

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

In re:

FISKER INC., *et al.*,

Debtors.<sup>1</sup>

Chapter 11

Case No. 24-11390 (TMH)

(Jointly Administered)

Related to Docket No. 1074

**ORDER DIRECTING THE PRODUCTION OF  
DOCUMENTS AND GRANTING RELATED RELIEF**

Upon the motion (the “Motion”)<sup>2</sup> of Matthew Dundon, solely in his capacity as the Liquidating Trustee (the “Liquidating Trustee”) of the Fisker Liquidating Trust, for entry of an order pursuant to Bankruptcy Code section 105(a), Bankruptcy Rule 2004, and Local Rule 2004-1 directing the production of documents from Cowen Inc. (“TD Cowen”)<sup>3</sup>; and the Court having jurisdiction to decide the Motion and the relief requested therein pursuant to 28 U.S.C. §§ 157(a)-(b) and 1334(b) and the *Amended Standing Order of Reference* from the United States District Court for the District of Delaware, dated February 29, 2012; and upon consideration of the Motion; and the requested relief being a core proceeding pursuant to 28 U.S.C. § 157(b); and venue being proper before the Court pursuant to 28 U.S.C. §§ 1408 and 1409; and finding that adequate notice of the Motion having been given, and that no other or further notice need be given; and the Court finding that directing TD Cowen to produce documents under Bankruptcy Rule 2004 is appropriate

<sup>1</sup> 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.

<sup>2</sup> Capitalized terms used but not otherwise defined herein have the meanings ascribed to them in the Motion.

<sup>3</sup> Since March 2023, Cowen Inc. is a wholly-owned subsidiary of Toronto Dominion Holdings (U.S.A.), Inc., whose ultimate corporate parent is The Toronto-Dominion Bank.



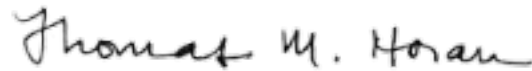
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for the reasons set forth in the Motion; and after due deliberation and sufficient cause appearing therefor, it is hereby ORDERED THAT:

1. The Motion is granted to the extent set forth herein.
2. The Liquidating Trustee is authorized, pursuant to Bankruptcy Rule 2004 and Local Rule 2004-1, to serve a subpoena, substantially in the form of the Rule 2004 Requests, requesting information and the production of documents (the “Document Requests”) from TD Cowen.
3. Subject to its right to object to the Document Requests (as to scope, burden, cost and/or confidentiality/privilege) and without waiving its right to seek Court intervention if the Parties cannot resolve any disputes between the Parties concerning the Document Requests, TD Cowen shall respond to the Document Requests and produce the requested documents on or before thirty (30) days from service of such Document Requests to the offices of McDermott Will & Emery LLP, 1 Vanderbilt Avenue, New York, NY, 10017, or at such other time or location or in such other form as TD Cowen and the Liquidating Trustee may hereafter agree.
4. The Liquidating Trustee is authorized to take any and all actions necessary to implement the terms of this Order, including, but not limited to, issuing the Document Requests.
5. The Liquidating Trustee’s rights are reserved to request additional discovery and/or examination, including, without limitation, requests based on any information that may be revealed as a result of the discovery authorized pursuant to this Order, and TD Cowen reserves its rights to object to any such future discovery to the extent that it is directed at TD Cowen.
6. This Order is without prejudice to the right of the Liquidating Trustee to seek further discovery of any other entity.
7. The terms and conditions of this Order shall be effective immediately and enforceable upon its entry.

8. The Court retains exclusive jurisdiction with respect to all matters arising from or related to the implementation of this Order.

Dated: July 25th, 2025  
Wilmington, Delaware

A handwritten signature in black ink that reads "Thomas M. Horan". The signature is written in a cursive, flowing style.

THOMAS M. HORAN  
UNITED STATES BANKRUPTCY JUDGE