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United States Bankruptcy Court, District of Delaware
Attn: Hon. Brendan Linehan Shannon, Chief Judge
824 North Market Street, 3rd Floor
Wilmington, DE 19801
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June 18, 2025

Request for Retroactive Designation as a Critical Vendor in Chapter 11 Proceedings

Dear Judge Shannon and Members of the Chapter 11 Team,

in light of the ongoing Chapter 11 proceedings concerning the Marelli Group, we respectfully submit this application and request the Court's favorable consideration for the retroactive designation of R.I.E.MPP MAG GmbH as a Critical Vendor.

Pursuant to Section 105 of the United States Bankruptcy Code, retroactive recognition of a Critical Vendor is permissible when the services provided are indispensable and must continue uninterrupted in order to avoid material disruption to the Debtor's operations.

Clarification of Order and Service Structure

Throughout the course of our business relationship, all purchase orders were formally issued to R.I.E.MPP Industrieservice Elektrotechnik GmbH. However, as was clearly communicated to and acknowledged by Marelli representatives, actual service execution was performed by our affiliated company, R.I.E.MPP MAG GmbH, based in Tübingen. Both entities are legally and economically affiliated.

A total of 58 invoices were issued directly by R.I.E.MPP MAG GmbH. Of these, 37 were paid without objection, and 21 remain outstanding. This established commercial practice constitutes a *de facto* recognition of R.I.E.MPP as the provider and invoicing party.



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Operationally Critical Services Supporting Our Designation

This request is supported by essential, ongoing services being provided at the Marelli Reutlingen site, including:

- A. Conversion and safety adaptation of photometric measurement systems (goniometers)
- B. Conversion of kitchen areas into fully equipped photometric laboratories
- C. Installation and commissioning of optical labs and laser cabins
- D. Ensuring measurement capability for prototypes and production components
- E. Technical support for the transfer of laboratory equipment from the Bosch facility
- F. Electrical inspection of testing and experimental equipment
- G. Inspection and certification of electrical building systems
- H. Installation of a UPS system for the entire data center

Although these services have commenced, they are not yet complete. Their current unfinished state poses a considerable risk to occupational safety and may impair the lawful operation of the facility.

In order to meet the scheduled relocation date for the new site, continuation of our installation work on June 30, 2025, is essential. Failure to proceed on that date will prevent subsequent trades from commencing or continuing their work as planned, resulting in delays to the overall project timeline and disruption to your business resumption schedule.

Additionally, we are responsible for the legally mandated electrical installations in the photometric tunnel and laboratory areas, including smoke extraction systems (RWA), emergency lighting, fireproofing, and fire alarm pre-installations as well as the TISAX-installation. Operation of these facilities is not permitted under German building law without formal acceptance and certification in accordance with DIN VDE 0100-600 by a licensed contractor.

Consequences for OEM Operations

The services outlined above are critical to ongoing development, operations and quality assurance at the Reutlingen site. Any disruption would result in significant delays to OEM deliverables and testing processes.

Importantly, just one day after the Chapter 11 filing was announced, we received new orders and inquiries regarding the continuation of safety inspections and ongoing work. This clearly demonstrates that our status as a Critical Vendor is already recognized in practice by the Debtor's operational teams.



Legal Basis for Retroactive Designation

Under well-established Chapter 11 jurisprudence, vendors providing mission-critical services may be granted retroactive Critical Vendor status, including authorization for payment of pre-petition claims where such payment is necessary to maintain uninterrupted service.

In our case, both the legal requirements and the operational necessity for retroactive designation are clearly met.

Conditions for Continuation of Services

We must respectfully inform the Court and the Debtor that continuation of our services can only be maintained under the following conditions, in order to ensure legal clarity and protect our financial position:

- Written confirmation of our designation as a Critical Vendor; and
- Release of payment for all pre-petition services rendered. The following purchase orders must be explicitly included:
2000401085, 2000401633, 2000402530, 200402534, 2000404209,
2000404228, 2000404544, 2000404884, 2000404869, 200045241,
2000405841, 2000403061, 2000405244, 2000405243.

Moreover, any services commissioned or rendered on or after June 16, 2025, will only be provided on the basis of full prepayment, in order to mitigate exposure during the restructuring process.

Request for Timely Confirmation

We respectfully request written confirmation of the initiation of the Critical Vendor recognition process by June 20, 2025.

Should no legally binding response be received by that date, we would — with regret — be forced to suspend all services in order to preserve our legal and commercial interests.

Sincerely,

R.I.E.M.P.P. GmbH

Friedrich E. Riempp