

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

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US BANKRUPTCY COURT
DISTRICT OF DELAWARE

<i>In re.</i>		Chapter 11
NU RIDE INC., et al.,		Case No. 23-10831 (MFW)
Reorganized Debtors.		Jointly Administered
		Hearing Date: November 26, 2024 at 11:30 A.M ET
		Objections Deadline: November 12, 2024 4.00 P.M ET

RESPONSE/OBJECTION OF RAHUL SINGH (Claim 8) TO POST-EFFECTIVE DATE DEBTORS'
AND CLAIMS OMBUDSMAN'S JOINT SIXTH OMNIBUS (NON-SUBSTANTIVE) OBJECTION
TO CERTAIN EQUITY INTEREST CLAIMS (Docket # 1366)

The Debtor's think opposite of the United States Supreme Court in *Bartenwerfer v. Buckley*, 598 U.S. 69 (2023), "But the Bankruptcy Code is not focused on the unadulterated pursuit of the debtor's interest, and instead seeks to balance multiple, often competing interests."

2. This is a **conspiracy** to defraud the shareholders and the Honorable Court. A conspiracy between Steve Burns the former CEO/founder of Lordstown Motor Corporation (LMC) and the old and new top brass of LMC. This really is a **robbery in progress**, and as more and more **fraud** and **crime** are unearthed, it all points to a conspiracy to defraud shareholders, the Honorable Judge and the Court. The doctrine of *Hazel-Atlas Glass v Hartford-Empire* 322 U.S. 238 (1944): Prejudice is not an element of Fraud upon the Court. And prejudice here would be argued by those who have habitually lied and defrauded ordinary citizens and the Honorable Court.

3. Security Exchange Commission to the Honorable Court in **Docket # 1030-1, Pg. 3, Line 11: "Misrepresentations by Lordstown and its former chairman and CEO, Steve Burns"**.

4. Security Exchange Commission in **Docket # 1030-1, Pg. 7, Paragraph 20: "From August 2020 to January 2021, Lordstown and Burns made false and misleading statements ..."**



5. Security Exchange Commission in **Docket # 1030-1, Pg. 8, Paragraph 26: “Nevertheless, Lordstown continued to state falsely in SEC filings ... signed by Burns ...”**

6. Security Exchange Commission in **Docket # 1030-1, Pg. 9, Paragraph 28: “These statements by Lordstown and Burns were false and misleading ...”**.

7. Security Exchange Commission in **Docket 1030-1, Pg. 9, Paragraph 29: “In October and November 2020, Lordstown and Burns made materially false and misleading statements ...”**.

8. The sequence of fraudulent events by LMC top brass (old and new), insider Steve Burns, and Foxconn are as follows: LMC does not inform shareholders, in a timely fashion, of Foxconn's fraud to get the factory for a mere 230 million dollars. LMC violated the Sarbanes-Oxley Act of 2002. But insider Steve Burns knew. LMC silently watched Steve Burns make around 64 million dollars by unloading stock on unsuspecting public, causing the public at large great harm and damage. LMC silently watched insider Steve Burns kill the stock price by unloading around 64 million dollars worth of shares, setting up Foxconn to cry Agreement violation and LMC to do a 15 to 1 reverse stock split and enter Bankruptcy. In their bankruptcy pleadings to this Court, LMC tells the world for the first time of Foxconn's fraud (insider Steve Burns already knew). Next, LMC pays around **40 million** dollars to Karma to free up the Endurance pickup truck and related technology to give it to insider Steve Burns for around **10 million** dollars. But LMC just did not give insider Steve Burns the freed up Endurance Pickup Truck and related technology from Karma, LMC also gave to insider Steve Burns the electric hub motor assembly line and the battery pack assembly line. All in all, LMC gave to insider Steve Burns assets way north of **300 million** dollars and only charged him around **10 million** dollars, further defrauding shareholders, adding to their harm and damages.

9. The Singh family put \$1,090,406.56 of their retirement money into 114,795 shares. Fraud, crime and conspiracy have reduced it to around \$11k into 7653 shares. Defrauded Shareholders want no part of this company. The damages clearly total 1,090,406,56 for claims 8-11. The damages are clearly stated on claims 8-11. Equity interests have been damaged by fraud, crime and conspiracy. The Equity Committee is aiding and abetting the scam from insider Steve Burns and LMC to give away assets way north of 300 million dollars for a mere 10 million. The Equity

Committee has been conniving at the defeat of Defrauded Shareholders. We do not trust the Debtor's or their claims Ombudsman to adjudicate our **substantive claims**. Their position on this matter is known to the Honorable Court. On the other hand, we think **fraud and crime are substantive**.

10. Claims 8-11 were supplemented/augmented/amended by a motion filed in this court on September 29, 2023 prior to the claims bar date of October 10, 2023. The motion was titled "MOTION OF RAHUL SINGH FOR RELIEF TO DEFRAUDED SHAREHOLDERS" and is Docket #494. The Motion can also stand independent of claims. Motion informed the Honorable Court that Lordstown defrauded shareholders and have caused great harm and damage by their fraud, and prayed to the court to undo this harm and damage by ordering Lordstown to pay the Singh family \$1,090,406.56 immediately. The Honorable Judge read the motion and responses from Lordstown and Committees, and had a hearing. At the hearing, the Honorable Judge ruled that claims 8-11 cannot jump ahead in line, and that they must wait in line. We humbly request the Honorable Judge to adjudicate our claims and/or the Motion when it is our "turn in line", and undo the harm and damage caused by fraud and crime of the Debtor's, and order the Debtor's to pay the Singh family \$1,090,406.56.

11. If for any reason our damages are not paid in full amount, we humbly request the Honorable Judge to throw out the Affidavit of Steve Burns (Docket # 564, October 16, 2023) presented to the Honorable Court and vacate the sales order (Docket # 586) and give the robbed assets to the defrauded Shareholders who will settle for the Endurance pickup truck and related technology, the battery pack assembly line and the electric motor hub line to form a new company free of fraud and crime. Notably, some **4 months after** the Affidavit submitted by insider Steve Burns, and the resulting sales order being docketed at # 586 on 10/18/2023, insider Steve Burns was found with supporting evidence by the Security Exchange Commission to have made numerous false and misleading statements. (Docket # 1030-1 docketed on 2/29/2024). A scammer who lies with ease. *Hazel-Atlas Glass v Hartford-Empire* 322 U.S. 238 (1944): Prejudice is not an element of Fraud upon the Court.

12. We voted against the "Plan" and voted against the "Release". Equity holders were not required to file claims as stated by the Debtor's, however **defrauded shareholders** felt compelled to file claims and motion and we pray the Honorable Judge provide us with the relief requested and undo the harm and damages caused by fraud, crime and conspiracy against defrauded shareholders and the Honorable Court.

Dated: November 7, 2024

Respectfully submitted by:

/s/ Rahul Singh

Rahul Singh

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CERTIFICATE OF SERVICE

I, Rahul Singh, hereby certify that, on November 7, 2024, I served a true and correct copy of:

RESPONSE/OBJECTION OF RAHUL SINGH (Claim 8) TO POST-EFFECTIVE DATE DEBTORS' AND CLAIMS OMBUDSMAN'S JOINT SIXTH OMNIBUS (NON-SUBSTANTIVE) OBJECTION TO CERTAIN EQUITY INTEREST CLAIMS (Docket # 1366)

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and (b) the U.S. Trustee

Benjamin A. Hackman (Benjamin.A.Hackman@usdoj.gov).

Dated November 7, 2024.

Respectfully submitted by

/s/ Rahul Singh

Rahul Singh

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