Docket #0040 Date Filed: 6/19/2025

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re	Chapter 11
NU RIDE INC., *et al.*,[1]	Case Nos. 23-10831 (MFW), *et seq.*
Reorganized Debtors.	(Jointly Administered)
COHEN RECYCLING, INC.,	
Plaintiff,	
vs.	Adv. Proc. No. 24-50127 (MFW)
NU RIDE INC.,	
Defendant.	

NU RIDE INC.'S REQUEST FOR EXPEDITED HEARING ON THE EMERGENCY MOTION FOR CONTEMPT AND MODIFICATION OF CONSENT ORDER

Reorganized Debtors and Counterclaim Plaintiff Nu Ride Inc. f/k/a Lordstown Motors Corp. ("Nu Ride") request an expedited hearing or teleconference with the Court on Nu Ride's Emergency Motion for Contempt and Modification of Consent Order (the "Motion"). The facts supporting Nu Ride's Motion are set forth more fully therein. In support of its request, Nu Ride states as follows:

1. Nu Ride and Cohen Recycling, Inc. ("CRI") entered into a Stipulation and Settlement Agreement on February 11, 2025, in which CRI represented that of the 31 Endurance vehicles it purchased from Nu Ride, two vehicles had been sold to Ford Automotive and three

[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, M 3 Partners, 1700 Broadway, 19th Floor, New York, NY 10019.

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vehicles were disassembled. The Settlement Agreement required CRI to maintain the 26 assembled and unsold vehicles purchased from Nu Ride in a secure facility. The Court approved the Settlement Agreement in its entirety in an Order dated March 3, 2025.

2. In May 2025, Nu Ride became aware that a fully assembled and operational Endurance vehicles was being offered for sale on two websites by Ford Automotive. Nu Ride contacted Rock Ford of Ford Automotive and Mr. Ford informed Nu Ride that CRI had sold him four fully operational and assembled Endurance vehicles. Mr. Ford provided the bills of sale for those vehicles. Two of the bills of sale were for vehicles that CRI represented in the Settlement Agreement as having been disassembled. One bill of sale was for a vehicle that CRI represented as being unsold and was required to maintain in a secure CRI facility. None of the bills of sale provided by Ford were produced by CRI during discovery.

3. On June 12, 2025, after receiving the bills of sale from Ford, Nu Ride conferred with counsel for CRI, raised CRI's breaches of the Settlement Order, and requested their immediate cure. CRI did not agree to repurchase the vehicles from Ford or comply with its obligations under the Settlement Agreement.

4. Nu Ride respectfully requests an expedited hearing or teleconference so that it Motion may be presented to the Court before the Endurance vehicles are sold by Ford Automotive.

5. Local Rule 9006-1(e) authorizes this Court to schedule a motion for hearing on less notice than is otherwise required by the Local Rules or Bankruptcy Rules on "written motion specifying the exigencies justifying shortened notice." Exigent circumstances are present here because the sale of the Endurance vehicles to unknown third parties would risk significant liability to Nu Ride. Additionally, Endurance vehicles in Ford's possession are out of warranty and could create a risk to the public, as this Court has previously recognized.

Dated: June 19, 2025
Wilmington, Delaware

Respectfully submitted,

MORRIS JAMES LLP

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ORDER GRANTING NU RIDE INC.'S REQUEST FOR EXPEDITED HEARING ON THE EMERGENCY MOTION FOR CONTEMPT AND MODIFICATION OF CONSENT ORDER

The Court having considered Nu Ride Inc.'s Request for Expedited Hearing on the Emergency Motion for Contempt and Modification of Consent Order (the "Request") and finding that good cause exists, it is HEREBY ORDERED that:

1. The Request is GRANTED.

2. A hearing will be held on _____, 2025 at ____.

3. Any objection to Nu Ride Inc.'s Emergency Motion for Contempt and Modification

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of Consent Order shall be filed and served by __:00 _.m. (prevailing Eastern Time) on _____, 2025.