does this amount include interest or other charges?  
 No  
 Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. What is the basis of the claim? Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.  
Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).  
Limit disclosing information that is entitled to privacy, such as health care information.  
  
PTO payout as per California State Law

9. Is all or part of the claim secured?  No  
 Yes. The claim is secured by a lien on property.  
**Nature or property:**  
 Real estate: If the claim is secured by the debtor's principle residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.  
 Motor vehicle  
 Other. Describe: \_\_\_\_\_  
**Basis for perfection:** \_\_\_\_\_  
Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)  
**Value of property:** \$ \_\_\_\_\_  
**Amount of the claim that is secured:** \$ \_\_\_\_\_  
**Amount of the claim that is unsecured:** \$ \_\_\_\_\_ (The sum of the secured and unsecured amount should match the amount in line 7.)  
**Amount necessary to cure any default as of the date of the petition:** \$ \_\_\_\_\_  
**Annual Interest Rate** (when case was filed) \_\_\_\_\_ %  
 Fixed  
 Variable

10. Is this claim based on a lease?  No  
 Yes. Amount necessary to cure any default as of the date of the petition. \$ \_\_\_\_\_

11. Is this claim subject to a right of setoff?  No  
 Yes. Identify the property: \_\_\_\_\_



12. Is all or part of the claim entitled to priority under 11 U.S.C. § 507(a)?

No

Yes. Check all that apply:

	Amount entitled to priority
<input type="checkbox"/> Domestic support obligations (including alimony and child support) under 11 U.S.C. § 507(a)(1)(A) or (a)(1)(B).	\$ _____
<input type="checkbox"/> Up to \$3,350* of deposits toward purchase, lease, or rental of property or services for personal, family, or household use. 11 U.S.C. § 507(a)(7).	\$ _____
<input checked="" type="checkbox"/> Wages, salaries, or commissions (up to \$15,150* <sup>*</sup> ) earned within 180 days before the bankruptcy petition is filed or the debtor's business ends, whichever is earlier. 11 U.S.C. § 507(a)(4).	\$ <u>34944.28</u>
<input type="checkbox"/> Taxes or penalties owed to governmental units. 11 U.S.C. § 507(a)(8).	\$ _____
<input type="checkbox"/> Contributions to an employee benefit plan. 11 U.S.C. § 507(a)(5).	\$ _____
<input type="checkbox"/> Other. Specify subsection of 11 U.S.C. § 507(a)( <u>    </u> ) that applies.	\$ _____

\* Amounts are subject to adjustment on 4/01/25 and every 3 years after that for cases begun on or after the date of adjustment.

13. Is all or part of the claim pursuant to 11 U.S.C. § 503(b)(9)?

No

Yes. Indicate the amount of your claim arising from the value of any goods received by the debtor within 20 days before the date of commencement of the above case, in which the goods have been sold to the Debtor in the ordinary course of such Debtor's business. Attach documentation supporting such claim.

\$ \_\_\_\_\_

**Part 3: Sign Below**

**The person completing this proof of claim must sign and date it. FRBP 9011(b).**

If you file this claim electronically, FRBP 5005(a)(2) authorizes courts to establish local rules specifying what a signature is.

**A person who files a fraudulent claim could be fined up to \$500,000, imprisoned for up to 5 years, or both. 18 U.S.C. §§ 152, 157, and 3571.**

*Check the appropriate box:*

I am the creditor.

I am the creditor's attorney or authorized agent.

I am the trustee, or the debtor, or their authorized agent. Bankruptcy Rule 3004.

I am a guarantor, surety, endorser, or other codebtor. Bankruptcy Rule 3005.

I understand that an authorized signature on this *Proof of Claim* serves as an acknowledgement that when calculating the amount of the claim, the creditor gave the debtor credit for any payments received toward the debt.

I have examined the information in this *Proof of Claim* and have reasonable belief that the information is true and correct.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on date 10/10/2023  
MM / DD / YYYY

/s/Alok Kumar Bajpai  
Signature

**Print the name of the person who is completing and signing this claim:**

Name Alok Kumar Bajpai  
First name Middle name Last name

Title Sr. Software Engineer

Company Lordstown Motors Corp.  
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address \_\_\_\_\_

Contact phone \_\_\_\_\_ Email \_\_\_\_\_



# KCC ePOC Electronic Claim Filing Summary

For phone assistance: Domestic (877) 709-4757 | International 424-236-7235

<b>Debtor:</b> 23-10831 - Lordstown Motors Corp.		
<b>District:</b> District of Delaware		
<b>Creditor:</b> Alok Kumar Bajpai 2 Constance Ct  Aliso Viejo, CA, 92656 USA <b>Phone:</b> 949-887-0524 <b>Phone 2:</b>  <b>Fax:</b>  <b>Email:</b> bajpaialok@yahoo.com	<b>Has Supporting Documentation:</b> Yes, supporting documentation successfully uploaded <b>Related Document Statement:</b>	
	<b>Has Related Claim:</b> No <b>Related Claim Filed By:</b>	
	<b>Filing Party:</b> Creditor	
<b>Other Names Used with Debtor:</b>	<b>Amends Claim:</b> No <b>Acquired Claim:</b> No	
<b>Basis of Claim:</b> PTO payout as per California State Law	<b>Last 4 Digits:</b> No	<b>Uniform Claim Identifier:</b>
<b>Total Amount of Claim:</b> 34944.28	<b>Includes Interest or Charges:</b> No	
<b>Has Priority Claim:</b> Yes	<b>Priority Under:</b> 11 U.S.C. §507(a)(4): 34944.28	
<b>Has Secured Claim:</b> No <b>Amount of 503(b)(9):</b> No <b>Based on Lease:</b> No <b>Subject to Right of Setoff:</b> No	<b>Nature of Secured Amount:</b> <b>Value of Property:</b>  <b>Annual Interest Rate:</b>  <b>Arrearage Amount:</b>  <b>Basis for Perfection:</b>  <b>Amount Unsecured:</b>	
<b>Submitted By:</b> Alok Kumar Bajpai on 10-Oct-2023 1:33:12 p.m. Eastern Time <b>Title:</b> Sr. Software Engineer <b>Company:</b> Lordstown Motors Corp.		

Creditor Name: Alok Kumar Bajpai

Date of Birth: Jul/10/1981

SSN Last 4 digits: XXX-XX-4400

This document contains screenshots from Paylocity, a service used by "Lordstown Motors Corp." to record PTO and floating hours. I have captured screenshots and table both from Paylocity and they are exact same.

**Claim:**

The total PTO and FLOATING hours earned is currently disputed as "LMC" has "cleared" PTO "Above carryover Maximum." Please see table columns "Trans Type" and "Subtype" in the screenshots where hours were cleared by "LMC". Hours marked "PTO", "PTO-B", and "FLOAT" are all valid PTO hours. This is NOT permitted as per California Law. As part of California law, PTO must be paid out on employee termination.

**Proof for claim:**

Screenshots of the Paylocity service which is used by "LMC" to track all hours.

Also, a table from Paylocity which has all the transactions of hours tracked is given below.

Below calculation is as per hours in Paylocity.

Undisputed PTO = 132.92 hours

Undisputed Floating hours = 16 hours

Disputed PTO hours= 104 + 120.01 + 80 = 304.01 hours

Disputed Floating hours = 16 hours

Total Hours claimed= 468.93 hours

Hourly Rate = \$74.5192 per hour

Total Amount Claimed: 468.93 hours x \$74.5192 (hourly rate) = \$34944.28



https://login.paylocity.com/Escher/Escher\_WebUI/views/employees/empTimeOffHistory.aspx?view=empDemographicHR&area=employees

Personal Work Employment Pay Benefits Performance Training **Time Off**

Balances **Time Off History** Leave Tracking Requests

Time Off History

Transaction Date From: [ ] Transaction Date To: [ ] Begin Date From: [ ] Begin Date To: [ ]

Time Off Type: [ - All - ] Transaction Type: [ - All - ] Show Totals? [ ] Transaction Subtype: [ - All - ]

Search [ ] Show All [ ] Reset [ ] Save Search [ ]

Trans Date	Begin Date	Type	Trans Type	Subtype	Hours/Days	Avail Hours/Days	Σ	Available %
12/03/2022	12/03/2022	PTD	Earned	Ongoing	4.62 Hours	144.00 Hours		
12/06/2022	12/06/2022	PTD-B	Earned	Ongoing	4.62 Hours	116.38 Hours		
11/29/2022	11/29/2022	PTD-B	Earned	Ongoing	4.62 Hours	110.77 Hours		
11/11/2022	11/11/2022	PTD-B	Earned	Ongoing	4.62 Hours	106.15 Hours		
10/28/2022	10/28/2022	PTD-B	Earned	Ongoing	4.62 Hours	101.53 Hours		
10/14/2022	10/14/2022	PTD-B	Earned	Ongoing	4.62 Hours	96.92 Hours		
09/30/2022	09/30/2022	PTD-B	Earned	Ongoing	4.62 Hours	92.31 Hours		
09/30/2022	09/30/2022	SIX	Earned	Ongoing	24.00 Hours	24.00 Hours		
09/30/2022	09/30/2022	SIX	Cleared	Above carry-over maximum	24.00 Hours	0.00 Hours		
09/14/2022	09/14/2022	PTD-B	Earned	Ongoing	4.62 Hours	87.69 Hours		
09/02/2022	09/02/2022	PTD-B	Earned	Ongoing	4.62 Hours	83.08 Hours		
08/16/2022	08/16/2022	PTD-B	Earned	Ongoing	4.62 Hours	78.46 Hours		
08/05/2022	08/05/2022	PTD-B	Earned	Ongoing	4.62 Hours	73.85 Hours		
07/22/2022	07/22/2022	PTD-B	Earned	Ongoing	4.62 Hours	69.23 Hours		
07/09/2022	07/09/2022	PTD-B	Earned	Ongoing	4.62 Hours	64.62 Hours		
06/24/2022	06/24/2022	PTD-B	Earned	Ongoing	4.62 Hours	60.00 Hours		
06/04/2022	06/04/2022	PTD	Used		16.00 Hours	144.00 Hours		
06/10/2022	06/10/2022	PTD-B	Earned	Ongoing	4.62 Hours	10.38 Hours		
05/27/2022	05/27/2022	PTD-B	Earned	Ongoing	4.62 Hours	5.77 Hours		
05/13/2022	05/13/2022	PTD-B	Earned	Ongoing	4.62 Hours	1.15 Hours		
04/29/2022	04/29/2022	PTD-B	Earned	Ongoing	4.62 Hours	-3.47 Hours		
04/16/2022	04/16/2022	PTD-B	Earned	Ongoing	4.62 Hours	-8.09 Hours		
03/30/2022	03/30/2022	PTD-B	Earned	Ongoing	4.62 Hours	-12.71 Hours		
03/14/2022	03/14/2022	PTD-B	Earned	Ongoing	4.62 Hours	-17.34 Hours		
01/01/2022	01/01/2022	PTD	Earned	Ongoing	120.00 Hours	160.00 Hours		
01/01/2022	01/01/2022	PTD	Cleared	Above carry-over maximum	80.00 Hours	40.00 Hours		

Page 3:

https://login.paylocity.com/Escher/Escher\_WebUI/views/employees/empTimeOffHistory.aspx?view=empDemographicHR&area=employees

Lordstown Motors Corp (88629) paylocity

HR & Payroll Employees HR Payroll User Access

Personal Work Employment Pay Benefits Performance Training **Time Off**

Balances **Time Off History** Leave Tracking Requests

Time Off History

Transaction Date From: [ ] Transaction Date To: [ ] Begin Date From: [ ] Begin Date To: [ ]

Time Off Type: [ - All - ] Transaction Type: [ - All - ] Show Totals? [ ] Transaction Subtype: [ - All - ]

Search [ ] Show All [ ] Reset [ ] Save Search [ ]

Trans Date	Begin Date	Type	Trans Type	Subtype	Hours/Days	Avail Hours/Days	Σ	Available %
10/01/2021	10/01/2021	PTD	Initial		120.00 Hours	120.00 Hours		

Table from Paylocity as below



<u>Trans Date</u>	<u>Begin Date</u>	<u>Type</u>	<u>Trans Type</u>	<u>Subtype</u>	<u>Hours/Days</u>	<u>Avail Hours/Days</u>
<a href="#">10/13/2023</a>	10/4/2023	PTO	Manual Adjustment	Adjustment	0.00 Hours	0.00 Hours
9/29/2023	9/29/2023	PTO	Earned	Ongoing	5.23 Hours	132.92 Hours
9/29/2023	9/29/2023	SICK	Earned	Ongoing	24.00 Hours	24.00 Hours
9/29/2023	9/29/2023	SICK	Cleared	Above carry over maximum	24.00 Hours	0.00 Hours
9/15/2023	9/15/2023	PTO	Earned	Ongoing	4.62 Hours	127.69 Hours
9/1/2023	9/1/2023	PTO	Earned	Ongoing	4.62 Hours	123.08 Hours
8/18/2023	8/18/2023	PTO	Earned	Ongoing	4.62 Hours	118.46 Hours
8/4/2023	8/4/2023	PTO	Earned	Ongoing	4.62 Hours	113.85 Hours
7/21/2023	7/21/2023	PTO	Earned	Ongoing	4.62 Hours	109.23 Hours
7/7/2023	7/7/2023	PTO	Earned	Ongoing	4.62 Hours	104.62 Hours
6/23/2023	6/23/2023	PTO	Earned	Ongoing	4.62 Hours	100.00 Hours
6/9/2023	6/9/2023	PTO	Earned	Ongoing	4.62 Hours	95.38 Hours
5/26/2023	5/26/2023	PTO	Earned	Ongoing	4.62 Hours	90.77 Hours
5/8/2023	5/8/2023	PTO	Earned	Ongoing	4.62 Hours	86.15 Hours
4/28/2023	4/28/2023	PTO	Earned	Ongoing	4.62 Hours	81.54 Hours
4/14/2023	4/14/2023	PTO	Earned	Ongoing	4.62 Hours	76.92 Hours
3/31/2023	3/31/2023	PTO	Earned	Ongoing	4.62 Hours	72.31 Hours
3/17/2023	3/17/2023	PTO	Earned	Ongoing	4.62 Hours	67.69 Hours
3/3/2023	3/3/2023	PTO	Earned	Ongoing	4.62 Hours	63.08 Hours
2/17/2023	2/17/2023	PTO	Earned	Ongoing	4.62 Hours	58.46 Hours
2/3/2023	2/3/2023	PTO	Earned	Ongoing	4.62 Hours	53.85 Hours
1/20/2023	1/20/2023	PTO	Earned	Ongoing	4.62 Hours	49.23 Hours
1/6/2023	1/6/2023	PTO	Earned	Ongoing	4.62 Hours	44.62 Hours
1/6/2023	1/6/2023	FLOAT	Earned	Ongoing	0.00 Hours	16.00 Hours
1/6/2023	1/6/2023	FLOAT	Cleared		0.00 Hours	16.00 Hours
1/6/2023	1/6/2023	PTO	Cleared	Above carry over maximum	104.00 Hours	40.00 Hours
12/23/2022	12/23/2022	PTO	Earned	Ongoing	4.62 Hours	144.00 Hours
12/9/2022	12/9/2022	PTO-B	Earned	Ongoing	4.62 Hours	115.39 Hours
11/23/2022	11/23/2022	PTO-B	Earned	Ongoing	4.62 Hours	110.77 Hours
11/11/2022	11/11/2022	PTO-B	Earned	Ongoing	4.62 Hours	106.15 Hours
10/28/2022	10/28/2022	PTO-B	Earned	Ongoing	4.62 Hours	101.54 Hours
10/14/2022	10/14/2022	PTO-B	Earned	Ongoing	4.62 Hours	96.92 Hours
9/30/2022	9/30/2022	PTO-B	Earned	Ongoing	4.62 Hours	92.31 Hours
9/30/2022	9/30/2022	SICK	Earned	Ongoing	24.00 Hours	24.00 Hours

9/30/2022	9/30/2022	SICK	Cleared	Above carry over maximum	24.00 Hours	0.00 Hours
9/16/2022	9/16/2022	PTO-B	Earned	Ongoing	4.62 Hours	87.69 Hours
9/2/2022	9/2/2022	PTO-B	Earned	Ongoing	4.62 Hours	83.08 Hours
8/19/2022	8/19/2022	PTO-B	Earned	Ongoing	4.62 Hours	78.46 Hours
8/5/2022	8/5/2022	PTO-B	Earned	Ongoing	4.62 Hours	73.85 Hours
7/22/2022	7/22/2022	PTO-B	Earned	Ongoing	4.62 Hours	69.23 Hours
7/8/2022	7/8/2022	PTO-B	Earned	Ongoing	4.62 Hours	64.62 Hours
6/24/2022	6/24/2022	PTO-B	Earned	Ongoing	4.62 Hours	60.00 Hours
6/24/2022	6/24/2022	PTO	Used		16.00 Hours	144.00 Hours
6/10/2022	6/10/2022	PTO-B	Earned	Ongoing	4.62 Hours	55.38 Hours
5/27/2022	5/27/2022	PTO-B	Earned	Ongoing	4.62 Hours	50.77 Hours
5/13/2022	5/13/2022	PTO-B	Earned	Ongoing	4.62 Hours	46.15 Hours
4/29/2022	4/29/2022	PTO-B	Earned	Ongoing	4.62 Hours	41.54 Hours
4/15/2022	4/15/2022	PTO-B	Earned	Ongoing	4.62 Hours	36.92 Hours
3/25/2022	3/25/2022	PTO-B	Earned	Ongoing	4.62 Hours	32.31 Hours
3/14/2022	3/14/2022	PTO-B	Earned	Ongoing	4.62 Hours	4.62 Hours
1/7/2022	1/7/2022	PTO	Earned	Ongoing	120.00 Hours	160.00 Hours
1/7/2022	1/7/2022	PTO	Cleared	Above carry over maximum	80.00 Hours	40.00 Hours
10/1/2021	10/1/2021	PTO	Initial		120.00 Hours	120.00 Hours