Fill in this information to identify the case:

Debtor Lordstown Motors Corp.

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

Case number 23-10831

Official Form 410
Proof of Claim

04/22

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

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

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

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

Part 1: Identify the Claim

1. **Who is the current creditor?**

Amazon Web Services, Inc.
Name of the current creditor (the person or entity to be paid for this claim)

Other names the creditor used with the debtor _____

2. **Has this claim been acquired from someone else?**

☑ No
☐ Yes. From whom? _____

3. **Where should notices and payments to the creditor be sent?**

Federal Rule of Bankruptcy Procedure (FRBP) 2002(g)

Where should notices to the creditor be sent?	**Where should payments to the creditor be sent?** (if different)
Amazon Web Services, Inc. c/o KL Gates LLP Attn: Brian Peterson 925 4th Avenue, Suite 2900 Seattle, WA 98104	Amazon Web Services, Inc. PO Box 84023 Seattle, WA 98124
Contact phone _____	Contact phone _____
Contact email brian.peterson@klgates.com	Contact email _____

Uniform claim identifier for electronic payments in chapter 13 (if you use one):

_ _

4. **Does this claim amend one already filed?**

☑ No
☐ Yes. Claim number on court claims registry (if known) _____ Filed on _____ MM / DD / YYYY

5. **Do you know if anyone else has filed a proof of claim for this claim?**

☑ No
☐ Yes. Who made the earlier filing? _____

23108312310100000000000075

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

6. **Do you have any number you use to identify the debtor?**

☑ No

☐ Yes. Last 4 digits of the debtor's account or any number you use to identify the debtor: ___ ___ ___ ___

7. **How much is the claim?** $ 10124.89 . **Does this amount include interest or other charges?**

☑ No

☐ Yes. Attach statement itemizing interest, fees, expenses, or other charges required by Bankruptcy Rule 3001(c)(2)(A).

8. **What is the basis of the claim?**

Examples: Goods sold, money loaned, lease, services performed, personal injury or wrongful death, or credit card.

Attach redacted copies of any documents supporting the claim required by Bankruptcy Rule 3001(c).

Limit disclosing information that is entitled to privacy, such as health care information.

Services Performed

9. **Is all or part of the claim secured?**

☑ No

☐ Yes. The claim is secured by a lien on property.

Nature or property:

☐ Real estate: If the claim is secured by the debtor's principle residence, file a *Mortgage Proof of Claim Attachment* (Official Form 410-A) with this *Proof of Claim*.

☐ Motor vehicle

☐ Other. Describe: _____

Basis for perfection: _____

Attach redacted copies of documents, if any, that show evidence of perfection of a security interest (for example, a mortgage, lien, certificate of title, financing statement, or other document that shows the lien has been filed or recorded.)

Value of property: $_____

Amount of the claim that is secured: $_____

Amount of the claim that is unsecured: $_____ (The sum of the secured and unsecured amount should match the amount in line 7.)

Amount necessary to cure any default as of the date of the petition: $_____

Annual Interest Rate (when case was filed)_____%

☐ Fixed

☐ Variable

10. **Is this claim based on a lease?**

☑ No

☐ Yes. **Amount necessary to cure any default as of the date of the petition.** $_____

11. **Is this claim subject to a right of setoff?**

☑ No

☐ Yes. Identify the property: _____

23108312310100000000000075

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

A claim may be partly priority and partly nonpriority. For example, in some categories, the law limits the amount entitled to priority.

☑ No

☐ Yes. *Check all that apply:*

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

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

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

☑ No

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

$_____

Part 3: Sign Below

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

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

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

Check the appropriate box:

☑ I am the creditor.

☐ I am the creditor's attorney or authorized agent.

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

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

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

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

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

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

/s/Steve Beranek
Signature

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

Name: Steve Beranek
First name | Middle name | Last name

Title: Senior Manager Finance Ops

Company: Amazon Web Services, Inc.
Identify the corporate servicer as the company if the authorized agent is a servicer.

Address: 525 14th Street South, Arlington, VA, 22202

Contact phone _____ Email sberanek@amazon.com



KCC ePOC Electronic Claim Filing Summary

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

Debtor:
23-10831 - Lordstown Motors Corp.
District:
District of Delaware

Creditor:
Amazon Web Services, Inc.
c/o KL Gates LLP
Attn: Brian Peterson
925 4th Avenue, Suite 2900
Seattle, WA, 98104
Phone:
Phone 2:
Fax:
Email:
brian.peterson@klgates.com

Has Supporting Documentation:
Yes, supporting documentation successfully uploaded
Related Document Statement:

Has Related Claim:
No
Related Claim Filed By:

Filing Party:
Creditor

Disbursement/Notice Parties:
Amazon Web Services, Inc.
PO Box 84023
Seattle, WA, 98124
Phone:
Phone 2:
Fax:
E-mail:
DISBURSEMENT ADDRESS

Other Names Used with Debtor:

Amends Claim:
No
Acquired Claim:
No

Basis of Claim:
Services Performed

Last 4 Digits:
No

Uniform Claim Identifier:

Total Amount of Claim:
10124.89

Includes Interest or Charges:
No

Has Priority Claim:
No

Priority Under:

Has Secured Claim:
No
Amount of 503(b)(9):
No
Based on Lease:
No
Subject to Right of Setoff:
No

Nature of Secured Amount:
Value of Property:
Annual Interest Rate:
Arrearage Amount:
Basis for Perfection:
Amount Unsecured:

Submitted By:
Steve Beranek on 10-Oct-2023 4:01:21 p.m. Eastern Time
Title:
Senior Manager Finance Ops
Company:
Amazon Web Services, Inc.

VN: E1BA83CFA461F1D2FCB80C310695A16C

Optional Signature Address:

Steve Beranek
Amazon Web Services, Inc.
525 14th Street South

Arlington, VA, 22202

Telephone Number:

Email:
sberanek@amazon.com

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:	)	Chapter 11
LORDSTOWN MOTORS CORP.	)	Case No. 23-10831
Debtor.	)	

ADDENDUM TO PROOF OF CLAIM OF AMAZON WEB SERVICES, INC.

This Addendum is submitted with and incorporated in the Proof of Claim filed in the above-captioned case (the "Chapter 11 Case") by Amazon Web Services, Inc. ("AWS"). In support of its Proof of Claim, AWS states as follows:

1. Amazon Web Services, Inc., which is a subsidiary of Amazon.com, Inc., has an office of 410 Terry Ave. North, Seattle, WA 98109. The signatory of this Proof of Claim is Steve Beranek, Senior Manager Financial Operations, who is authorized to execute this Proof of Claim.

2. AWS is a worldwide leader in the provision of cloud computing and storage services. AWS has provided cloud computing and storage services to the Debtor in connection with account number 762607449811, (the "Cloud Storage Account"). AWS's relationship with the Debtor is governed by the terms of an AWS Customer Agreement (the "Agreement"). AWS files this Proof of Claim for monies owed to AWS by the Debtor under the Agreement.

3. The Debtor owes AWS a total of $10,124.89 for prepetition services AWS provided to the Debtor (prior to June 27, 2023) under the Agreement and in connection with the Cloud Storage Account.

4. A summary of outstanding invoices that form the basis for the calculation of the claim is attached hereto as Exhibit A. Charges for services provided during postpetition periods

are charges that AWS expects the Debtor to pay in the ordinary course. Allocation of the charges to a specific Debtor based on the information presently available is uncertain and AWS therefore asserts the claim against both of the Debtors and reserves the right to allocate the charges amongst the Debtors at a later date.

5. AWS reserves the right to assert that any claims the Debtor may assert against AWS are subject to rights of setoff and/or recoupment. AWS reserves the right to amend this Proof of Claim to assert that one or more debtor affiliates of Lordstown Motors Corp. are liable on AWS's claim.

6. AWS reserves the right to (a) amend and/or supplement this Proof of Claim at any time, including after the applicable bar date, and in any manner; and (b) file additional proofs of claim for any additional claim(s) against the Debtor or any obligor that may be based on the same or additional documents or grounds of liability. This Proof of Claim is not, and shall not be deemed to be, a waiver of any claim by AWS and all claims are hereby asserted and preserved.

7. The filing of this Proof of Claim is not and shall not be deemed or construed as (a) a waiver or release by AWS of any rights against any person, entity, or property; (b) a consent by AWS to the jurisdiction of this Court or any other court with respect to proceedings, if any, commenced in any case otherwise involving AWS; (c) a waiver or release of AWS's right, or AWS's consent, to trial by jury in this Court or any other court in any proceeding, whether or not the same be designated legal or private rights or in any case, controversy or proceeding related thereto, notwithstanding the designation or not of such matters as core proceedings pursuant to 28 U.S.C. § 157 or otherwise; (d) a waiver or release of AWS's right to have, or to assert that, any and all final orders in any and all matters or proceedings be entered only after *de novo* review by a judge of the United States District Court; (e) a waiver of the right

to move to withdraw the reference with respect to the subject matter of this Proof of Claim, any objection thereto or other proceeding which may be commenced in this case or otherwise involving AWS; (f) an election of remedies or choice of law; (g) a waiver or release of, or any limitation on AWS's right to assert that amounts owed to AWS, including any portion of the claims asserted herein, are entitled to treatment as priority claims or as administrative claims, including pursuant to §§ 503(b) and 507(a) of the Bankruptcy Code; or (h) a waiver of any rights, claims, actions or defenses, setoffs, recoupments, or other matters to which AWS is entitled under any agreements, at law, in equity, or otherwise.

8. This Proof of Claim is filed to preserve any and all rights and entitlements that AWS may have against the Debtor or its estate, and nothing set forth herein should be construed as an admission or waiver by AWS.

Filing Date	27-Jun-23

Operating Unit	Legal Entity	Number	Usage	Due Date	Original	Balance Due	Pre-Bankruptcy Amount	Post-Bankruptcy Amount
AMAZON.COM, INC.	AMAZON.COM, INC.	1378842041	Jun-23	1-Aug-23	$ 7.69	$ 7.69	$ 6.66	$ 1.03
AMAZON.COM, INC.	AMAZON.COM, INC.	1379680181	Jun-23	1-Aug-23	$ 11,674.88	$ 11,674.88	$ 10,118.23	$ 1,556.65
AMAZON.COM, INC.	AMAZON.COM, INC.	1453322301	Sep-23	1-Nov-23	$ 7.69	$ 7.69	$ -	$ 7.69
AMAZON.COM, INC.	AMAZON.COM, INC.	1453428453	Sep-23	1-Nov-23	$ 10,779.56	$ 10,779.56	$ -	$ 10,779.56
					Total	**$ 22,469.82**	**$ 10,124.89**	**$ 12,344.93**