Docket #0051 Date Filed: 8/29/2024

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re Nu Ride Inc., *et al.*,[1] Reorganized Debtors.	Chapter 11 Case No. 23-10831 (MFW) (Jointly Administered)
Nu Ride Inc. (f/k/a Lordstown Motors Corp.) and Lordstown EV Corporation, Plaintiffs, v. Hon Hai Precision Industry Co., Ltd. (a/k/a Hon Hai Technology Group), Foxconn EV Technology, Inc., Foxconn Ventures Pte. Ltd., Foxconn (Far East) Limited, and Foxconn EV System LLC, Defendants.	Adv. Pro. No. 23-50414 (MFW) **Re: A.D.I. 36**

DEFENDANTS' RESPONSE TO PLAINTIFFS'
MOTION FOR PARTIAL RECONSIDERATION

Defendants Hon Hai Precision Industry Co., Ltd. (a/k/a Hon Hai Technology Group), Foxconn EV Technology, Inc., Foxconn Ventures Pte. Ltd., Foxconn (Far East) Limited, and Foxconn EV System LLC (collectively, "Foxconn" or "Defendants") respectfully submit this response to Plaintiffs' motion for reconsideration of the Court's Order granting in part and denying in part Defendants' motion to dismiss. *See* A.D.I. 36.

[1] The Reorganized Debtors and the last four digits of their respective taxpayer identification numbers are: Lordstown Motors Corp. (3239); Lordstown EV Corporation (2250); and Lordstown EV Sales LLC (9101). The Reorganized Debtors' service address is: Nu Ride Inc. c/o William Gallagher, CEO, M3 Partners, 1700 Broadway, 19th Floor, New York, NY 10019.

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Defendants note that Plaintiffs have reversed their prior position and now agree (as the Court concluded) that the Joint Venture Agreement's arbitration clause is valid and enforceable. As to that point, the parties are now in alignment.

Defendants otherwise take no position on whether the Court should reconsider its ruling dismissing Plaintiffs Nu Ride Inc. (f/k/a Lordstown Motors Corp.) and Lordstown EV Corporation's (collectively, "Lordstown" or "Plaintiffs") claim for breach of the parties' Joint Venture Agreement (Count Six). If the Court determines that Plaintiffs have met the standard for reconsideration, Defendants likewise take no position on whether Plaintiffs are entitled to the specific relief they have requested, other than to say that Defendants' response to Plaintiffs' motion should not necessarily be construed as an agreement with any of the arguments Plaintiffs have made in their motion.

[Signature page follows]

Dated: August 29, 2024
Wilmington, Delaware

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CERTIFICATE OF SERVICE

I, Echo Yi Qian, certify that I am not less than 18 years of age, and that service of the foregoing was caused to be made on August 29, 2024, via CM/ECF upon those parties registered to receive such electronic notifications and served additionally as indicated below.

Date: August 29, 2024 */s/ Echo Yi Qian*
Echo Yi Qian (No. 7330)

VIA ELECTRONIC MAIL

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