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November 7, 2024

United States Bankruptcy Court for the District of Delaware  
824 North Market Street,  
3<sup>rd</sup> Floor  
Wilmington, DE 19801

CLERK  
US BANKRUPTCY COURT  
DISTRICT OF DELAWARE

Re: In re NU RIDE INC et al.,  
Reorganized Debtors,  
Lordstown Motor Corp (3239)  
Lordstown EV Corporation (2250)  
Lordstown EV Sales LLC (9101)

Case No. 23-10831 (MFW) CHAPTER 11  
Title of Objection: Notice of Omnibus Objection and Hearing

Dear Judge,

I am writing in response to the Notice of Omnibus Objection and Hearing filed on October 14, 2024, regarding the above referenced Chapter 11 case. As a creditor/claimant, I respectfully submit the following objections to the Debtor's Omnibus Objection to Claims.

I Lorianne R. Kerley am a claimant, claim Number 27, filed on August 23, 2023 under the claim name, Lorianne Kerley and Fidelity Investments, in the above-referenced Chapter 11 case and have a claim against the debtor in the amount of **\$11,576.07. This claim arises from the equity interest I had with Lordstown Motors Corp (3239) in common Stock. This investment occurred within my retirement account in 2020 prior to the Chapter 11 reorganization of NU RIDE INC. I currently own the same equity interest with NU RIDE INC in common stock which was converted from Lordstown Motors Corp after the Reorganizations of companies listed above.**

Legal Basis for Objection: The debtor has objected to my claim on the grounds that claims be disallowed/Expunged for Equity Claims erroneously assert an equity interest in Lordstown EV Corporation or Lordstown EV Sales LLC even though the Debtors' common stock was issued by Lordstown Motors Corp.

Response: I assert that my claim is valid and enforceable based on the reorganization of all three companies, i.e., Lordstown EV Corporation, Lordstown EV Sales LLC, and Lordstown Motors, Inc, into one company, i.e., NU RIDE INC after my equities were purchased and invested.

I provided proof of claim demonstrating ownership on August 23, 2023, Claim number 27 with a copy of investment statement from Fidelity Investments.

Response Cont'd: Other Court Cases Supporting the Validity of my Claim:

Cases where claimants have won based on their ownership of equity securities in a debtor.



- 1.) **Linn Energy, LLC**, where the Fifth Circuit Court of Appeals ruled those claims for "deemed dividends" should be subordinated under Section 510(b) of the Bankruptcy Code. The court found that these claims were essentially for damages arising from the **purchase or sale of securities and thus should be treated as equity interests rather than creditor claims.**
  
- 2.) **Lehman Brothers Inc.'s 14-Year Liquidation Successfully Concludes. More than \$115 Billion Returned to Customers and Creditors.** New York, NY, September 28, 2022 – Judge Shelley C. Chapman of the U.S. Bankruptcy Court for the Southern District of New York today closed the Lehman Brothers Inc. (LBI) liquidation proceeding under the Securities Investor Protection Act (SIPA), the largest securities brokerage liquidation in U.S. history. Commenced in 2008 and conducted by Trustee James W. Giddens resulted in the return of more than \$115 billion to LBI customers and creditors without the use of funds from the Government or the Securities Investor Protection Corporation (SIPC).
  - Customers received \$106 billion, fully satisfying the 111,000 customer claims. Most customer claims were satisfied within weeks of the liquidation.
  - Secured, priority and administrative creditors with allowed claims also received 100 percent distributions.
  - Distributions to unsecured general creditors with allowed claims totaled over \$9.372 billion, representing a 41.2841 percent recovery.
  - With the creation of a novel liquidating trust construct established in June 2022, certain unsecured general creditors with allowed claims have the potential to receive further distributions from the LBI Liquidating Trust.

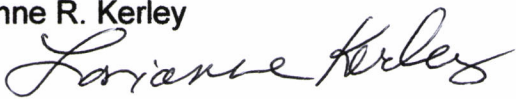
**Request for Relief:** Based on the foregoing, I respectfully request that the court: Deny the debtor's Omnibus Objection to my claim in its entirety. Allow my claim in the amount of \$11,576.07, as filed. Grant such other and further relief as the court deems just and proper.

**Conclusion:** In summary, my claim is valid and enforceable, and the debtor's objection is without merit. I respectfully request that the court deny the debtor's Omnibus Objection and allow my claim in full.

Thank you for your consideration.

Respectfully submitted,

Lorianne R. Kerley

Cc: 

Brown Rudnick LLP

Morris James LLP

Halperin Battaglia & Benzija LLP – counsel for the Claims Ombudsman

Bielli Klauder