

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

FISKER, INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 24-11390 (TMH)

(Jointly Administered)

Re: Docket No. 910

**CERTIFICATION OF COUNSEL REGARDING ORDER GRANTING LIQUIDATING
TRUSTEE'S FOURTH OMNIBUS OBJECTION (NON-SUBSTANTIVE) PURSUANT
TO 11 U.S.C. § 502, FED. R. BANKR. P. 3007 AND LOCAL RULE 3007-1 TO CERTAIN
LATE FILED CLAIMS**

The undersigned counsel to Matthew Dundon, solely in his capacity as the Liquidating Trustee (the “**Liquidating Trustee**”) of the Fisker Liquidating Trust (the “**Liquidating Trust**”), hereby certifies as follows:

1. On February 28, 2025, the Liquidating Trustee filed the *Liquidating Trustee's Fourth Omnibus Objection (Non-Substantive) Pursuant to 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and Local Rule 3007-1 to Certain Late-Filed Claims* [Docket No. 910] (the “**Objection**”) with the United States Bankruptcy Court for the District of Delaware (the “**Court**”). Attached thereto as Exhibit A was a proposed form of order granting the relief requested in the Objection (the “**Proposed Order**”). Attached as Schedule 1 to the Proposed Order was a schedule identifying the late-filed claims that are subject to the Objection.

2. On April 16, 2025, the Court held a hearing to consider the relief requested in the Objection (the “**Hearing**”).

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' corporate headquarters is 14 Centerpointe Drive, La Palma, CA 90623.



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3. Prior to the Hearing, the Liquidating Trustee agreed to remove the proof of claim filed by Rakesh Kumar Bhat (Claim Number 3827) (the “**Bhat Claim**”) from Schedule 1 and adjourn the Hearing on the Objection solely with respect to the proof of claim filed by Adiah Jones (Claim Number 3986) (the “**Jones Claim**”, and together with the Bhat Claim, the “**Removed Claims**”).

4. At the Hearing, the Court overruled the Objection with respect to the proofs of claim filed by David Mateo (Claim Number 3878) and Osvaldo Ortiz (Claim Number 3870) (collectively, the “**Objector Claims**”).

5. Consistent with the Court’s ruling at the Hearing, the Liquidating Trustee has revised Schedule 1 to remove the Objector Claims.

6. Accordingly, attached hereto as **Exhibit 1** is a revised proposed form of order (the “**Revised Proposed Order**”) that omits the Removed Claims and Objector Claims from Schedule 1.

7. A redline comparing the Proposed Order against the Revised Proposed Order is attached hereto as **Exhibit 2**.

8. The Liquidating Trustee respectfully requests that the Court enter the Revised Proposed Order at its earliest convenience.

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Dated: April 17, 2025
Wilmington, Delaware

COLE SCHOTZ P.C.

/s/ Justin R. Alberto

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Co-Counsel to the Liquidating Trustee

Exhibit 1

Revised Proposed Order

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE**

In re:

FISKER, INC., *et al.*,¹

Debtors.

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**ORDER GRANTING LIQUIDATING TRUSTEE’S FOURTH OMNIBUS OBJECTION
(NON-SUBSTANTIVE) PURSUANT TO 11 U.S.C. § 502, FED. R. BANKR. P. 3007 AND
LOCAL RULE 3007-1 TO CERTAIN LATE-FILED CLAIMS**

Upon the *Liquidating Trustee’s Fourth Omnibus Objection (Non-Substantive) Pursuant to 11 U.S.C. § 502, Fed. R. Bankr. P. 3007 and Local Rule 3007-1 to Certain Late-Filed Claims* (the “**Objection**”),² filed by Matthew Dundon, solely in his capacity as the Liquidating Trustee (the “**Liquidating Trustee**”) of the Fisker Liquidating Trust, seeking entry of an order pursuant to 11 U.S.C. § 502, Bankruptcy Rule 3007 and Local Rule 3007-1 disallowing in full and expunging the Disputed Claims; 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 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 Objection and opportunity for response having been given; and it appearing that no other notice need be given; and the Court having considered the Objection, the Claims listed on Schedule 1 annexed hereto, and any responses thereto; and upon the record herein;

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² Any capitalized term used but not otherwise defined herein shall have the meaning ascribed to it in the Objection.

and, after due deliberation and sufficient cause appearing therefore, it is FOUND AND DETERMINED that:

- A. This Objection is a core proceeding under 28 U.S.C. § 157(b)(2).
- B. Each holder of a Claim listed on Schedule 1 attached hereto was properly and timely served with a copy of the Objection, this Order, the accompanying exhibit, and the notice.
- C. Any entity known to have an interest in the Claims subject to the Objection has been afforded reasonable opportunity to respond to, or be heard regarding, the relief requested in the Objection.
- D. Each of the Claims on Schedule 1 hereto asserts a late-filed claim.

IT IS HEREBY ORDERED ADJUDGED AND DECREED that:

- 1. The Objection is GRANTED as set forth herein.
- 2. Any response to the Objection not otherwise withdrawn, resolved, or adjourned is hereby overruled on its merits.
- 3. Each of the Claims listed as a Late-Filed Claim on Schedule 1 is hereby disallowed in full and expunged.
- 4. The official Claims Register in these Chapter 11 Cases shall be modified in accordance with this Order.
- 5. The Liquidating Trustee's rights to amend, modify, or supplement the Objection, and the rights of all parties in interest to file additional objections to the Claims or any other Claims (filed or not) which may be asserted against the Debtors and/or the Liquidating Trust, are preserved. Additionally, should one or more of the grounds of objection stated in the Objection be dismissed, the Liquidating Trustee's rights and the rights of other parties in interest to object on

the other stated grounds or on any other grounds that the Liquidating Trustee or other parties in interest may discover are further preserved.

6. Notwithstanding the possible applicability of Bankruptcy Rules 6004, 7062, 9014 or otherwise, the terms and conditions of this Order shall be immediately effective and enforceable upon its entry. All time periods set forth in the Order shall be calculated in accordance with Bankruptcy Rule 9006(a).

7. This Court shall retain jurisdiction over the Liquidating Trustee and the Claimants whose Claims are subject to the Objection with respect to any matters related to or arising from the Objection and the implementation of this Order.

Schedule 1 - Late-Filed Claims

Name	Date Claim Filed	Claim No.	Asserted Total Claim		Reason for Disallowance
			Amount		
Acuna, Fernando	09/23/2024	3920	\$45,000.00	Claim filed after General Bar Date of September 11, 2024	
Adams, Jeff	09/16/2024	3760	\$30,000.00	Claim filed after General Bar Date of September 11, 2024	
Besecker, Ashley	10/01/2024	3990	\$2,869.79	Claim filed after General Bar Date of September 11, 2024	
Bhatnagar, Viraj	09/13/2024	3843	\$80,000.00	Claim filed after General Bar Date of September 11, 2024	
Bhuiyan, ATM Anisur	09/12/2024	3711	\$60,988.96	Claim filed after General Bar Date of September 11, 2024	
Boyd, Paxton	09/17/2024	3826	\$30,000.00	Claim filed after General Bar Date of September 11, 2024	
Brock, Barbara	09/16/2024	3751	\$61,411.00	Claim filed after General Bar Date of September 11, 2024	
Bryan, Vincent	09/13/2024	3774	\$35,000.00	Claim filed after General Bar Date of September 11, 2024	
Canpolat, Serdar	09/18/2024	3863	\$65,000.00	Claim filed after General Bar Date of September 11, 2024	
Challa, Mahaveer	09/22/2024	3919	\$15,000.00	Claim filed after General Bar Date of September 11, 2024	
Chilton, Darrell	09/16/2024	3854	\$76,000.00	Claim filed after General Bar Date of September 11, 2024	
Cunningham, Bob	09/23/2024	3926	\$35,000.00	Claim filed after General Bar Date of September 11, 2024	
Epie, Ewang	09/19/2024	3883	\$70,000.00	Claim filed after General Bar Date of September 11, 2024	
Fouembitoue, Joseph	09/15/2024	3802	\$500.00	Claim filed after General Bar Date of September 11, 2024	
Hack, James	09/18/2024	3842	\$5,250.00	Claim filed after General Bar Date of September 11, 2024	
Hanna, Rick	10/04/2024	4017	Unliquidated	Claim filed after General Bar Date of September 11, 2024	
Hicks, Richard	09/20/2024	3896	\$70,000.00	Claim filed after General Bar Date of September 11, 2024	
Hopkins, Fiske	09/12/2024	3733	\$89,134.80	Claim filed after General Bar Date of September 11, 2024	
Hughes, Joel	09/16/2024	3749	\$35,000.00	Claim filed after General Bar Date of September 11, 2024	
Hunter, Addis	09/25/2024	3954	\$71,283.52	Claim filed after General Bar Date of September 11, 2024	
Krishnamoorthy, Kannan	10/07/2024	4034	\$30,000.00	Claim filed after General Bar Date of September 11, 2024	
Lim, Chong	10/04/2024	4008	\$80,722.22	Claim filed after General Bar Date of September 11, 2024	
Mistry, Kalpesh	09/30/2024	3985	\$71,506.64	Claim filed after General Bar Date of September 11, 2024	
Mohammad, Razdar Khan	09/18/2024	3830	\$76,331.18	Claim filed after General Bar Date of September 11, 2024	
Perkins, Scott	10/04/2024	4024	\$348,000.00	Claim filed after General Bar Date of September 11, 2024	
Querido, David	09/17/2024	3821	\$1,000.00	Claim filed after General Bar Date of September 11, 2024	
Rafla, Atef	09/21/2024	3960	\$69,000.00	Claim filed after General Bar Date of September 11, 2024	
Roberts, Rodney	09/13/2024	3773	\$65,000.00	Claim filed after General Bar Date of September 11, 2024	
Silva, Celso Duarte	09/14/2024	3793	\$13,250.00	Claim filed after General Bar Date of September 11, 2024	
Simmonds, Katherine	10/02/2024	4020	\$72,000.00	Claim filed after General Bar Date of September 11, 2024	
Stegemann, Tom	09/17/2024	3817	\$5,250.00	Claim filed after General Bar Date of September 11, 2024	
Stitt-Spohrer, Tammy	09/17/2024	3868	\$29,000.00	Claim filed after General Bar Date of September 11, 2024	
White, Brandon	09/27/2024	3973	\$70,000.00	Claim filed after General Bar Date of September 11, 2024	

Exhibit 2

Redline

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