Docket #0042 Date Filed: 6/20/2025

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

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

COHEN RECYCLING, INC.'S
OBJECTION TO NU RIDE INC.'S REQUEST FOR
EXPEDITED HEARING ON THE EMERGENCY MOTION
FOR CONTEMPT AND MODIFICATION OF CONSENT ORDER
(relates to Docket No. 40)

Plaintiff Cohen Recycling, Inc. ("CRI"), by its undersigned counsel, hereby files this objection to the Request For Expedited Hearing On The Emergency Motion For Contempt And Modification Of Consent Order (Docket No. 40) (the "Request") filed by defendant Nu Ride Inc. (the "Debtor"), in which the Debtor seeks to shorten time in connection with its Emergency Motion for Contempt and

[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

2310831250623000000000006

Modification of Consent Order (the "Contempt Motion"), and in support hereof states as follows:

1. At issue in the Contempt Motion is that certain vehicles which the Debtor and CRI believed were still in CRI's possession at the time a settlement agreement was executed and approved earlier this year apparently turned up on a third party's website. The Debtor was as surprised by this as CRI.

2. The Debtor first made CRI aware of its assertions a few days before filing the Contempt Motion. At that time, the undersigned made counsel for the Debtor aware that both co-counsel for CRI and CRI's principal Andrew Cohen were out of town and not immediately available to investigate the facts. The undersigned kept Debtor's counsel apprised of Mr. Cohen's ability to go to the vehicle lot on Thursday June 19, 2025 to confirm the presence or absence of the vehicles identified by the Debtor. Rather than wait a day to learn the results of this inspection, the Debtor filed the Contempt Motion just after midnight on June 19th.

3. The bills of sale for these vehicles, attached to the Declaration Of Matthew Altman In Support Of Nu Ride Inc.'s Emergency Motion For Contempt And Modification Of Order (the "Altman Declaration") as Exhibit B, were dated in April and May 2024—over a year ago. The settlement agreement between the parties was executed by the parties in February 2025 and approved by the Court in March 2025—nine months after the dates of the bills of sale. As the undersigned wrote to Debtor's counsel, "Given that these vehicles were allegedly transferred

over a year ago, it is not an emergency and should be able to wait until [Mr. Cohen and Mr. Goldstein] return, rather than on 6 business hours' notice. I therefore ask that you stand down temporarily to give them time to return and review this situation with CRI." Email from Adam Hiller to Alexander Kasnetz, 6/12/2025. See Contempt Motion, Exh. 10. As noted above, the Debtor then filed its Contempt Motion before CRI's principal could review the facts.

4. The Debtor alleges nothing in the Request that has occurred in less than a year that forms the basis for a finding of contempt. While CRI denies that it engaged in any conduct that might justify contempt, the conduct complained of by the Debtor occurred *before* the settlement agreement was executed and approved by the Court.

5. Most importantly for purposes of this objection, the Debtor has articulated no basis for an emergency. The vehicles in question have apparently been sitting in Ford Automotive's possession for over a year. There is nothing to suggest that they will not continue to sit there. There is also nothing to suggest that Ford Automotive has operated them—or intends to operate them—on public roads, nor that Ford Automotive will violate the "NO TITLE. FOR PARTS ONLY." limitation that appears on the bills of sale attached to the Altman Declaration as Exhibit B. Without titles, there is no legal way that Ford Automotive can sell them as street-legal operating vehicles, which appears to be the Debtor's primary concern.

6. In the Contempt Motion, the Debtor has asserted some very serious claims against CRI, accusing CRI of fraudulent conduct, backdating documents, and violating an order of the Court. In the face of these accusations, CRI should be given a reasonable time to investigate the facts, to draft an objection, and to prepare for a hearing. CRI therefore requests that the hearing scheduled on the Contempt Motion should be scheduled at least 30 days from today.

Dated: June 20, 2025
Wilmington, Delaware

Respectfully submitted,

HILLER LAW, LLC

/s/ Adam Hiller

Adam Hiller (DE No. 4105)
300 Delaware Avenue, Suite 210, #227
Wilmington, Delaware 19801
(302) 442-7677 telephone
ahiller@adamhillerlaw.com

-and-

Jeffrey D. Goldstein, Esquire
Law Office of Jeffrey D. Goldstein, LLC
9211 Corporate Boulevard, Suite 350
Rockville, Maryland 20850
(301) 838-7047 telephone
Jeff@Rockvillelaw.com

Attorneys for Cohen Recycling

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that I caused copies of the foregoing Cohen Recycling, Inc.'s Objection To Nu Ride Inc.'s Request For Expedited Hearing On The Emergency Motion For Contempt And Modification Of Consent Order to be served via electronic mail upon:

Name	**Email address**
Eric Monzo	EMonzo@morrisjames.com
Tara C. Pakrouh	TPakrouh@morrisjames.com
Robert J. Stark	RStark@brownrudnick.com
Bennett S. Silverberg	bsilverberg@brownrudnick.com
Sharon I. Dwoskin	sdwoskin@brownrudnick.com
James W. Stoll	jstoll@brownrudnick.com

Dated: June 20, 2025
Wilmington, Delaware

/s/ Adam Hiller

Adam Hiller (DE No. 4105)
HILLER LAW, LLC
300 Delaware Avenue, Suite 210, #227
Wilmington, Delaware 19801
(302) 442-7677 telephone