IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re

Chapter 11

Nu Ride Inc., et al., 1

Case No. 23-10831 (MFW)

Reorganized Debtors.

(Jointly Administered)

DECLARATION OF WILLIAM GALLAGHER IN SUPPORT OF POST-EFFECTIVE DATE DEBTORS' MOTION FOR ENTRY OF AN ORDER (A) ENFORCING THE VEHICLE DECOMMISSION ORDER AND (B) FOR RELATED RELIEF

- I, William Gallagher, hereby declare the following under penalty of perjury:
- 1. I am over the age of eighteen (18) and am competent to execute this declaration.
- 2. I serve as the Chief Executive Officer of Nu Ride Inc. (the "Post-Effective Date Debtors"), pursuant to the initial Plan Supplement filed on December 1, 2023 [Docket No. 766] (the "Plan Supplement").
- 3. I submit this declaration (this "Declaration") in support of Post-Effective Debtors' Motion for (A) Entry of an Order Enforcing the Vehicle Decommission Order and (B) for Related *Relief* (the "Motion"), filed concurrently herewith.²
- 4. The statements in this Declaration are, except where specifically noted, based on my personal knowledge or opinion, on information that I have received from the Post-Effective Date Debtors' advisors, counsel, or co-counsel ("we" "us", or "our"). If called upon to testify, I would testify competently to the facts as set forth in this Declaration.

² Capitalized terms used but not otherwise defined herein shall have the meanings ascribed to such terms in the Motion.



16921754/10

¹ The Reorganized 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 Reorganized Debtors' service address is: Nu Ride Inc. c/o William Gallagher, CEO, M 3 Partners, 1700 Broadway, 19th Floor, New York, NY 10019.

Professional Background and Qualifications

5. I am a Managing Director at M3 Advisory Partners, LP ("M3"), whose offices are located at 1700 Broadway, 19th Floor, New York, New York 10019. I have over 35 years of experience in finance, investment banking, and financial restructuring. At M3, I manage the company's SPAC business. Prior to joining M3, I was Chief Executive Officer at WMIH Corp. ("WMIH"), a public acquisition corporation which was the successor to Washington Mutual, Inc. I was recruited to WMIH to oversee its acquisition strategy and manage its day-to-day affairs. My responsibilities included reviewing, vetting, and analyzing a large number of potential target companies from a variety of different sectors and industry groups. Prior to WMIH, I was CEO and Chief Risk Officer at Capmark Financial Group. I was retained by Capmark to manage its financial restructuring following the global economic crisis and was responsible for the management of the company's day-to-day affairs, the restructuring of both the company and its assets (including its \$12 billion commercial loan portfolio), its bankruptcy process, and its winding down and distribution of assets to creditors and other stakeholders.

The Debtors Developed Endurance Vehicles

4. Prior to the petition date, the Debtors were in the business of developing, manufacturing, and selling electric vehicles ("<u>EVs</u>"). The Debtors' flagship vehicle was the "Endurance," a full-size, all-electric pickup truck.

The Court Entered the Vehicle Decommission Order

5. The Debtors filed a motion with this Court requesting permission to repurchase all Endurance vehicles in an effort to extinguish vehicle warranty liabilities, thereby removing the vehicles from the public domain. To accomplish this goal, the Debtors filed a *Motion for Entry of an Order (I) Authorizing, But Not Directing, the Debtors to Repurchase Endurance Trucks from*

Customers, and (II) Granting Related Relief [Docket No. 731] which was subsequently ordered by the Court on December 7, 2023 [Docket No. 790].

- 6. Pursuant to the Vehicle Decommission Order, the Court directed the Debtors to reclaim the vehicles and, instructed that: "For the avoidance of doubt, the vehicles will be decommissioned" See id. ¶ 4.
- 7. Following the entry of Vehicle Decommission Order, the Debtors reached out to CRI's chief executive officer, Andrew Cohen ("Cohen"), to negotiate the sale of Endurance Vehicles for destruction. Attached as **Exhibit A** is a true and correct copy of the email dated December 18, 2023 between Mike Jones and Cohen. As reflected in **Exhibit A**, CRI was informed that Debtors were in bankruptcy and was advised the Subject Vehicles would need to be scrapped.

CRI Purchases the Endurance Vehicles, Sells Them to CRI for Destruction, and Cohen <u>Markets Them for Resale</u>

- 8. I am aware that on or around January 24, 2024 the Debtors stated that they would "oversee[] the documentation for the vehicles you picked up from the City of Washington DC and are destroying" and asked that Cohen "provide [Debtors] the necessary documentation to confirm they all have been destroyed." Attached as **Exhibit B** is a true and correct copy of the email dated January 26, 2024 between Andy Cohen, Adam Kroll, and others regarding "Lordstown Endurance Trucks." As reflected in **Exhibit B**, Cohen's assistant "Andi LePore" prepared the forms confirming destruction and stated: "My name is Andi, I am Andy Cohen's assistant, I have attached the MVA form VR-454 we need one filled out and signed for each of the vehicles." *Id*.
- 9. Based on documents that I was provided, the form VR-454 refers to an "Affidavit of Lawful Possession for Transfer of a Vehicle to an Automotive Dismantler and Recycler or Scrap Processor". In sum, 31 VR-454 forms were prepared by CRI, and executed by both CRI and Debtors. In relevant part, each VR-454 form states that the referenced Subject Vehicle "may not

be retitled or assigned using this document; it may only be dismantled, destroyed or scrapped." Attached as **Exhibit C** is a true and correct copy of the VR-454 for the Subject Vehicle bearing the Vehicle Identification Number 7NYLEWFA0PM001008.

- 10. The Debtors sold the Subject Vehicles in or around February 2024 to CRI, and as part of the conveyance from Debtors, CRI executed Affidavits that limited the Subject Vehicles' purposes to being "dismantled, destroyed or scrapped." *See* Exhibit C. CRI's chief executive officer, Andrew Cohen ("Cohen"), signed 31 Affidavits corresponding to 31 different Subject Vehicles on January 26, 2024. Each Affidavit served as a representation by CRI to the Debtors that the Subject Vehicles would not be used or sold for on-road purposes. It memorializes the limited purpose for which the cars could be possessed by CRI.
- 11. Subsequently, the Post-Effective Date Debtors became aware that Cohen has not decommissioned the Subject Vehicles and instead marketed them to third party customers as "a cool hot rod project." Attached as **Exhibit D** is a true and correct copy of an email between Mr. Cohen, Hayden Miller, Bennett Silverberg, and Matthew Sawyer dated May 24, 2024 bearing the subject line "Lordstown Endurance Salvage".
- On or about February 9, 2024, Cohen published a YouTube video advertising the 12. Subject Vehicles, specifically stating "I won't go into details of how I got 'em." Junkyard GOTEmpireTV, Turck Go. YouTube, (February 9, Electric to 2024) https://www.youtube.com/watch?v=GmQqC8OsAt0&t=4s. In the video, Cohen markets the trucks for the purpose of "tak[ing] an old body" and "put[ting] [it] on top of this [wheel base]." *Id*. at 01:18-01:28.
- 13. In the video, I observed Cohen showing the inside of a Subject Vehicle stating that Cohen was doing so "because [the purchaser] is going to get what's inside." *Id.* at 2:11-2:13. Cohen

admits to driving the Subject Vehicles on the road "for over 1,000 miles." *Id.* at 2:25. In the video, I observed Cohen driving a Subject Vehicle on the public road and in traffic while demonstrating its features and capabilities. For example, Cohen advertises the Subject Vehicle's rear-view camera, acceleration speed (reaching 85 miles per hour on the video), and its towing capacity. *Id.* at 4:11-5:13.

CRI Sells Endurance Vehicles to Third Parties, Including Ahn Who Relists Them

- 14. I am aware that CRI also sold Subject Vehicles to third parties, including at least two fully operating vehicles to Ahn in violation of the Vehicle Decommission Order and contrary to the signed Affidavits. CRI's *Bill of Sale* for at least one of the Subject Vehicles provided "This vehicle is sold as is. No warranty. No title. For parts only." Attached as **Exhibit E** is a true and correct copy of the bill of sale of the Subject Truck bearing the Vehicle Identification Number 7NYLEWFAXPM001033 conveying the transfer of the Subject Vehicle from CRI to Mike Ahn.
- 15. Despite the purchaser line being redacted in **Exhibit E**, it was subsequently confirmed that Mike Ahn was the purchaser of the vehicle including by counsel for CRI. Attached as **Exhibit F** is a screenshot from the Q&A portion of the website listing the Subject Vehicle acquired by Mike Ahn. The website can be accessed at https://carsandbids.com/auctions/rxXpR6J0/2023-lordstown-endurance. As reflected in **Exhibit** F, the seller bearing the username 3 pedal stated that the Endurance "was used by DC government with title issued by DC, as you can see on Carfax. I purchased on Bill of sale. Being resold on bill of sale. I've driven it for over 1,000 miles, extremely fun to drive." Based on documents that I was provided, the user 3pedal has a profile picture featuring a car and a sign stating "LuxuryAutoMax.com". The viewed profile picture can be at https://carsandbids.com/user/3pedal. Ahn is the owner of LuxuryAutoMax,com per his LinkedIn

profile, which can be viewed at https://www.linkedin.com/in/mike-ahn-a193a03a.

- 16. Based on documents that I was provided, Ahn subsequently listed one of the Subject Vehicles for resale on the website carsandbids.com and represented the car was "extremely fun to drive," as provided in **Exhibit F**. Debtors engaged in outreach to carsandbids.com regarding the Endurance truck listing, following which carsandbids.com cancelled the listing.
- 17. Based on documents that I was provided, on or about June 3, 2024, another Subject Vehicle was listed for auction on the website Copart.com by Andrew Cohen of CRI. The listing resulted in numerous bids until it was detected by Debtors. Subsequently, Debtors engaged in outreach to Copart which resulted in Copart agreeing to halt the listing so that the Subject Vehicle was not sold to any third parties.
- 18. The Post-Effective Date Debtors also became aware that Ahn uploaded at least one video of himself driving and marketing one of the Subject Vehicles. Mike Ahn, *Drive Video*, YouTube, (April 27, 2024), https://www.youtube.com/watch?v=mTMSfB3m1iI. Ahn also demonstrates the Subject Vehicle's acceleration speed and turning radius as well as its dashboard and navigation system on public roads and in traffic. *Id*.

CRI Refuses to Decommission the Endurance Vehicles as Required and Commences an Adversary Proceeding Seeking Declaratory Relief to Continue Selling Them

19. The Post-Effective Date Debtors informed CRI of the Vehicle Decommission Order and demanded that CRI and Cohen cease and desist from further actions in violation of the Vehicle Decommission Order and VR-454 Forms, such as marketing those cars for on-road driving purposes. Attached as **Exhibit G** is a true and correct copy of the letter dated June 5, 2024 from Michael Winograd to CRI regarding the "Improper Resale of Lordstown Motor Company Enduance Trucks." Despite ongoing negotiations, CRI has not agreed to destroy, dismantle, or decommission the Subject Vehicles. Post-Effective Date Debtors have incurred considerable

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expenses and earnestly negotiated with CRI in attempts to bring this matter to a conclusion without

judicial intervention.

Pursuant to 28 U.S.C. §1746, I declare under penalty of perjury that the foregoing is true

and correct to the best of my information, knowledge, and belief.

Dated: September 12, 2024

/s/ William Gallagher

Name: William Gallagher

Title: Chief Executive Officer of Post-

Effective Date Debtors

EXHIBIT A

From: Andy Cohen[info@southlawn.com]
Sent: Tue 12/19/2023 1:07:35 PM (UTC)

To: Michael Jones[michael.jones@lordstownmotors.com]

Subject: Re: Vehicle Disposal

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Good morning Mike, it looks like the batteries about 17 to 1800 pounds so figure \$400 per car for scrap value. I can take them all if you need me too.

Andrew Cohen

On Dec 18, 2023, at 6:48 PM, Michael Jones <michael.jones@lordstownmotors.com> wrote:

Andy,

Thanks for the quick response. Yes, please price them as scrap. Due to the bankruptcy we no longer have service, warranty support, or liability insurance so they need to be scrapped. Let me know the per vehicle price and if you can take all 30 (or there abouts), we may be moving a couple back here.

Vehicles should be ready to pick up on Wednesday.

Thanks!

Mike Jones 313-580-6490

Get Outlook for Android

From: Andy Cohen <info@southlawn.com>
Sent: Monday, December 18, 2023 6:28:21 PM

To: Michael Jones <michael.jones@lordstownmotors.com>

Subject: Re: Vehicle Disposal

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Hi Mike, thanks for reaching out, unfortunately, other than weight, I don't know anyone in the industry who will touch them being a bankrupt company, I checked with a couple of wholesalers that I know, and they said no way. If you can't find anyone and want me to price them as far as scrap value I certainly can. Andrew Cohen

On Dec 18, 2023, at 4:27 PM, Michael Jones michael.jones@lordstownmotors.com wrote:

Hi Andy,

I spoke with Bobby today regarding you buying 30 (yes 30), 2023 Lordstown Endurance pickup trucks that we are in the process of purchasing back from the City of Washington DC due to our pending bankruptcy. They are a fully electric pickup with a 109KW battery packs that drives them. I'm attaching pictures of one of the vehicles. They are all in about the same shape and have less that a couple thousand miles on them, most under 1000. The trucks weigh 6300 lbs.

Let me know if you are interested in them and at what price. They can all be picked up from the DC DPW. I'll get you an exact address and contact once we agree on price.

Pictures attached.

Give me a call when you are ready to discuss.

Thanks!

Mike Jones

<image001.png>

Sales, Service, & Marketing Operations Manager $\bf 313-580-6490$

michael.jones@lordstownmotors.com

<image002.png>

<image003.png>

38555 Hills Tech Drive Farmington Hills MI 48331

<image004.png>

- <image005.png>
- <image006.png>
- <image007.png>
- <image008.png>

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- <PXL_20231218_201739895.jpg>
- <PXL_20231218_201750437.jpg>

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EXHIBIT B

Subject: RE: Endurance on an auction site

From: Michael Jones < michael.jones@lordstownmotors.com >

Sent: Monday, January 29, 2024 8:15:16 AM

To: Amanda Ciccone **Cc:** Leonard, Melissa Meonard@bakerlaw.com>; Edward Hightower

<edward.hightower@lordstownmotors.com>; Michael Port <michael.port@lordstownmotors.com>;

Adam Kroll <adam.kroll@lordstownmotors.com>

Subject: RE: Lordstown Endurance Trucks

Good morning Amanda,

1047 was the only truck in FH. The remaining trucks were all scrapped in DC.

Let me know if you have any further questions.

Thanks!

Mike Jones

michael.jones@lordstownmotors.com

From: Amanda Ciccone <amanda.ciccone@lordstownmotors.com>

Sent: Friday, January 26, 2024 10:23 AM

To: Michael Jones <michael.jones@lordstownmotors.com>

Cc: Leonard, Melissa < <u>Mleonard@bakerlaw.com</u>>; Edward Hightower

<edward.hightower@lordstownmotors.com>; Michael Port <michael.port@lordstownmotors.com>;

Adam Kroll <adam.kroll@lordstownmotors.com>

Subject: RE: Lordstown Endurance Trucks

All,

Based on the attached spreadsheet, I will complete the form for each DC vehicle. The highlighted VIN was located in Farmington Hills and scrapped by US Auto Supply. It does not need a form.

Mike – what is the VIN of the other vehicle that was in FH?

7NYLEWFA9PM001024

7NYLEWFA0PM001025

7NYLEWFA4PM001030

7NYLEWFA6PM001028

7NYLEWFA0PM001008

7NYLEWFA9PM001041

7NYLEWFA0PM001016

7NYLEWFA1PM001020

7NYLEWFA6PM001031

7NYLEWFA7PM001037

7NYLEWFA7PM001040

7NYLEWFAXPM001011

7NYLEWFA8PM001032

7NYLEWFA2PM001043

7NYLEWFA3PM001035

7NYLEWFA3PM001049

7NYLEWFA5PM001036

7NYLEWFA8PM001046

7NYLEWFA4PM001044

7NYLEWFAXPM001033

7NYLEWFA1PM001048

7NYLEWFA9PM001010

7NYLEWFAXPM001047

7NYLEWFAXPM001002

7NYLEWFA0PM001042

7NYLEWFA6PM001045

7NYLEWFAXPM001050

7NYLEWFA3PM001052

7NYLEWFA7PM001054

7NYLEWFA5PM001053

7NYLEWFA9PM001055

7NYLEWFA0PM001056

Thanks,

Amanda Ciccone

Paralegal

Cell: (914) 552-7756

Email: amanda.ciccone@lordstownmotors.com

27000 Hills Tech Ct., 2nd Fl., Farmington Hills, MI 48331

From: Andy Cohen < info@southlawn.com > Sent: Friday, January 26, 2024 9:20 AM

<michael.jones@lordstownmotors.com>

Cc: Leonard, Melissa < Mleonard@bakerlaw.com >; Edward Hightower

<edward.hightower@lordstownmotors.com>; Amanda Ciccone

<amanda.ciccone@lordstownmotors.com>; Michael Port <michael.port@lordstownmotors.com>;

andpooks@gmail.com

Subject: RE: Lordstown Endurance Trucks

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Good morning everyone,

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My name is Andi, I am Andy Cohen's assistant, I have attached the MVA form VR-454 we need one filled out and signed for each of the vehicles. If you have any questions regarding the form please feel free to reach out. We also need a bill of sale for each of the vehicles. When we receive this information we can schedule the ACH payment. Thank you and have a great day.

Thank you, Andi LePore

From: Adam Kroll <adam.kroll@lordstownmotors.com>

Sent: Wednesday, January 24, 2024 10:22 AM

To: Michael Jones <michael.jones@lordstownmotors.com>; Andy Cohen <info@southlawn.com>

Cc: Leonard, Melissa < <u>Mleonard@bakerlaw.com</u>>; Edward Hightower < <u>edward.hightower@lordstownmotors.com</u>>; Amanda Ciccone

<amanda.ciccone@lordstownmotors.com>; Michael Port <michael.port@lordstownmotors.com>

Subject: Re: Lordstown Endurance Trucks

Melissa – can you please draft the authority letter?

Andy – attached are the ACH payment instructions.

From: Michael Jones < michael.jones@lordstownmotors.com >

Date: Wednesday, January 24, 2024 at 9:13 AM

To: Andy Cohen < info@southlawn.com>

Cc: Leonard, Melissa < <u>Mleonard@bakerlaw.com</u>>, Adam Kroll < <u>adam.kroll@lordstownmotors.com</u>>, Edward Hightower

<edward.hightower@lordstownmotors.com>, Amanda Ciccone

<amanda.ciccone@lordstownmotors.com>

Subject: Lordstown Endurance Trucks

Good morning Andy,

I've copied Melissa, Adam, and Edward as they are overseeing the documentation for the vehicles you picked up from the City of Washington DC and are destroying. Please provide them the necessary documentation to confirm they all have been destroyed.

Melissa, Adam, or Edward – can you please provide Andy a certificate of authority for each of the vehicles along with information on how to remit payment for the vehicles? We agreed to \$400 per vehicle before any charges he has for excess towing charges due to vehicles not being available or ready as expected.

Please let me know if you have any questions or concerns.

Thanks,

Mike Jones

<image001.png>
michael.jones@lordstownmotors.com

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EXHIBIT C



VR-454 (10-12)

Affidavit of Lawful Possession for Transfer of a Vehicle to an Automotive Dismantler and Recycler or Scrap Processor

Purpose: Use this form to certify, under oath, that a Certificate of Title is unavailable for a vehicle that is being transferred to an Automotive Dismantler and Recycler or Scrap Processor for purposes of dismantling, destroying or scrapping, and that proper notification has

been made pursuant to Maryland law.

Instructions: Complete form in its entirety. This form must be maintained at the place of business and made available upon request to the MVA or Law Enforcement Officials for a period of at least 3 years. MUST ATTACH:

- 1. A COPY OF THE DRIVER'S LICENSE OF THE PERSON PROVIDING THE VEHICLE; AND
- 2. BEFORE THE VEHICLE CAN BE DISMANTLED, DESTROYED OR SCRAPPED, COPIES OF VEHICLE OWNER AND LIEN HOLDER NOTIFICATIONS.

Limitations: A vehicle may <u>not</u> be retitled or assigned using this document; it may only be dismantled, destroyed or scrapped. This form cannot be used for a vehicle towed from a residential or commercial property under a continuing contract to tow unauthorized vehicles.

			PROVIDE	ER'S INFORMA	TION				
PROVIDER'S NAME (PRINT)					PROVIDER'S DRIVER'S LICENSE NUMBER				
Adam Kroll on behalf of Lordstown EV Corporation									
COMPANY NAME				COMPANY F	PHONE				
Lordstown EV Corporation					(212) 202-2200				
COMPANY STREET ADDRESS					CITY STATE ZIP				
1700 Broadway, 19th Floor					New York NY		10	0019	
IS THE VEHICLE	BEING TRANSF	PORTED BY A TO	W VEHICLE?	YES - ATTACH C	OPY OF REGIST	RATION 🔲 N	0		
NAME OF PERS	ON AND OR CO	MPANY AUTHOF	RIZING THE TOW:	:					
				WNER INFORM	MATION				
OWNER NAME (PF	RINT)		VEHIOLE O		CO-OWNER NAME (PRINT)				
Lordstown EV Co	*			loo owner	OO-OWNER NAME (FRIMT)				
					•••				
				LE INFORMATI					
YEAR	MAKE	MODEL	BODY STYLE	COLOR		TIFICATION NUME	BER (VIN)		
2023	Lordstown	Endurance	Pickup	White	7NYLEWFA0	JPM001008			
		VE	HICLE INFO	RMATION CER	TIFICATION				
Any willful misinform I solemnly affirm, belief. I have the	mation provided wit under penalties of lawful right to pos	th fraudulent intent f perjury, and upon	may be prosecuted	ot exceeding: \$1,000, under Maryland law. ge, the contents of th			est of my know	ledge and/or	
PRINTED NAME OF PROVIDER SIGNATURE O					PROVIDER				
Adam Kroll on be	ehalf of Lordstow	n EV Corporation		11/19	LB De			1/26/2024	
			NOTIFICAT	TION CERTIFIC	ATION				
I hereby certify, ur	nder penalties of p	erjury, that all requ		under Maryland law. to vehicle owner and on is attached.	lien holder (if appl	icable) have been	ı made, pursua	nt to Maryland	
PRINTED NAME OF PERSON MAKING THE NOTIFICATION DATE VEHICLE ACQUIRED									
		G THE NOTIFICATION		·					
	AUTOMOTIV	/E DISMANTI	ER AND REC	CYCLER OR SC	RAP PROCE	SSOR INFO	RMATION		
COMPANY NAME (PRINT)			LICENSEE'S NAME		I .	LICENSE NUMBER			
Cohen Recycling Inc		Andrew Coher	Andrew Cohen		8090900				
STREET ADDRESS		CITY		STAT	ΓE	ZIP			
4551 Tanglewood Drive			Bladensburg	Bladensburg		ſD	20710		
LOCATION WHERE	VEHICLE IS BEIN	G HELD (IF DIFFER	ENT FROM ABOVE)						
In processing this	vehicle, I affirm to	o the best of my kr	owledge and belie	f that I have complied	d with all applicab	le Federal and Sta	ite laws.		
PRINTED NAME Andrew Cohen			AUTHORIZED S	AUTHORIZED SIGNATURE Andrew Cohen		en	DATE 1/26/2024		

EXHIBIT D

Subject: Lordstown Endurance Salvage

From: Andy Cohen <info@southlawn.com> Sent: Friday, May 24, 2024 10:31 AM

To: Miller, Hayden A. <HMiller@brownrudnick.com>

Cc: Silverberg, Bennett S. <BSilverberg@brownrudnick.com>; Sawyer, Matthew A. <MSawyer@brownrudnick.com>

Subject: RE: Lordstown Endurance Salvage

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A few trucks have been sold for parts. I have not scrapped any of them, I market them as a cool hot rod project to take out all of the electronics and motors and put them into an old car as a hot rod project. I will not release any of the sellers' names or information due to the privacy act. I also will not release Mike's full bill of sale until I hear back from my lawyer as well. I just don't want to get into any trouble with anyone. I am not selling the vehicles with a registration or title and specifically states they are being sold as parts only. I don't know what else I can state to make it any clearer than that. I have no idea what Mike is doing but I was very explicit in stating it is a parts only vehicles. Let me know if I can be of anymore help or word it any differently when I sell any more for parts vehicles.

Thank you, Andrew Cohen

From: Miller, Hayden A. < HMiller@brownrudnick.com>

Sent: Friday, May 24, 2024 10:05 AM **To:** Andy Cohen < <u>info@southlawn.com</u>>

Cc: Silverberg, Bennett S. <BSilverberg@brownrudnick.com>; Sawyer, Matthew A. <MSawyer@brownrudnick.com>

Subject: RE: Lordstown Endurance Salvage

Thank you for the quick answers, Andy. I have a few follow up questions.

- (1) Please confirm what happened with the rest of the Lordstown Endurance trucks you received. Were they all sold whole, or did you destroy, dismantle, or scrap any of them? If they were all sold, can you please provide the bill of sales for each such sale?
- (2) We are aware of the buyer's identity, Mike Ahn of Luxury AutoMax, it is listed in connection with the auction and other public websites. So, we would ask you to provide the unredacted copies of any VR-181
- (3) Mike Ahn is selling it without title, but telling potential buyers that it is "extremely fun to drive". Is there a way to update the registration/title to salvage, consistent with the VR-454 affidavit that the vehicle "may not be assigned . . . it may only be dismantled, destroyed, or scrapped"?



Q: You absolutely are going to have to share with us the provenance of this? I believe fewer than 80 were produced and fewer than 40 actually sold? Assuming this one was never even sold as no title?



A: This was used by DC government with title issued by DC, as you can see on Carfax. I purchased on Bill of sale. Being resold on bill of sale. I've driven it for over 100 miles, extremely fun to drive.

↑ 19

Best, Hayden

brownrudnick

Hayden A. Miller

Associate

Brown Rudnick LLP Seven Times Square New York NY10036 T: +1 212.209.4826 HMiller@brownrudnick.com www.brownrudnick.com

Please consider the environment before printing this e-mail

EXHIBIT E

MARYLAND DEPARTMENT OF TRANSPORTATION

VR-181 (03-18)

MOTOR VEHICLE ADMINISTRATION

Bill of Sale		of your vehicle, a notary is required.					
Please describe the v	ehicle being sold						
2023	LORDSTOWN	ENDURANCE					
Year	Make	Model					
TRUCK	7NYLEWFAXPM001033						
Body Style	V	/ehicle Identification Number					
I/We do hereby sell to:							
Name of buyer(s)		red. This sum represents the mutually agreed upon purchase price of					
For the total sum of \$, which has been receive	on the vehicle may be purchased for a price less than the fair market value					
THIS VEHICLE IS SOLD AS	IS. NO WARRANTY, NO TITL	LE. FORT ARTO ONE.					
		the libert of the vehicle unless one of the following statements is					
To the best of my knowledge, checked:	the odometer reading is the a	ictual mileage of the vehicle unless one of the following statements is 1. The mileage is in excess of its mechanical limits.					
		2. The odometer reading is not the actual mileage.					
odometer reading 201	(no tenths)	Warning- Odometer Discrepancy					
	d cases is provided for note	arizing an additional party to the transaction who may not be present at the					
Please notarize your sale. A spirital notarization. It is not necessarily	second space is provided to motor ssary to require two notaries if one	e will suffice for all parties.					
Seller(s) pignature(s) Seller(s) printed name(s)	APRIL (year) 2024	This 10TH day of APRIL (year) 2024 Buyer(s) signature(s) Buyer(s) printed name(s)					
Subscribed and sworr	to before me:	Subscribed and sworn to before me:					
	(year)	This day of (year)					
This day of		Notary Public signature					
Notary Public signature		Notary Fubile Signature					
Notary Public printed name		Notary Public printed name					
		M. O. assissing European					
Pla	ice Seal Here	Place Seal Here					

EXHIBIT F

Auction Canceled 5/24/24

This auction has ended, see more Lordstown Endurance auctions here.



2023 Lordstown Endurance

NO RESERVE ~200 Miles, Quad Electric Motors, AWD, Mostly Unmodified

Hello all. Unfortunately, in order to ensure a smooth, transparent, and positive auction and purchase experience for our users, we have canceled this auction. For more information, please see the Comments section below. Thank you for your understanding, and our apologies for the inconvenience.

Share

<u>Auctions</u> <u>Automatic</u> <u>Lordstown</u> <u>Endurance</u> <u>2023</u>				
Make	Lordstown			
Model	<u>Endurance</u>			
Mileage	200			
VIN	7NYLEWFAXPM001033			
Engine	Quad Electric Motors			
Drivetrain	4WD/AWD			
Transmission	Automatic			
Body Style	Truck			
Exterior Color	White			
Interior Color	Black			
Title Status	Bill of Sale			
Location	Damascus, MD 20872			
Seller	→ 3pedal			
Seller Type	Dealer			

Doug's Take

Now this is quirky! Lordstown Motors Corporation was an upstart EV manufacturer, and the Endurance pickup was the only Lordstown vehicle to make it to production. There's more to like about the Endurance than just the rarity factor, too – it's a quad-motor EV pickup with an EPA-rated range of 174 miles, unique styling, and a back-to-basics sense of utility. This example is practically new, with under 200 miles on the odometer, no major modifications, and a clean, accident-free Carfax report – and it's offered with the thrill of No Reserve.

Highlights

THIS... is a 2023 Lordstown Endurance, finished in white with a black interior.

- The attached Carfax history report shows no accidents or mileage discrepancies in this Lordstown's brief past.
- Factory equipment on this Endurance includes 20-inch wheels, fog lights, cloth upholstery, an in-bed power outlet, and a 12.3-inch touchscreen infotainment system. Modifications reported by the selling dealer are limited to fleet decals on the doors, tailgate, and rear window.
- The Lordstown Endurance is an all-electric pickup truck designed and manufactured by Lordstown Motors Corporation. Unique to the Endurance is a propulsion system composed of four in-hub electric motors, as opposed to conventional onboard EV powertrains. Lordstown believed that this powertrain layout would provide the Endurance with less complexity, better reliability, and fewer maintenance requirements. The Endurance was intended primarily for fleet use, but ultimately only a small number were delivered to customers.
- Power comes from four in-hub electric motors that draw electricity from a 109-kilowatt-hour lithium-ion battery pack to zap the four wheels with 440 horsepower. In 2023, the EPA gave the Endurance maximum range rating of 174 miles.

Equipment

- 20-inch wheels
- Automatic headlights
- Fog lightsIn-bed power outlet
- Cloth upholstery
- Air conditioning12.3-inch touchscreen infotainment system
- 12.3-inch touchscreen infotalment system
 AM/FM stereo with Bluetooth compatibility
- Cruise control

Modifications

• Fleet decals on doors, tailgate, and rear window

Recent Service History

The selling dealer reports that this Endurance has not required servicing due to its low mileage.

Other Items Included in Sale

- 2 key fobs, 2 smart keys
- Charger

Ownership History

The selling dealer acquired this Lordstown in March 2024.

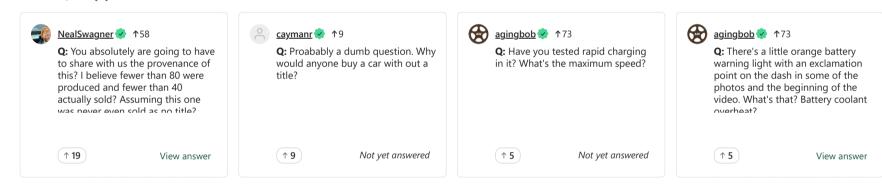
Seller Notes

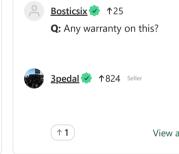
This Lordstown does not have a title and will be sold with a bill of sale only. As a result, the vehicle cannot be registered for street use. Please contact the selling dealer directly with questions.

Auction Canceled 5/24/24



Seller Q&A (8)





View all

2023 Lordstown Endurance · No reserve

Canceled Seller 🎲 <u>3pedal</u> May 24, 2024 12:15 PM EDT Ended 35 Bids 54,853 Views

As low as \$319 per month* See Rates

Comments & Bids Newest

Add a Comment...

<u>TJS</u> ❖ ↑360 3mo

It's disappointing Lordstown wouldn't allow this example to be sold. It is not the last example in existence though, the defunct Lordstown research and development office in Michigan still has about two dozen in their parking lot still. Some with interesting accessories like tonneau covers! I was just there yesterday. I would post a picture if I could.

(↑3) Reply Flag as inappropriate

Sasrov ↑1 3mo

The community has flagged this. View

blue cheese allah ↑7 3mo The community has flagged this. View

@cars&bids. 👍 ↑ 0 Reply

Flag as inappropriate

Danorth ↑16 3mo

Reminds me of my 30,000 shares of RIDE. Cancelled. Good luck.

↑ 2 Reply Flag as inappropriate



Re: Jrad1600 And ,30-40K or so. Unfortunately.....

Auction Canceled 5/24/24

<u>Tuck646</u> ↑12 3mo

Re: mihi68 GM had a bigger stake/role in this truck than they're willing to admit.

Burns is a weasel.

↑ 2 Reply Flag as inappropriate

<u>Caracked 12 3mo</u> <u>Tuck646</u> ↑12 3mo

Re: Jrad1600 Friends in high places?

↑ ↑ Reply Flag as inappropriate

Re: Spokayman Pic 138, brake caliper is in plain view, and cables, maybe there for optional/future, front motor installation.

My contention, is still that there are no motors driving the front wheels on this particular truck.

The suggestion that the motors are outboard/ between the wheel and the rotor is unreasonable to me.

Just sayin.

↑ 1 Reply Flag as inappropriate

Jrad1600 ◆ ↑609 3mo

Cars & Bids has already sold various race cars that aren't street legal and each time it's been made pretty clear in the description (just like this car). I think we were all excited for this auction, so it's very disappointing that it was cancelled. Is there something we're missing?

↑ 14 Reply Flag as inappropriate

CamaroCrazed ♦ ↑147 3mo

Re: Cars&Bids Why list the truck in the first place then if you had all these concerns?

↑ 14 Reply Flag as inappropriate

CamaroCrazed ◆ ↑147 3mo

If the bidders/buyer understands and accepts the risks then let them proceed with the purchase as-is. The unique situation with this truck was made quite clear in the listing. If they were so worried about this maybe they shouldn't have listed the truck in the first place?

↑ 10 Reply Flag as inappropriate

Classics2exotics ↑ 133 Bidder 3mo

@cars&bids since I was high bid, do I get first opportunity to purchase still?

@gnu couldn't agree more

↑ **16** Reply Flag as inappropriate

anu ♦ ↑84 Bidder 3mo

I think the seller is clear about his statement; it's buyers' choice: off road, bill of sales, no title.

That's clear enough .

↑ 29 Reply Flag as inappropriate

Canceled - Hello all. Unfortunately, in order to ensure a smooth, transparent, and positive auction and purchase experience for our users, we have canceled this auction. For more information, please see the Comments section below. Thank you for your understanding, and our apologies for the inconvenience.

Cars&Bids ↑38.9k 3mo

Hello all! In order to ensure that the buyer and seller have a seamless experience, we have decided that the best course of action is to cancel this auction.

The seller is reviewing the allowable uses of this truck, and we want to make sure that any and all bidders are aware of how it can and can't legally be used. This specific case is a peculiarity resulting from Lordstown Motors's bankruptcy process, which resulted in the buy-back of all Endurances. That has resulted in some unanswered questions about how this vehicle can be used.

We never want to put any of our users in an uncomfortable situation where allowable uses or the vehicle's history are in question, and as we do not have complete clarity, we have decided to cancel this auction.

We appreciate your understanding, and apologize for the inconvenience. We also want to thank the seller, @3pedal, for their help in digging in and helping us better understand.

Thank you!

↑ 15 Reply

<u>classics2exotics</u> ↑133 3mo

Bid \$20,250 ↑3

<u>mihi68</u> ↑8 3mo

Did they rummage through the Silverado parts bin for this one?

↑ 8 Reply Flag as inappropriate

gnu ↑84 Bidder 3mo edited

I can see the future of wheel hub EV drive. Should one fail, run on three should the next one go run on two and by the third one, the battery will last much longer to take you home limping on one motor So a little mod switch is in order for FWD and AWD to improve mileage, perhaps.

↑ 5 Reply Flag as inappropriate

3pedal ↑824 Seller 3mo

34 Views

Bids

43,105

↑ 7 Reply Flag as inappropriate

FbringAtrailer 4 1 Bidder 3mo

At current Bid, I'm sure it's going to another Static Display Private Museum. Hoping it would be worth like a Tucker in future. Both Infamous History. Real Life Cinderella Story!!

↑ 2 Reply Flag as inappropriate

gnu
 ↑84 Bidder 3mo

The community has flagged this. <u>View</u>



Re: 3pedal Good Luck to them. Candela's cost a bunch, but, a bunch goes into them. They did what you have to do to escape the dreaded friction/drag from water. They lift the body out of the water at speed via hydrofoils. Very,

Auction Canceled 5/24/24

El Jaco ◆ ↑5 3mo

Re: Tuck646 The orange cables go to the hub motors. Do you think they just run huge cables like that for looks/fun??

↑ 2 Reply Flag as inappropriate

3pedal ◆ ↑824 Seller 3mo

110v charger and carrying case included in Frunk



↑ 2 Reply Flag as inappropriate

3pedal ↑824 Seller 3mo
Fits in my garage for charging

↑2 Reply

↑ 2 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

Happy Friday and Happy Memorial Day Weekend CaB Friends and Families!!!

Please keep in mind
No Reserve Auction
Will go to highest bidder
Sold on Bill of sale for off road use or Parts.
No Title
Will be a Early Happy Hour for winner!!!
Cheers!!!

↑ 2 Reply Flag as inappropriate

3pedal ↑824 Seller 3mo

One of the Bidder is bidding to convert his cabin cruiser to a EV, High end Electric Boats are selling for few hundred thousand dollars, I met one of the puplusion engineers for Lordstown yesterday, He and his girlfriend test drove it yesterday. he's bidding on this, said it cost Foxxconn over \$170k to build this Lordstown.



↑ 5 Reply Flag as inappropriate

Spokayman 🐶 1754 3mo

Re: Tuck646 The hubs are probably the black finned pieces behind each wheel in photos 86-89. They remind me of old school drum brakes.

↑1 Reply Flag as inappropriate

<u>classics2exotics</u> ◆ ↑133 3mo

Bid \$19,250 ↑ 1

** Clear as day, on the door sticker in the photos shown here.

↑ 2 Reply Flag as inappropriate

<u>Tuck646</u> ↑12 3mo

Re: 3pedal Coincidently, it's manufactured by the largest manufacturer of i phones.

↑ 2 Reply Flag as inappropriate

Bid \$19,000 ↑1

<u>classics2exotics</u> ◆ ↑133 3mo

Bid \$18,250 (↑1)

Re: FrankD8508 Excellent comment.

↑1 Reply Flag as inappropriate

Re: 3pedal Seems like it's good to go if you have a dealer tag. Dying to know how you came into possession of this.

↑1 Reply Flag as inappropriate

I don't know about the quad motor statement in the pictures here, I don't see anything driving the front wheels. If there are motors on the front hubs, they must be very small, I mean really very small. I see orange cabling up there but its not connected to any motor.

↑2 Reply Flag as inappropriate

It's rare and has hub motors... But not much else stands out about it.

I want to want this, but there's nothing that really stands out for me other than it's rarity.

I could not find any other Endurance for sale, which is a neat attestation to the rarity.

Case 23-10831-MEN Wordst Doc 116215-6/IN: File of 109/12/104033 Page 60 of 14 ds

Certainly seems like a neat EV if the price stays low, but the lack of title is a deal breaker for me. I do wonder if it'll make a good collectible, but I'm inclined to think it's too obscure without anything unique enough for there to be any collectible demand. **Auction Canceled** 5/24/24 HeldHarmless ◆ ↑60 3mo The make and model sound like a car you'd steal in GTA ↑ 13 Reply Flag as inappropriate <u>mos3z</u> ◆ ↑3 3mo Bid \$18,000 gnu ♦ ↑84 Bidder 3mo I would check with your state. Vermont, for example does not provide title, so this truck is legit for the road. ↑ 0 Reply Flag as inappropriate 3pedal ♦ ↑824 Seller 3mo Thanks Everyone for your interest and Bids!!! This Lordstown is being sold on a Bill of Sale For off road use or Parts. (↑ **2**) Reply Flag as inappropriate gnu ♦ ↑84 Bidder 3mo Happy bidding, though I saw it touched it drove it, I'll take five, do some homework on paperwork and wait for future releases. ↑6 Reply Flag as inappropriate silverf1re ↑1 3mo Bid \$16,250 3pedal ♦ ↑824 Seller 3mo @anierchris Good Morining Chris, Nice to see a bid from a fellow dealer on CaB, Good luck on this unit. If you don't win. I have one with 1k miles I can give you at a wholesale deal on. Please reach out on contact dealer above. ↑2 Reply Flag as inappropriate <u>JMonsorno</u>

↑2 3mo Bid \$16,000 ↑ **0** mhei2505 ◆ ↑56 3mo @dougdemuro if ever there was a quirky car to review, this has got to be it! ↑2 Reply Flag as inappropriate gnu ♦ ↑84 Bidder 3mo It's a dcgov truck; 🙄 get a title in DC ? How can they refuse 😂 ↑2 Reply Flag as inappropriate If I had a big as ranch down in Texas I'd wrap it in camo then use it to sneak up on wild hogs:) ↑6 Reply Flag as inappropriate 😕 <u>bidmama</u> 🤣 3mo Bid \$15,750 ↑ **0** thesouthpaw25 ◆ ↑11 Bidder 3mo edited Re: gnu Lordstown went bankrupt, sold all assets and IP to LandX (including manufacturing equipment, which is key for replacement parts), and then rebranded as Nu Ride. As far as I know, Nu Ride is simply a shell company with no real assets or IP, and thus is trying to merge with other companies. There has been no official "revival" as of yet, and if there was I believe it would be from LandX. ↑3 Reply Flag as inappropriate <u>Carting Annual Annual</u> Oof, no title ↑ 2 Reply Flag as inappropriate <u>Carsly</u> ◆ ↑737 3mo Last I saw, Nu Ride had \$78 million in cash and \$1 billion in liabilities - after emerging from bankruptcy. Odds of resuming production at any point are effectively nil. Coming with no title, it's unclear if Nu Ride creditors could come after this as an asset, particularly since no title is available to convey in the sale. I'm no bankruptcy attorney so make your own judgements. Best of luck to all still in this game, certainly an interesting footnote in automotive history here up for bids. ↑ **3** Reply Flag as inappropriate Information overload; it's out of my depth. Let me try and stand corrected: When Endurance went bankrupt Nu-ride Inc. revived it and bought back some vehicles and decommissioned them; with undertaking not to sell them to buyers who might intend to use them on public roads/highways. (presumably getting them registered would be difficult). THE QUESTION therefore is ,when LandX bought it from Nu-Ride, did they both sell off some of the De-commissioned stock? Is this vehicle on auction from this stock? It matters because getting it titled is no longer as straight forward as a Notorized Bill of Sales. Help, I'd like to enter more bids.

↑ **4** Reply Flag as inappropriate

<u>EVcarsss</u> ◆ ↑2 3mo Bid \$15,250 ↑ 2

<u>bluepete</u> ↑35 3mo

Teenage daughter just walked by my desk and said, "That looks like the Google Pixel of electric trucks."

↑ 5 Reply Flag as inappropriate

Auction Canceled 5/24/24



Bid \$14,700 (↑1)

thesouthpaw25 11 Bidder 3mo

I would not be so sure Nu Ride Inc resumes production... All assets and designs were sold to LandX Motors, and thus they own all production tooling and equipment as far as I know. They are probably the "best bet" for parts in the future. Also, battery and motor manufacturing was done in house at LMC's former facility in Lordstown, OH (now owned by Foxconn), so there is no third-party manufacture for those powertrain parts. Like mentioned, I believe LandX now owns all production equipment for the battery pack and motor, so they would have to work with Foxconn to restart those lines or build the parts elsewhere. There is a slim chance you could buy similar motors from the company LMC licensed the hub motor design from, but in my opinion it's a long shot, especially if LMC modified any hardware or software. Battery pack was completely designed and manufactured by LMC, so will be very difficult to replace that... In my opinion, there definitely will be some hurdles finding replacement parts (if there are any at all), but LandX is the best place to look, especially if they would start building vehicles again.

↑ 6 Reply Flag as inappropriate

@gnu all previous ownership document from dc conveys the registration card with title number 2 smart and 2 door key conveys $\underline{https://files.dep.state.pa.us/Energy/OfficeofPollutionPrevention/StateEnergyProgram/DEPA/Lordstown\%20Motors\%20Endurance\%20Presentation.pdf$

https://investor.lordstownmotors.com/node/8946/pdf

Flag as inappropriate (↑ **1**) Reply

3pedal ↑824 Seller 3mo

@gnu The Nu-ride-inc should have parts available and support. They will resume production. This Lordstown is historically significant, I hope a collector buys it, enjoy and share with fellow car lovers at Car shows or Cars and

Being sold on Bill of Sale, If new owner wants to register for road use. They have to acquire title in their home state. I'm driving it on dealer tag or transport tag. hope that's helpful. Please bid with that in mind. https://www.fleetowner.com/emissions-efficiency/article/55000359/nu-ride-inc-a-new-beginning-for-foxconn-and-lordstown-motors

↑2 Reply Flag as inappropriate

<u>Cobra94</u> ↑7 3mo

Re: Carsly The previous title issued by Washington DC was effectively voided when Lordstown bought back the vehicle. Supposedly, Lordstown then resold the vehicle excluding any on-road use. As is noted in the Seller Notes "the vehicle cannot be registered for street use.".

Also, the vehicle manufacturer typically has responsibility for the entire vehicle, including parts. E.g. If I own a BMW and the Harmon Kardon stereo fails, that is covered thru the vehicle manufacturer's warranty - I don't get warranty coverage direct from Harmon Kardon. There is no warranty from Lordstown, so I would be dubious of any suggestion that a supplier would directly back any warranty claims on their parts

↑3 Reply Flag as inappropriate

gnu ♦ ↑84 Bidder 3mo

What else comes with the truck keys and charger. Without service support from the manufacturer, a comprehensive service handbook will be necessary. Wiring diagrams, cable specifications, bolt/nut torques etc etc,

↑3 Reply Flag as inappropriate

JMonsorno ◆ ↑2 3mo

Bid \$14,600

dmc1967 ◆ ↑4 3mo

Bid \$14,500

3pedal ♦ ↑824 Seller 3mo

This Lordstown with max speed of 118 MPH has to be worth more then this Moke EV with max speed of 25 MPH that just sold.

https://bringatrailer.com/listing/2023-moke-america-e-moke/

↑8 Reply Flag as inappropriate

(**↑ 1**

3pedal ♦ ↑824 Seller 3mo

@Carsly Please read comments below and description above. This is being sold on bill of sale, This was titled in DC and approved for road use in USA. Lordstown is bankrupt, so no warranty from Lordstown. The battery manufacture and Hub motor company, should warranty if there is a failure. You may be able to get Title through your state, process called Bonded title or mechanics Lien. Being sold AS IS, I did test drive for 200 miles and everything works as it should. My last 2 Lordstown went to a Private Museum. Thank You for your interest and crowd scrutiny. No Reserve !!! Going to a new Steward, Part of automotive history. This may be the lowest mile Lordstown in existence.

(↑ **4**) Reply Flag as inappropriate

Carsly ↑737 3mo

I'm sure I'm missing something, why not order a duplicate title before selling? Or can this never be titled as it never passed testing to be road legal?

If the latter, worries about range, towing, fast charging, etc. are all moot unless you've got a really long driveway and set up your own DC fast charger on your private property

Who backs the warranty claims on this since Lordstown's bankruptcy?

Flag as inappropriate ↑ **7** Reply

3pedal ♦ ↑824 Seller 3mo

Just like any vehicle you can achieve better or worse mileage then EPA. Most data shows real world 200 mile range.

 $\underline{https://www.hagerty.com/media/new-car-reviews/2023-lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-expectations/lordstown-endurance-review-underdog-exceeds-exceeds-expectations-expectation-exceeds-$



(↑ **1**) Reply Flag as inappropriate

FrankD8508 ❖ ↑663 3mo

Q: It's got an EPA-rated range of 174 miles, what should we call it?

A: Endurance!

↑8 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

Keys that comes with sale also 110volt charger for endurance



Auction Canceled 5/24/24



GLWA



↑1 Reply

I drove one with 2100 miles and put 180 miles and had 25 miles remaining.

Flag as inappropriate

↑2 Reply Flag as inappropriate

FbringAtrailer ❖ ↑41 Bidder 3mo

It did 150 miles and had 58 miles remaining.

↑1 Reply Flag as inappropriate

@The 305 Garage

I had one with 500 miles that was sold to private car Museum.

I drove that one for over 200 miles.

(↑ **1**) Reply Flag as inappropriate

Any information about vampire/phantom drain? Would I come back to a completely depleted HV battery if it were in storage for an extended period of time? The amount of drain varies significantly depending on vehicle brand. Some can tolerate extended storage without any sort of additional maintenance.

↑1 Reply Flag as inappropriate

The 305 Garage ◆ ↑2.7k 3mo

Re: 3pedal You claim you've verified a 210 mile range on this truck with having bought it with 35 miles on the odo, and it now has 200 miles on the odo? I wasn't great at math, but I wasn't bad either.

↑ 14 Reply Flag as inappropriate

gnu ❖ ↑84 Bidder 3mo

Re: Cardo The back gate does not drop on you; you unlatch and it opens slowly to an open bed unassisted and the bed big enough for 4x8 plywood. The caveat is the supply chain for repairs and parts. Even Tesla owners have

My take is if not EV in the brave new world it will not match the petroleum industry while lobbyists/politicians are on the take

↑1 Reply Flag as inappropriate

Cardo ↑4 3mo

It's such a funny truck. I mean it's obvious it's just a Chevy Silverado with a battery and revised fascias, interior trim. The side profile and doors and steering wheel etc. are all straight out of a Silverado.

↑ 2 Reply Flag as inappropriate

Bid \$13,800 (↑ 1

gnu 🐶 ↑84 Bidder 3mo

The impressive test drive follows with further considerations. Presumably maintenance /problems with the hub motor and the battery bank have separate manufacturer's warranty and service.

The electronics will be problematic. I did not ask about the diagnostic/ repair aspects; like instrument cluster and more importantly the automation controls. Without the parent company and authorized garages, who can service these with cost/supply within reach?

↑ 1 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

Great news!!! just found out, I can Pull with my featherlite trailer.

Free delivery for first 250 miles.









Flag as inappropriate



@gnu If your low on range just get another EV Truck to give you a charge from it's 110V outlet. Comes with this 110V charger. Few months ago we had a power outage so I got my extension cord and plugged it to my refrigerator.







(**↑ 1**) Reply

Flag as inappropriate



@agingram60 Range is 216 miles on full charge.

↑ 0 Reply Flag as inappropriate



@gnu Nice meeting you Yesterday. I love meeting fellow car geek. Love the Mint Saab you won on BaT!!!



(↑ **2**) Reply

Flag as inappropriate

<u>All JMonsorno</u>

↑2 3mo

↑2 3mo

↑2 3mo

↑3 3mo

↑4 3mo

↑5 3mo

↑6 3mo

↑6 3mo

↑6 3mo

↑6 3mo

↑7 3mo

↑7 3mo

↑8 3mo

↑8 3mo

↑9 3mo Bid \$13,700 ↑1 <u>Mein auto</u> ◆ ↑12 3mo

I've not even heard of one of these before. To my eye, it looks much better than the Rivian and even some of the "traditional" ICE trucks out there. Thanks for bringing it here and GLWTA!

Auction Canceled

An architect 🐓 🛧 136 3mo

Did that Rivian get stung by a bee?

↑6 Reply Flag as inappropriate

gnu ♦ ↑84 Bidder 3mo

I saw it, I saw it; I test drove it Nice meeting you 3pedal, seller

↑ 3 Reply Flag as inappropriate

<u>9 gnu</u> ◆ ↑84 3mo

Bid \$13,600 ↑ 2

<u>bombon</u> ◆ ↑34 3mo

Bid \$13,100 (↑1)

petrolhe4d ❖ ↑162 3mo

Lordstown What did i miss?

↑ **0** Reply Flag as inappropriate

shore chargers 🐶 3mo

Bid \$13,000

shumdit1 ❖ ↑1.2k 3mo

Re: 3pedal No, there is no direct connection between the motors so there is no binding etc.

↑2 Reply Flag as inappropriate

<u>All JMonsorno</u>

↑2 3mo

All The All The

Bid \$12,500 ↑ 1

dmc1967 ❖ ↑4 3mo

Bid \$11,500 (↑1)

3pedal ♦ ↑824 Seller 3mo

<u>@gnu</u>

Curious about the four motor-hubs. What happens when turning circles without wheel differentials? Would it stress the motors with varying wheel spins?

In the drive video, I did a tight U turn. The vehicle know steering position so control all 4 wheel spin accordingly. Helps in Icy conditions also.

↑2 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

@mikeor

I would love to put on a Storm Trooper outfit and drive this around the city! Indeed

↑ **5** Reply

Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

@CaB please add Apple Car Play video https://youtu.be/uPH9Wp1Yov4?si=7MvuuvQTwEBJEjiE

↑1 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

CaB please add Apple Car Play video

https://youtu.be/uPH9Wp1Yov4?si=7MvuuvQTwEBJEjiE

↑1 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

216 miles range at 100% charge No warning lights. Everything works as it should





↑1 Reply Flag as inappropriate

TeddyTech24 ◆ ↑13 3mo

So it seems like this cannot be registered as road legal? That is bad news for me. Hopefully the buyer will update us with what it is like to have. GLWA!

↑ 2 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

<u>@Andrew8899</u>

please c;lick seller contact

↑1 Reply Flag as inappropriate

3pedal ↑824 Seller 3mo @gnu please click seller contact

↑1 Reply Flag as inappropriate

gnu ↑84 Bidder 3mo

Where are you located, seller? May I come to take an instructive look at the truck . I am in MD about a 1 hour drive

5/24/24

↑ 2 Reply

Flag as inappropriate

Auction Canceled 5/24/24







(**↑ 4**) Reply

Flag as inappropriate



Out of town now

https://youtu.be/W4DdpSaVPME?feature=shared

↑1 Reply

Flag as inappropriate

Andrew8899 3mo

Test drives ?

↑ **0** Reply Flag as inappropriate

<u>mikeor</u> ◆ ↑85 3mo

I would love to put on a Storm Trooper outfit and drive this around the city!

↑ **4** Reply

Flag as inappropriate

<u>Mystreba</u> ↑61 3mo

Re: 3pedal | appreciate the placement of the Kate Bush "Running Up That Hill" photo after the boat ramp photo.

↑ **0** Reply

Flag as inappropriate

<u>agingram60</u> ↑1 3mo

Whats the range on the battery

Flag as inappropriate ↑1 Reply

campdavidks 🐶 3mo

Re: 3pedal SHOULD. Yeah sure

↑ **0** Reply Flag as inappropriate

SHIFT2EV ◆ ↑21 3mo

Bid \$10,700 (↑1)

soweidan ❖ ↑42 3mo

The community has flagged this. View

2Rivers ↑6 3mo

DC Gov't vehicle, of course.

↑ **5** Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

Navigation

Sound system

Phone sync with my iphone

↑1 Reply Flag as inappropriate

<u>fast930turbo</u> ◆ ↑151 3mo

Bid \$10,600 **↑ 2**

— gnu → ↑84 Bidder 3mo

Seller, can you demonstrate navigation. My impression is that there is no navigation syatem

↑2 Reply Flag as inappropriate

— gnu → ↑84 Bidder 3mo

I sold my HUMMER H3T and miss the use of a truck waiting for the Canoo truck, which, seems to be heading to the same fate as Lordstown sooner than availability. I keep staring at this 'alien' face, trying hard to get used to the appearance to bid for it. I do like the no nonsense kiss.

↑**4** Reply Flag as inappropriate

gnu ♦ ↑84 Bidder 3mo

Has anyone experienced dead battery before reaching a recharge station?

↑ 2 Reply Flag as inappropriate

gnu ♥ ↑84 Bidder 3mo

Curious about the four motor-hubs. What happens when turning circles without wheel differentials? Would it stress the motors with varying wheel spins?

3pedal ♦ ↑824 Seller 3mo

@DougDeMuro

I think this will fit nicely in your collection. Tows up to 8000 pounds

↑ **4** Reply Flag as inappropriate

anu ↑84 Bidder 3mo

Seller is in MD; so am I, a bill os sales with owner's name as proof will be sufficient. Other states may vary , like Vermont, which does not provide title

↑ 2 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

Case 23-10831-MIEWordsDonce161616-6VINFile de 09A12W041033Frage 11acf8164bs

@JAttilaH

I do not know, how each state will treat the bill of sale situation. I'm driving mine with dealer tag. These were approved for US roads. DC title issued with title number on carfax. They were made for USA road use.

5/24/24 **Auction Canceled**

<u>JAttilaH</u> ↑77 3mo

What would happen if you took this to your local DMV and tried to register it with the bill of sale? Normally, you can do that by posting a bond against title claims.

Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

I've listed 23 vehicles on CaB All sold

Not here to waste time!!!

↑ 11 Reply Flag as inappropriate

<u>The Tay</u> ↑5 3mo

No Reserve....Very interesting choice ;-)

↑ 1 Reply Flag as inappropriate

<u>rt360</u> ◆ ↑142 3mo Bid \$10,500 (↑ 1

3pedal ♦ ↑824 Seller 3mo 4 Motors on all wheels

(↑ **1**) Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

Perfect Platform to do Resto-mod or RV

Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

This unit has Apple Car Play for music, phone and navigation.

↑1 Reply Flag as inappropriate

3pedal ◆ ↑824 Seller 3mo

<u>@jeeab1</u> good explination

https://youtu.be/D_3QQnCY0CM?si=Gp6kUIGD2mVU3pNv

↑2 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

The company I purchased from didn't have title. Sold to me on Bill of Sale. Being sold on Bill of Sale. I'm in discussion with RV company that said, he can get title once RV conversion is done. Every state has different rules.

↑ 2 Reply Flag as inappropriate

<u>Detah</u> ↑240 3mo

why does it only have a bill of sale? I thought most ex-fleet vehicles could be registered such as former cop cars

↑ **0** Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

<u>@jeeab1</u>

That's the comment you will get at Cars and Beer crowd

I do love the 1998 Toyota Caldina 2.0E 4WD You won on CaB

Flag as inappropriate ↑ 6 Reply

j<u>effab1</u> ❖ ↑141 3mo

The community has flagged this. View

anthonybolognese 🐶 ↑71 3mo Bid \$10,200 (↑2)

3pedal ♦ ↑824 Seller 3mo

@TimBennett US Army still has a fleet in use. IMO great trucks

↑ **5** Reply Flag as inappropriate

Indeed investing is a double edge sword!!!

↑ 5 Reply Flag as inappropriate

FbringAtrailer 🐶 141 Bidder 3mo

I lost \$100k when GM went Bankrupt and they only bailed out uaw and banks. Invest at your own peril. My Apple stock would be worth few million, if I didn't settle for a double. Life happens!!!

↑ 7 Reply Flag as inappropriate

Danorth ↑16 3mo

The community has flagged this. View

3pedal ♦ ↑824 Seller 3mo

I sold a few

2 went to service a private car museum.

1 going to Orange juice plant for security detail, as and heat last the whole shift without needing fuel also no emission inside facility.

Auction Canceled

3pedal ♦ ↑824 Seller 3mo All joking aside

No Reserve Going to a new home!!!!

I'm keeping one for personal use.

↑7 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

@TimBennett

They retired all of them and sold at auction. \$70k acquisition each. This was the lowest miles of the batch. Some had few thousand miles. DC government kept about few months, I guess the cash back incentive was hard to turn down.

↑ 4 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

Indeed

↑3 Reply Flag as inappropriate

FbringAtrailer 🐶 141 Bidder 3mo

seller you need a nuclear bomb shelter for this listing.

↑ **5** Reply Flag as inappropriate

TimBennett ♦ ↑19 3mo

I work for the DC Government, I saw a few of these around when they first bought them. I haven't seen them in a while, so I'm not sure if any of them are still in use by DPW. They do have a few Lightnings.

↑6 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

Bravo

Just enjoy the ride

↑ **5** Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

I'm sure people said the same thing when we went from steam motors to internal combustion engine, I love all things that float and has wheels. Just a new spectrum to enjoy. My wife drives a 2012 Leaf. Her favorite aspect, never going to gas station or maintanance. Just tires in last 68k miles.

↑ 6 Reply Flag as inappropriate

W210Harris ◆ 12 3mo

can I register or drive this in MA?

↑ **0** Reply Flag as inappropriate

xfyrdudex ❖ ↑183 3mo

Wonder what happened to the Cars & Bids strict rule about not accepting cars unless the seller has title in hand? Clearly they make exceptions when they want to! LOL

↑ **40** Reply Flag as inappropriate

roadrunner520 ◆ ↑122 3mo

Talk about inefficiency, 109kw pack and 174 miles of range? With only 400hp too

(↑ **16**) Reply Flag as inappropriate

<u>sw two</u> ↑92 3mo

Re: sampsonite24 Sweet government car.

↑8 Reply Flag as inappropriate

driveclassics ◆ ↑13 Bidder 3mo

Had the opportunity to sit in one of these. Much better fit & finish than Tesla. Very cool rigs.

↑ **5** Reply Flag as inappropriate

sampsonite24 ◆ ↑1.3k 3mo

Re: sw_two Not really. Most went to the government

Flag as inappropriate

A jdelaplaine ◆ ↑3 3mo Bid \$10,100 ↑ 3

driveclassics ◆ ↑13 3mo Bid \$10,000 ↑ 3

3pedal ♦ ↑824 Seller 3mo

@CaB the correct range is 210 miles I've verified. Please correct, will post pic soon.

↑ 3 Reply Flag as inappropriate

thesouthpaw25 ◆ ↑11 3mo Bid \$9,500 (↑2)

3pedal ❖ ↑824 Seller 3mo

Founder of Lordstown purchased assets and started new company so parts and support should be available.

 $\underline{https://www.wfmj.com/story/50357882/lordstown-motors-founder-launches-new-electric-vehicle-company-landx-motors}$

5/24/24

11/13

↑ 10 Reply Flag as inappropriate

Auction Canceled 5/24/24

rayrayzgarage ↑1.7k 3mo

Wow!! So cool that one of these is on the market here. If you have a cabin or rv camper somewhere, this'll be the biggest and coolest golf cart in the community....otherwise, donate it to a high school. Oooorrrrrr.....drive it around town on the down-low. Also or, youtubers rejoice....Rich Rebuilds? glwa

↑ 6 Reply Flag as inappropriate

Cars&Bids ↑38.9k 3mo

Re: MadHungarian We outline this information in the Seller Notes section of the listing.

Cheers

↑8 Reply

<u>MadHungarian</u> ◆ ↑89 3mo

Respectfully, I'm floored that it is only mentioned in the comments, and not by the seller, that this vehicle is not eligible to be registered for on-road use. If that is true, it should be up top in the listing, boldface in all caps. Exactly how has 100 miles been put on it by the seller? You can use a dealer plate to drive something not legal for road use? Carfax says "Check with an authorized Lordstown Ev Corporation dealer for any open recalls", lol.

↑ 31 Reply Flag as inappropriate

<u>sw two</u> ↑92 3mo

People actually got these?

↑ 9 Reply Flag as inappropriate

FbringAtrailer 41 Bidder 3mo

If I win I'm going to put a power wagon Cab and bed on it and register it Historic!!!

↑ 1 Reply Flag as inappropriate

FbringAtrailer ◆ ↑41 3mo
Bid \$5,000 ↑ 2

surffly ↑405 3mo

Odd that the carfax does not show it as being bought back by the manufacture.

Is there a way to know that this was bought back? Since it is a modern car and DID have a title, I would think it important to know who holds it now, and what options/claim over the vehicle they have.

↑ 3 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

@shumdit1

had extra lights that was removed.

↑5 Reply Flag as inappropriate

FbringAtrailer 🔷 🛧 1 Bidder 3mo

3Pedal

Thank you for bring a unique vehicle to CaB

↑ 1 Reply Flag as inappropriate

shumdit1 ↑1.2k 3mo

What is the chrome toggle switch that looks like it was added under the left side of the dash?

↑ 2 Reply Flag as inappropriate

Brooks ♦ ↑525 3mo

@3pedal Yes, when sold new to DC government the truck had a title and was registered for street use. Then, the manufacturer repurchased the vehicle and decommissioned it to avoid warranty obligations. Subsequently, the truck was resold with a bill of sale for off-road use only to avoid federal automobile regulations. I'm sure it's fun to drive, but if it stops working and no one can access the software or get the parts, then you have a huge paperweight or museum piece, depending on your outlook.

↑ 18 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

@CoolUserName

Indeed
Damascus Maryland.

↑ 5 Reply Flag as inappropriate

<u>CoolUserName</u> ↑387 3mo

We need a review of this thing, Doug!!

↑ 18 Reply Flag as inappropriate

<u>TheD0k</u> ↑349 3mo

Re: Brooks haha good one! Collectable one day!

Thanks for the afternoon chuckle.

↑8 Reply Flag as inappropriate

3pedal ♦ ↑824 Seller 3mo

This was used by DC government with title issued by DC, as you can see on Carfax. I purchased on Bill of sale. Being resold on bill of sale. I've driven it for over 100 miles, extremely fun to drive.

↑ ↑ Reply Flag as inappropriate

Brooks ◆ ↑525 3mo

One of 37 apparently. Hopefully everyone is aware there is no warranty and the vehicle can not be registered for street use. Off road only. The way the article reads Lordstown bought all the vehicles back to avoid regulatory warranty obligations. They were then resold with a bill of sale for off road use only, like this one here. Hopefully everyone saw that in the listing. This should be at top of listing! "This Lordstown does not have a title and will be sold with a bill of sale only. As a result, the vehicle cannot be registered for street use. Please contact the selling dealer directly with questions."

↑ 33 Reply Flag as inappropriate

Case 23-10831-MIEWordsDonce161616-6VINFile de 09/12/1004 033 Page 14ac f8164 ds



Re: macaronimansam Same, didn't know these made it to production. Looks pretty good actually. And certainly would "win" at your local cars n coffee!!!

5/24/24 **Auction Canceled**

SomewhatEnthused ♦ ↑1.3k 3mo

Never heard of this. Are these produced in the old Cruze factory in Lordstown, Ohio?

(↑ **7**) Reply Flag as inappropriate

 JohnPSM
 ↑17 3mo Bid \$500 (↑ 0

Saab95 ↑2k 3mo

I've heard next to nothing about these, but it's got an interesting design. I wonder what servicing is like. Will it be like the Fisker Ocean (where you're buying a future paperweight) or will there be some serviceability?

Flag as inappropriate

NealSwagner ∲ ↑58 3mo

Re: Brooks https://www.tribtoday.com/news/local-news/2023/11/lmc-wants-to-buy-back-endurance-pickup-truck-at-50-of-cost/

↑7 Reply Flag as inappropriate

Affalterbach Brackley 11.4k 3mo Bid \$304 (↑ 0

macaronimansam ↑712 3mo Wait these were actually made? ↑ **15** Reply Flag as inappropriate

LukeLuke ↑ 1 3mo Bid \$200 ↑1

Brooks ◆ ↑525 3mo

Does anyone have the production numbers showing how many were built before the bankruptcy. I can't find anything online. It appears very few were built. Might be a rare collectible one day. Its fascinating how many people lived out their dreams to start a car company thanks to the electric car mania.

Flag as inappropriate ↑ 6 Reply

<u>Hawk</u> **∲** ↑3k 3mo

What a Pontiac Vibe is to early Teslas, the Chevy Caviler/Cobalt/Cruze is to this.....

↑ 9 Reply Flag as inappropriate

poweredby2zzge ❖ ↑1k 3mo Bid \$100 ↑1

j<u>crayz</u> ❖ ↑553 3mo

Wow, I didn't realize these were in production.

↑8 Reply Flag as inappropriate

See also

Automatic cars for sale Lordstowns for sale Lordstown Endurances for sale Trucks for sale

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June 5, 2024

Cohen Recycling Inc. Andrew Cohen 4551 Tanglewood Drive Bladensburg, MD 20710 info@southlawn.com

Re: Improper Resale of Lordstown Motor Company Endurance Trucks

Dear Mr. Cohen:

Our firm is counsel to Nu Ride Inc., formerly known as Lordstown Motor Corp. ("LMC"). We write in connection with the failure of Cohen Recycling, Inc. ("CRI") to destroy, dismantle, or scrap the 31 Endurance trucks that you acquired from LMC in or around February 2024 (the "Subject Trucks"). If CRI is represented by counsel in this matter, please immediately inform us of such and forward this letter to counsel so that we may, consistent with professional rules, communicate directly with your counsel.

As discussed below, your continued failure to destroy the Subject Trucks violates the order of a federal court, is in breach of CRI's representations to LMC, and will give rise to significant liability for CRI. We demand that CRI immediately destroy any Subject Trucks in its possession, provide proof of destruction, and provide us with the contact information of any buyer of any Subject Trucks no longer in your possession.

In February 2024, LMC conveyed the Subject Trucks to CRI in exchange for \$11,600. In the VR-454 forms memorializing the conveyance, CRI represented that each car would be "dismantled, destroyed, or scrapped." The destruction of the Subject Trucks was a key term of the conveyance because LMC was authorized to purchase the Subject Trucks pursuant to an order of the United States Bankruptcy Court for the District of Delaware (the "Bankruptcy Court") on the condition that "the vehicles will be decommissioned and not resold to any third-party that intends to use the vehicles for an on-road purpose." The Bankruptcy Court retains jurisdiction over all matters relating to the implementation of this order.

In violation of CRI's representations to LMC the Repurchase Order, CRI has, by your own admission, "not scrapped any of [the Subject Trucks]" and intends to "market them as a cool hot rod project." By directly and indirectly seeking to market these cars as suitable for on-road purposes, you also are in violation of motor vehicle laws and various other laws and regulations.

¹ *In re Lordstown Motors Corp., et al.*, Case No. 23-10831 (Bankr. D. Del. Dec. 7, 2023) (Doc. 790), Order (I) Authorizing, But Not Directing, The Debtors To Repurchase Endurance Trucks From Customers, And (II) Granting Related Relief (available at https://www.kccllc.net/lordstown/document/231083123120700000000000) (and attached to this letter) (the "Repurchase Order").



Moreover, the Subject Vehicles have open recalls and driving them on public roads is both illegal and irresponsible, and subjects you to considerable liability. For instance, on February 9, 2024, you published a video of yourself driving a Subject Truck on public roads reaching over 85 miles per hour and advised viewers it can "tow 9000 pounds." Additionally, CRI sold several of the Subject Trucks, without removing any body parts, to third parties, including Mr. Mike Ahn. This resulted in Mike Ahn listing one of the Subject Truck for resale on carsandbids.com, in which he represented that the car was "extremely fun to drive." CRI's conduct forced LMC to expend significant resources to cause carsandbids.com to terminate the improper auction. More recently, on June 3, 2024, another Subject Truck was listed for auction through copart.com. The VIN confirms that it was a car that CRI sold to a third party, and that you did not destroy, dismantle, scrap, or even remove a single part of this car.

We demand that you immediately cease and desist from further efforts to market or otherwise transfer possession of the Subject Trucks to any third party and provide us with the contact information of any buyer of any Subject Trucks no longer in your possession. LMC reserves all rights, including to initiate litigation against CRI and to recover the significant costs it has incurred as a result of your breaches and other misconduct, as well as all other liability you have caused.

We encourage you (or your counsel if you are represented) to reach out to us at your first availability to see if we can reach a resolution without costly judicial intervention.

Sincerely,

Michael S. Winograd

MihSWngle

IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re Chapter 11

Lordstown Motors Corp., et al., Case No. 23-10831 (MFW)

Debtors. (Jointly Administered)

Re: Docket No. 731

ORDER (I) AUTHORIZING, BUT NOT DIRECTING, THE DEBTORS TO REPURCHASE ENDURANCE TRUCKS FROM CUSTOMERS, AND (II) GRANTING RELATED RELIEF

Upon the motion (the "Motion")² of above-captioned debtors and debtors-in-possession (collectively, the "Debtors") for entry of an order, pursuant to sections 105(a) and 363 of the Bankruptcy Code, Bankruptcy Rules 6004 and Local Rule 6004-1, authorizing, but not directing, the Debtors to repurchase the Endurance trucks that were sold to customers, and granting related relief, and the Court having jurisdiction to consider the Motion and the relief requested therein pursuant to 28 U.S.C. § 1334 and the *Amended Standing Order of Reference from the United States District Court for the District of Delaware*, dated February 29, 2012; and the Court having found that this is a core proceeding pursuant to 28 U.S.C. § 157; and the Court having found that it may enter a final order consistent with Article III of the United States Constitution; and the Court having found that venue of the Chapter 11 Cases and related proceedings being proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409; and due and proper notice of the Motion having been provided, and such notice having been adequate and appropriate under the circumstances, and it

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 used but not otherwise defined herein shall have the meanings ascribed to them in the Motion.

appearing that no other or further notice need be provided; and the Court having reviewed and considered the Motion; and the Court having held a hearing, if necessary, to consider the relief requested in the Motion (the "Hearing"); and the Court having determined that the legal and factual bases set forth in the Motion and at the Hearing, if any, establish just cause for the relief granted herein; and the Court having found that the relief requested in the Motion is in the best interests of the Debtors, their creditors, their estates, and all other parties in interest; and all objections and reservations of rights filed or asserted in respect of the Motion, if any, having been withdrawn, resolved, or overruled; and upon all of the proceedings had before the Court; and after due deliberation and sufficient cause appearing therefor,

IT IS HEREBY ORDERED THAT:

- 1. The relief requested in the Motion is granted, as set forth herein.
- 2. The Debtors are hereby authorized, but not directed, to repurchase the Endurance vehicles currently owned by customers and in the stream of commerce for an aggregate amount not to exceed \$1,085,000.
- 3. Foxconn shall pay for, or reimburse the Debtors for, 50% the total cost of the vehicles actually repurchased by Lordstown (up to \$31,000 per vehicle, including decommissioning cost), for an aggregate of up to \$542,500, without regard to any setoff, recoupment, or other rights that Foxconn or the Debtors may have; *provided*, *however*, nothing in this Order shall result in a waiver of any setoff, recoupment, or other rights that Foxconn or the Debtors may have. In addition, the Foxconn and the Debtors shall equally bear the cost of the contemplated extension of the parties' joint product liability insurance policy.
- 4. Foxconn will share in 50% of any net proceeds from the resale, if any, of the repurchased vehicles or vehicle parts. The Debtors shall provide Foxconn with five (5) days' notice

of such resale as well as a statement setting forth the calculation of the net proceeds. For the avoidance of doubt, the vehicles will be decommissioned and not resold to any third-party that intends to use the vehicle for an on-road purpose.

- 5. Except as otherwise agreed by the Debtors and Foxconn, all warranty obligations and other claims against the Debtors and Foxconn of customers whose vehicles are repurchased pursuant to this Order are hereby waived as a condition to repurchase, effective upon the date of the applicable repurchase.
- 6. Any Bankruptcy Rule (including, but not limited to, Bankruptcy Rule 6004(h)) or Local Rule that might otherwise delay the effectiveness of this Order is hereby waived, and the terms and conditions of this Order shall be effective and enforceable immediately upon its entry.
- 7. The Debtors are authorized to take all such actions as are necessary or appropriate to implement the terms of this Order.
- 8. The terms and provisions of this Order shall be binding in all respects upon the Debtors and Foxconn and their respective affiliates, successors and assigns, and their estates, notwithstanding any subsequent appointment of any trustee(s) (including without limitation any plan administrators, litigation or liquidation trustees appointed during the pendency of, or upon confirmation of a chapter 11 plan in, these chapter 11 cases), examiner(s) or other fiduciary under any chapter of the Bankruptcy Code.
- 9. The Court shall retain exclusive jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, and enforcement of this Order; *provided*, *however*, nothing in this Order or the Motion shall constitute an admission of any fact or liability or a waiver of any of the Debtors' or Foxconn's rights (including, without limitation, Foxconn's ability to seek to compel arbitration under any applicable arbitration provisions) with

Coses 22-3-020813-1MIR/WW DDood 37250-7 Filled 1.20/90/11/2/24 Page of 70fo 47

respect to the adversary proceeding pending before this Court under the caption *Lordstown Motors Corp.*, *et al.* v. *Hon Hai Precision Industry Co.*, *Ltd.*, *et al.*, Adv. Pro No. 23-50414 (MFW) (Bankr. D. Del. June. 27, 2023).

Dated: December 7th, 2023 Wilmington, Delaware

MARY F. WALRATH UNITED STATES BANKRUPTCY JUDGE