

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)

**NOTICE OF AMENDED² AGENDA FOR HEARING
SCHEDULED FOR AUGUST 14, 2024, AT 1:00 P.M. (ET)**

AT THE DIRECTION OF THE COURT, THIS HEARING IS CANCELLED.

RESOLVED MATTERS

1. Application of the Official Committee of Unsecured Creditors of Fisker Inc., *et al.*, for Entry of an Order Authorizing the Employment and Retention of Morrison & Foerster LLP as Counsel Effective as of July 3, 2024 ([D.I. 256](#), filed 7/19/24).

Objection Deadline: August 2, 2024, at 4:00 p.m. (ET).

Responses Received:

- a) Informal comments received from the Office of the United States Trustee (the “U.S. Trustee”).

Related Documents:

- a) Notice of Application of the Official Committee of Unsecured Creditors of Fisker Inc., *et al.*, for Entry of an Order Authorizing the Employment and Retention of Morrison & Foerster LLP as Counsel Effective as of July 3, 2024 ([D.I. 351](#), filed 7/31/24).

¹ The debtors and debtors in possession 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.

² Amended items appear in **bold**.



- b) Order Authorizing the Employment and Retention of Morrison & Foerster LLP as Counsel to the Official Committee of Unsecured Creditors of Fisker Inc., *et al.*, Effective as of July 3, 2024 ([D.I. 383](#), entered 8/6/24).

Status: An order has been entered. A hearing on this matter is no longer necessary.

- 2. Application for an Order Pursuant to 11 U.S.C. §§ 328(a) and 1103 Authorizing and Approving the Retention and Employment of Cole Schotz P.C. as Delaware Co-Counsel to the Official Committee of Unsecured Creditors Effective as of July 4, 2024 ([D.I. 257](#), filed 7/19/24).

Objection Deadline: August 2, 2024, at 4:00 p.m. (ET).

Responses Received:

- a) Informal comments received from the U.S. Trustee.

Related Documents:

- a) Notice of Application for an Order Pursuant to 11 U.S.C. §§ 328(a) and 1103 Authorizing and Approving the Retention and Employment of Cole Schotz P.C. as Delaware Co-Counsel to the Official Committee of Unsecured Creditors Effective as of July 4, 2024 ([D.I. 352](#), filed 7/31/24).
- b) Order Pursuant to 11 U.S.C. §§ 328(a) and 1103 Authorizing and Approving the Retention and Employment of Cole Schotz P.C. as Delaware Co-Counsel to the Official Committee of Unsecured Creditors Effective as of July 4, 2024 ([D.I. 384](#), entered 8/6/24).

Status: An order has been entered. A hearing on this matter is no longer necessary.

- 3. Application for an Order Authorizing the Retention and Employment of M3 Advisory Partners, LP as Financial Advisor to the Official Committee of Unsecured Creditors Effective as of July 5, 2024 ([D.I. 258](#), filed 7/19/24).

Objection Deadline: August 2, 2024, at 4:00 p.m. (ET).

Responses Received:

- a) Informal comments received from the U.S. Trustee.

Related Documents:

- a) Notice of Application for an Order Authorizing the Retention and Employment of M3 Advisory Partners, LP as Financial Advisor to the Official Committee of Unsecured Creditors Effective as of July 5, 2024 ([D.I. 353](#), filed 7/31/24).

- b) Order Authorizing the Retention and Employment of M3 Advisory Partners, LP as Financial Advisor to the Official Committee of Unsecured Creditors Effective as of July 5, 2024 ([D.I. 385](#), entered 8/6/24).

Status: An order has been entered. A hearing on this matter is no longer necessary.

ADJOURNED MATTERS

- 4. Motion of Debtors for Entry of Interim and Final Orders (I) Establishing Notification and Hearing Procedures for, and Approving Restrictions on, Certain Transfers of and Declarations of Worthlessness with Respect to Interests in and Certain Claims Against the Debtors' Estates and (II) Establishing a Record Date for Notice and Sell-Down Procedures for Trading in Claims Against the Debtors' Estates ([D.I. 7](#), filed 6/20/24).

Objection Deadline: July 9, 2024, at 4:00 p.m. (ET); extended to July 11, 2024, at 5:00 p.m. (ET) for the U.S. Trustee; extended to July 24, 2024, at 11:59 p.m. (ET) for the Committee.

Responses Received:

- a) Informal comments received from the U.S. Trustee.
- b) Informal comments received from the Committee.

Related Documents:

- a) Interim Order Establishing Notification and Hearing Procedures for, and Approving Restrictions on, Certain Transfers of and Declarations of Worthlessness with Respect to Interests in and Certain Claims Against the Debtors' Estates ([D.I. 64](#), entered 6/24/24).
- b) Omnibus Notice of First Day Motions and Final Hearing Thereon ([D.I. 73](#), filed 6/25/24).

Status: This matter has been adjourned to a later date to be determined.

- 5. Motion of the Debtors for Entry of an Order (I) Approving (A) the Procedures for the Sale of Certain of the Debtors' De Minimis Assets Free and Clear of Liens, Claims, Encumbrances, and Interests, (B) the Form and Manner of Notice of De Minimis Asset Sales, (II) Authorizing the Sale of Certain of Debtors' De Minimis Assets Free and Clear of Liens, Claims, Encumbrances, and Interests, and (III) Granting Related Relief ([D.I. 277](#), filed 7/24/24).

Objection Deadline: August 7, 2024, at 4:00 p.m. (ET); extended to August 10, 2024, at 5:00 p.m. (ET) for Magna International Inc. ("Magna") and Heights Capital Management, Inc. ("Heights").

Responses Received:

- a) Informal comments received from the U.S. Trustee.
- b) Informal comments received from the Committee.
- c) Informal comments received from Magna.
- d) Informal comments received from Heights.
- e) Informal comments received from TomTom North America, Inc.

Related Documents: None.

Status: This matter is being adjourned to the hearing scheduled for August 19, 2014, at 1:00 p.m. (ET). The Debtors intend to file a revised proposed form of order under certification of counsel in advance of the hearing.

6. Motion by Landlord for Order Directing Immediate Payment of § 365(d)(3) Amount ([D.I. 298](#), filed 7/26/24).

Objection Deadline: August 7, 2024, at 4:00 p.m. (ET).

Responses Received:

- a) Debtors' Objection to the Motion by Landlord for Order Directing Immediate Payment of § 365(d)(3) Amount ([D.I. 393](#), filed 8/7/24).

Related Documents:

- a) Reply to Debtors' Objection to the Motion by Landlord for Order Directing Immediate Payment of § 365(d)(3) Amount ([D.I. 398](#), filed 8/9/24).
- b) Declaration of Jordan Geller in Support of Landlord's Motion for Order Directing Immediate Payment of § 365(d)(3) Amount ([D.I. 399](#), filed 8/9/24).
- c) Witness and Exhibit List of the Debtors for August 14, 2024, Hearing ([D.I. 404](#), filed 8/12/24).

Status: The parties have agreed to adjourn this matter to the hearing scheduled for August 19, 2014, at 1:00 p.m. (ET).

Dated: August 14, 2024
Wilmington, Delaware

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

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