IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	Chapter 11
FISKER, INC., *et al.*,[1]	Case No. 24-11390 (TMH)
Debtors.	(Jointly Administered)
	Hearing Date: August 17, 2026 at 2:00 p.m. (ET) **Objection Deadline: July 28, 2026 at 4:00 p.m. (ET)**

MOTION FOR ENTRY OF AN ORDER FURTHER EXTENDING THE TIME PERIOD WITHIN WHICH THE LIQUIDATING TRUSTEE MAY FILE NOTICES OF REMOVAL OF CLAIMS AND CAUSES OF ACTION RELATED TO THE CHAPTER 11 CASES

Matthew Dundon, solely in his capacity as the Liquidating Trustee (the "**Liquidating Trustee**") of the Fisker Liquidating Trust (the "**Liquidating Trust**"), hereby submits this motion (the "**Motion**") pursuant to 28 U.S.C. § 1452, Rules 9027 and 9006(b) of the Federal Rules of Bankruptcy Procedure (the "**Bankruptcy Rules**") and Rule 9006-2 of the Local Rules of the United States Bankruptcy Court for the District of Delaware (the "**Local Rules**") seeking entry of an Order (the "**Proposed Order**"), substantially in the form attached hereto as **Exhibit A**, further extending the time within which the Liquidating Trustee may file notices of removal of all claims and causes of action related to these Chapter 11 Cases (as defined below) pending as of the Petition Date (as defined below) as specified in Bankruptcy Rule 9027(a)(2) (the "**Prepetition Actions**"), in addition to any and all matters initiated after the Petition Date but prior to entry of the Proposed Order as specified in Bankruptcy Rule 9027(a)(3) (the "**Postpetition Actions**," and, together with the Prepetition Actions, collectively referred to herein as the "**Actions**"), for approximately one

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

hundred eighty (180) days from August 10, 2026, through and including February 8, 2027, without prejudice to the Liquidating Trustee's right to seek further extensions, and any position the Liquidating Trustee may take regarding whether section 362 of title 11 of the United States Code (the "**Bankruptcy Code**") applies to stay any given Action. In support of the Motion, the Liquidating Trustee respectfully states as follows:

JURISDICTION, VENUE AND STATUTORY BASES

1. The United States District Court for the District of Delaware has jurisdiction over this Motion pursuant to 28 U.S.C. § 1334, which was referred to the United States Bankruptcy Court for the District of Delaware (the "**Court**") under 28 U.S.C. § 157 and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012.

2. Venue is proper in this District pursuant to 28 U.S.C. §§ 1408 and 1409. This matter is a core proceeding within the meaning of 28 U.S.C. § 157(b)(2), and the Court may enter a final order consistent with Article III of the United States Constitution.[2]

3. The statutory bases for the relief requested herein are 28 U.S.C. § 1452, Bankruptcy Rules 9006 and 9027, and Local Rule 9006-2.

BACKGROUND

A. The Chapter 11 Cases

4. On June 17 and 19, 2024, as applicable (the "**Petition Date**"), Fisker, Inc. and its debtor affiliates (the "**Debtors**") commenced the above-captioned cases (the "**Chapter 11 Cases**") in the Court under chapter 11 of the Bankruptcy Code.

[2] Pursuant to Local Rule 9013-1(f), the Liquidating Trustee hereby confirms his consent to entry of a final order by the Court in connection with this Motion if it is later determined that the Court, absent consent of the parties, cannot enter final orders or judgments consistent with Article III of the United States Constitution.

5. As of the Petition Date, the Debtors were parties to certain judicial and/or administrative proceedings in various courts and/or administrative agencies that are stayed pursuant to applicable Bankruptcy Code provisions.

6. On October 15, 2024, the Debtors filed their fourth amended *Combined Disclosure Statement and Chapter 11 Plan of Liquidation of Fisker Inc. and its Debtor Affiliates* (as amended, the "**Plan**") [D.I. 713].[3]

7. On October 16, 2024, the Court entered the *Findings of Fact, Conclusions of Law, and Order, Approving the Disclosure Statement on a Final Basis, Confirming the Debtors' Joint Chapter 11 Plan of Liquidation, and Granting Related Relief* (the "**Confirmation Order**") [D.I. 722] confirming the Plan.

8. Pursuant to the Confirmation Order, the appointment of the Liquidating Trustee was approved in all respects. *See* Confirmation Order ¶ 73.

9. On October 17, 2024 (the "**Effective Date**"), the Plan went effective. *See Notice of (I) Effective Date of Combined Disclosure Statement and Chapter 11 Plan of Liquidation of Fisker Inc. and its Debtor Affiliates and (II) Certain Claims Bar Dates* [D.I. 730].

10. The Liquidating Trust was established on the Effective Date, into which the Debtors transferred "all of the Debtors' and Estates' rights, title, and interest in and to all of the Liquidating Trust Assets, and, in accordance with section 1141 of the Bankruptcy Code, the Liquidating Trust Assets, … automatically vest[ed] in the Liquidating Trust free and clear of all Claims, Liens, encumbrances, or interests." *See* Confirmation Order ¶ 75.

B. Prior Extensions of the Removal Deadline

[3] Any capitalized term used but not otherwise defined herein shall have the meaning ascribed to it in the Plan.

11. On October 2, 2024, prior to the Effective Date, the Court entered the *Order Extending the Debtors' Time to File Notices of Removal of Claims and Causes of Action Related to the Debtors' Chapter 11 Cases* [D.I. 619] (the "**First Removal Extension Order**"), extending the time within which the Liquidating Trustee may file notices of removal of the Actions to December 16, 2024 (the "**Removal Deadline**").

12. On December 23, 2024, the Court entered the *Order Further Extending the Time Period Within Which the Liquidating Trustee May File Notices of Removal of Claims and Causes of Action Related to the Debtors' Chapter 11 Cases* [D.I. 846] (the "**Second Removal Extension Order**"), further extending the Removal Deadline through and including April 15, 2025.

13. On April 29, 2025, the Court entered the *Order Further Extending the Time Period Within Which the Liquidating Trustee May File Notices of Removal of Claims and Causes of Action Related to the Debtors' Chapter 11 Cases* [D.I. 975] (the "**Third Removal Extension Order**"), further extending the Removal Deadline through and including August 13, 2025.

14. On August 1, 2025, the Court entered the *Order Further Extending the Time Period Within Which the Liquidating Trustee May File Notices of Removal of Claims and Causes of Action Related to the Debtors' Chapter 11 Cases* [D.I. 1096] (the "**Fourth Removal Extension Order**"), further extending the Removal Deadline through and including February 9, 2026.

15. On February 5, 2026, the Court entered the *Order Further Extending the Time Period Within Which the* Liquidating *Trustee May File Notices of Removal of Claims and Causes of Action Related to the Debtors' Chapter 11 Cases* [D.I. 1240] (the "**Fifth Removal Extension Order**" and, collectively, with the First Removal Extension Order, Second Removal Extension Order, Third Removal Extension Order, Fourth Removal Extension Order, and Fifth Removal Extension Order, the "**Prior Removal Extension Orders**"), further extending the Removal

Deadline through and including August 10, 2026, without prejudice to the Liquidating Trustee's rights to seek further extensions of the same.

RELIEF REQUESTED

16. By this Motion, the Liquidating Trustee requests the entry of the Proposed Order further extending the Removal Deadline through and including February 8, 2027. Further, the Liquidating Trustee requests that the relief requested herein be granted without prejudice to (a) the Liquidating Trustee's right to seek further extensions of the Removal Deadline, and (b) any position the Liquidating Trustee may take regarding whether Bankruptcy Code section 362 applies to stay any given Action.[4]

BASIS FOR RELIEF

17. There is ample authority upon which the Court may grant the requested relief. Additionally, the facts and circumstances of these Chapter 11 Cases demonstrate that sufficient cause exists to further extend the Removal Deadline.

18. First, Bankruptcy Rule 9027 and 28 U.S.C. § 1452 govern the removal of claims and causes of action. Specifically, 28 U.S.C. § 1452 provides, in part, that for claims related to bankruptcy cases:

> A party may remove any claim or cause of action in a civil action other than a proceeding before the United States Tax Court or a civil action by a governmental unit to enforce such governmental unit's police or regulatory power, to the district court for the district where such civil action is pending, if such district court has jurisdiction of such claim or cause of action under section 1334 of this title.

See 28 U.S.C. § 1452.

[4] Pursuant to Local Rule 9006-2, the filing of this Motion prior to the expiration of the Removal Deadline automatically extends such deadline until such time as the Court rules on this Motion.

19. Bankruptcy Rule 9027(a)(2) sets forth the time for a debtor to file notices to remove claims or causes of action, and provides that:

> If the claim or cause of action in a civil action is pending when a bankruptcy case is commenced, the notice of removal must be filed within the longest of (A) 90 days after the order for relief in the bankruptcy case, (B) if the claim or cause of action in a civil action has been stayed under § 362, 30 days after an order terminating the stay is entered, or (C) in a Chapter 11 Case, 30 days after a trustee qualifies - but not later than 180 days after the order for relief.

See Fed. R. Bankr. P. 9027(a)(2).

20. Next, Bankruptcy Rule 9006 permits the Court to extend deadlines for cause. Specifically, Bankruptcy Rule 9006 provides, in pertinent part: "[w]hen … an act to be performed at or within a specified period … the court may - at any time and for cause - extend the time to act." *See* Fed. R. Bankr. P. 9006(b)(1).

21. As evidenced by, among other things, the Prior Removal Extension Orders, the Court has broad authority to grant the relief requested by this Motion and further extend the Removal Deadline. *See Pacor, Inc. v. Higgins*, 743 F.2d 984, 996 n.17 (3d Cir. 1984) (stating that under Bankruptcy Rule 9006(b), "it is clear that the court may grant such an extension [of time to remove]"), *overruled in part on other grounds by Things Remembered, Inc. v. Petrarca*, 516 U.S. 124, 134-35 (1995); *Raff v. Gordon*, 58 B.R. 988, 990 (E.D. Pa. 1986) (Bankruptcy Rule 9006 authorizes the court to grant extensions of time to file a notice of removal).

22. Moreover, such relief routinely is granted in this district. *See, e.g.*, *In re FTX Trading LTD, et al.*, Case No. 22-11068 (JTD) [D.I. 29458] (Bankr. D. Del. Mar. 6, 2025) (extending the removal deadline for 120 days); *In re Supply Source Enters., Inc.*, Case No. 24-11054 (BLS) [D.I. 290] (Bankr. D. Del. Aug. 12, 2024) (enlarging the time to file removal notices by 180 days); *In re Tritek Int'l Inc.*, Case No. 23-10520 (TMH) [D.I. 691] (Bankr. D. Del. Aug. 5,

2024) (same); *In re Near Intelligence, Inc.*, Case No. 23-11962 (TMH) [D.I. 358] (Bankr. D. Del. Mar. 22, 2024) (enlarging the time to file removal notices by 90 days); *In re Vesta Holdings, LLC*, Case No. 22-11019 (LSS) [D.I. 297] (Bankr. D. Del. Feb. 17, 2023) (enlarging the time to file removal notices by 180 days); *In re Cred Inc., et al.*, Case No. 20-12836 (JTD) [D.I. 528] (Bankr. D. Del. Feb. 19, 2021) (extending the debtors' removal deadline by 90 days); *In re Mallinckrodt PLC, et al.*, Case No. 20-12522 (JTD) [D.I. 1214] (Bankr. D. Del. Jan. 26, 2021) (extending the debtors' removal deadline by 120 days); *In re Boy Scouts of America and Delaware BSA, LLC*, Case No. 20-10343 (LSS) [D.I. 769] (Bankr. D. Del. June 3, 2020) (same).

23. The Liquidating Trustee submits that ample cause exists to further extend the Removal Deadline. The Liquidating Trustee, along with his professionals, remains focused on numerous time-sensitive and urgent tasks, including, among other things: (i) a comprehensive Claims and Interests reconciliation process that remains ongoing: (ii) the ongoing monetization of valuable estate assets; (iii) the investigation into potential litigation claims; (iv) ongoing initiatives involving vehicle recall-related matters and Plan compliance; and (v) the preparation and filing of post-confirmation reports and quarterly reports, among other things.

24. Given these and other emergent tasks, the Liquidating Trustee has not had a reasonable opportunity to thoroughly review and analyze the Actions, to the extent applicable, and to determine whether removal is appropriate.

25. Accordingly, the Liquidating Trustee believes it is in the best interests of the Liquidating Trust and the Debtors' estates to seek a further extension of the Removal Deadline, from August 10, 2026 through and including February 8, 2027, to protect his ability to remove any Action(s) if he deems such removal to be appropriate.

26. To the extent any Action exists, the other parties to any such Actions pending as of the Petition Date will suffer no prejudice from the relief sought herein. The Prepetition Actions are already stayed by operation of the automatic stay under Bankruptcy Code section 362(a) and the terms of the Plan.

27. The Liquidating Trustee and his professionals may become aware of additional Actions in the course of their continuing review of Claims filed in these Chapter 11 Cases, at which point the Liquidating Trustee and his professionals will analyze such potential Actions to determine whether to remove any of them, if applicable.

28. Consequently, the Liquidating Trustee is seeking a sixth extension of the Removal Deadline to provide him and his professionals with additional time to evaluate whether to remove any such Actions. If the Liquidating Trustee ultimately seeks to remove any of the Actions, the parties to any such Actions will retain their rights to have such Actions remanded pursuant to 28 U.S.C. § 1452(b).

29. The Liquidating Trustee submits that the relief requested herein is reasonable and in the best interests of the Liquidating Trust, the Debtors' estates, creditors, and all stakeholders. The extension sought will afford the Liquidating Trustee additional time to make fully informed decisions with respect to the removal of any Actions and will ensure that the Liquidating Trustee does not forfeit valuable rights under 28 U.S.C. § 1452. Accordingly, preserving the Liquidating Trustee's ability to remove the Actions, if any, imposes no delay or unnecessary burden on the litigation counterparties.

NOTICE

30. Notice of this Motion has been provided to (i) the Office of the United States Trustee for the District of Delaware; (ii) counterparties to the Actions or their counsel, if known;

and (iii) those parties that have requested notice pursuant to Bankruptcy Rule 2002. The Liquidating Trustee submits that such notice is sufficient under the circumstances and that no other or further notice is required.

CONCLUSION

31. For all the foregoing reasons, Liquidating Trustee respectfully requests that the Court (i) enter the Proposed Order, substantially in the form attached hereto as **Exhibit A**, further extending the Removal Deadline for a period of approximately one hundred eighty (180) days, from August 10, 2026 through and including February 8, 2027, without prejudice to the Liquidating Trustee's right to seek additional extensions; and (ii) grant such other and further relief as the Court may deem just and proper.

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Dated: July 14, 2026
Wilmington, Delaware

COLE SCHOTZ P.C.

/s/ Stacy L. Newman

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Co-Counsel to the Liquidating Trustee

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	Chapter 11
FISKER, INC., *et al.*,[1]	Case No. 24-11390 (TMH)
Debtors.	(Jointly Administered)
	Hearing Date: August 17, 2026 at 2:00 p.m. (ET) **Objection Deadline: July 28, 2026 at 4:00 p.m. (ET)**

NOTICE OF MOTION FOR ENTRY OF AN ORDER FURTHER EXTENDING THE TIME PERIOD WITHIN WHICH THE LIQUIDATING TRUSTEE MAY FILE NOTICES OF REMOVAL OF CLAIMS AND CAUSES OF ACTION RELATED TO THE CHAPTER 11 CASES

PLEASE TAKE NOTICE, that on July 14, 2026, Matthew Dundon, solely in his capacity as the Liquidating Trustee (the "**Liquidating Trustee**") of the Fisker Liquidating Trust, filed the *Motion for Entry of an Order Further Extending the Time Period Within Which the Liquidating Trustee May File Notices of Removal of Claims and Causes of Action Related to the Chapter 11 Cases* (the "**Motion**") with the United States Bankruptcy Court for the District of Delaware (the "**Court**"). A copy of the Motion is enclosed herein.

PLEASE TAKE FURTHER NOTICE, that objections or responses, if any, to the Motion must be filed with the Clerk of the United States Bankruptcy Court for the District of Delaware, 824 N. Market Street, 3rd Floor, Wilmington, Delaware 19801, on or before **July 28, 2026 at 4:00 p.m. (ET)** (the "**Objection Deadline**"). At the same time, you must serve a copy of the objection or response upon the undersigned co-counsel so as to be received on or before the Objection Deadline.

PLEASE TAKE FURTHER NOTICE, that, if an objection or response is timely filed and served, and such objection or response is not otherwise timely resolved, a hearing with respect to the Motion will be held before The Honorable Thomas M. Horan, United States Bankruptcy Judge, at the United States Bankruptcy Court for the District of Delaware, 824 N. Market Street, 3rd Floor, Courtroom #7, Wilmington, Delaware 19801 on **August 17, 2026 at 2:00 p.m. (ET)** (the "**Hearing**").

PLEASE TAKE FURTHER NOTICE THAT IF NO OBJECTION OR RESPONSE IS RECEIVED IN ACCORDANCE WITH THIS NOTICE, THE COURT MAY ENTER THE RELIEF REQUESTED IN THE MOTION WITHOUT FURTHER NOTICE OR

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

HEARING.

Dated: July 14, 2026
Wilmington, Delaware

COLE SCHOTZ P.C.

/s/ Stacy L. Newman

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Co-Counsel to the Liquidating Trustee

Exhibit A

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	Chapter 11
FISKER, INC., *et al.*,[1]	Case No. 24-11390 (TMH)
Debtors.	(Jointly Administered)
	Re: D.I. __

ORDER FURTHER EXTENDING THE TIME PERIOD WITHIN WHICH THE LIQUIDATING TRUSTEE MAY FILE NOTICES OF REMOVAL OF CLAIMS AND CAUSES OF ACTION RELATED TO THE CHAPTER 11 CASES

THIS MATTER having come before the Court[2] upon the *Motion of the Liquidating Trustee for Entry of an Order Further Extending the Time Period Within Which the Liquidating Trustee May File Notices of Removal of Claims and Causes of Action Related to the Chapter 11 Cases* (the "**Motion**"), filed by Matthew Dundon, solely in his capacity as the Liquidating Trustee (the "**Liquidating Trustee**") of the Fisker Liquidating Trust, by and through his co-counsel, seeking entry of an order (this "**Order**") further extending the Removal Deadline by approximately one hundred eighty (180) days from August 10, 2026, through and including February 8, 2027, without prejudice to the Liquidating Trustee's right to seek further extensions, and any position the Liquidating Trustee may take regarding whether Bankruptcy Code section 362 applies to stay any given Action, as more fully described in the Motion; and it appearing that the Court has jurisdiction over this matter pursuant to 28 U.S.C. §1334; and it appearing that this is a core proceeding

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[2] Capitalized terms utilized but not otherwise defined herein shall have the meanings ascribed to them in the Motion.

pursuant to 28 U.S.C. §157; and it appearing that venue of this proceeding is proper in this district pursuant to 28 U.S.C. §§ 1408 and 1409; and adequate notice of the Motion and opportunity for response having been given; and it appearing that no other notice need be given; and the Court having considered the Motion and any responses thereto; and upon the record herein; and, after due deliberation and sufficient cause appearing therefore,

It is hereby ORDERED that:

1. The Motion is GRANTED as set forth herein.

2. The Removal Deadline is extended through and including February 8, 2027.

3. The relief granted herein is without prejudice to the Liquidating Trustee's right to seek further extensions of the Removal Deadline.

4. The Liquidating Trustee and his authorized representatives are authorized and empowered to take any and all actions necessary to implement the terms of this Order.

5. The terms and conditions of this Order shall be immediately enforceable and effective upon its entry.

6. This Court retains jurisdiction over all matters arising from or related to the interpretation, implementation and enforcement of this Order.