

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

In re:

Nikola Corp., *et al.*,<sup>1</sup>

Chapter 11

Case No. 25-10258 (TMH)

(Jointly Administered)

**APPLICATION TO APPEAR PURSUANT TO LOCAL RULE 9010-1(e)(ii)**

I, Eric W. Moats, a partner with the law firm of May, Potenza, Baran & Gillespie, P.C., respectfully request the approval of this Court to appear in the above-captioned case on behalf of Maricopa County Treasurer, under Rule 9010-1(e)(ii) of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “**Local Rules**”).

Local Rule 9010-1(e)(ii) provides that: “Attorneys who are admitted to the Bar of the District Court and in good standing, but who do not maintain an office in the District of Delaware, may appear on behalf of parties upon approval by the Court.” Local Rule 9010-1(e)(ii).

I am admitted to and in good standing with the Bar of the United States District Court for the District of Delaware. I do not maintain an office for the practice of law in the District of Delaware. My office is located in Phoenix, Arizona, at the address indicated below.

*[Remainder of page intentionally blank.]*

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<sup>1</sup> The Debtors in these chapter 11 cases, together with the last four digits of each Debtor’s federal tax identification number, are: Nikola Corporation (registered to do business in California as Nikola Truck Manufacturing Corporation) (1153); Nikola Properties, LLC (3648); Nikola Subsidiary Corporation (1876); Nikola Motor Company LLC (0139); Nikola Energy Company LLC (0706); Nikola Powersports LLC (6771); Free Form Factory Inc. (2510); Nikola H2 2081 W Placentia Lane LLC (N/A); 4141 E Broadway Road LLC (N/A); and Nikola Desert Logistics LLC (N/A). The Debtors’ headquarters are located at 4141 East Broadway Road, Phoenix, AZ 85040.

I respectfully request that the Court enter the proposed order, attached hereto as **Exhibit A**, approving my appearance in these proceedings pursuant to Local Rule 9010-1(e)(ii).

Dated: April 8, 2025

Respectfully submitted,

/s/ Eric W. Moats

Eric W. Moats (DE 006441)

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*Counsel for Maricopa County Treasurer*

**Exhibit A**

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

In re:

Nikola Corp., *et al.*,<sup>1</sup>

Debtors.

Chapter 11

Case No. 25-10258 (TMH)

(Jointly Administered)

**ORDER APPROVING APPEARANCE PURSUANT TO LOCAL RULE 9010-1(e)(ii)**

This matter coming before the Court upon the application of Eric W. Moats of May, Potenza, Baran & Gillespie, P.C. to appear in the above-captioned case on behalf of Maricopa County Treasurer under Rule 9010-1(e)(ii) of the Local Rules of Bankruptcy Practice and Procedure of the United States Bankruptcy Court for the District of Delaware (the “**Local Rules**”); and the Court having reviewed the application and determined the relief sought is appropriate; it is hereby

ORDERED, that Eric W. Moats may appear in the above-captioned cases pursuant to Local Rule 9010-1(e)(ii).

Dated: \_\_\_\_\_, 2025

\_\_\_\_\_  
THE HON. THOMAS M. HORAN

<sup>1</sup> The Debtors in these chapter 11 cases, together with the last four digits of each Debtor’s federal tax identification number, are: Nikola Corporation (registered to do business in California as Nikola Truck Manufacturing Corporation) (1153); Nikola Properties, LLC (3648); Nikola Subsidiary Corporation (1876); Nikola Motor Company LLC (0139); Nikola Energy Company LLC (0706); Nikola Powersports LLC (6771); Free Form Factory Inc. (2510); Nikola H2 2081 W Placentia Lane LLC (N/A); 4141 E Broadway Road LLC (N/A); and Nikola Desert Logistics LLC (N/A). The Debtors’ headquarters are located at 4141 East Broadway Road, Phoenix, AZ 85040.