

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

IDEANOMICS, INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 24-12728 (CTG)

(Jointly Administered)

Hearing Date: May 7, 2025 at 3:00 p.m. (ET)

Objection Deadline: April 23, 2025 at 4:00 p.m. (ET)

MOTION OF DEBTORS TO CHANGE NAME AND CAPTION OF CASE

The above-captioned debtors and debtors-in-possession (collectively, the “Debtors”), by and through their undersigned counsel, hereby submit this motion (the “Motion”) for entry of an order, substantially in the form attached hereto as **Exhibit A** (the “Proposed Order”), changing the name and caption of these chapter 11 cases, pursuant to Federal Rules of Bankruptcy Procedure 1005, 2002(m) and 2002(o). In support of this Motion, the Debtors respectfully state as follows:

JURISDICTION

1. The Court has jurisdiction over this matter pursuant to 28 U.S.C. §§ 157 and 1334.
2. Venue is proper in this Court pursuant to 28 U.S.C. §§ 1408 and 1409.
3. This is a core proceeding pursuant to 28 U.S.C. § 157(b)(2).
4. The statutory predicates for the relief requested herein are Federal Rules of Bankruptcy Procedure 1005, 2002(m) and 2002(o).

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number or state identification number are, are: Ideanomics, Inc. (8374); Wireless Advanced Vehicle Electrification, LLC (6793); Solectrac, Inc. (4653); Timios Holdings Corp. (0190); Justly Holdings Inc. (3657); Justly Markets LLC f/k/a Delaware Board of Trade Holdings, Inc. (5107); VIA Motors International, Inc. (7063); and VIA Motors, Inc. (0185). The headquarters for the above-captioned Debtors is located at 217 W. 18th Street, PO Box 70, New York, NY 10113.

5. Pursuant to Local Rule 9013-1(f), the Debtors consent to entry of a final judgment or order with respect to this Motion if it is determined this Court would lack Article III jurisdiction to enter such final order or judgment absent consent of the parties.

BACKGROUND

6. On December 4, 2024 (the “Petition Date”), each of the Debtors commenced a voluntary case under chapter 11 of the Bankruptcy Code. The Debtors are authorized to operate their business and manage their properties as debtors in possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code. No official committees have been appointed in these chapter 11 cases (collectively, the “Chapter 11 Cases”), and no request has been made for the appointment of a trustee or examiner.

7. On December 9, 2024, the Debtors filed the *Debtors’ Motion for Entry of Orders: (I)(A) Approving Bidding Procedures in Connection with the Sale of Substantially all of the Debtors’ Assets; (B) Approving the Designation of Tillou Management and Consulting LLC as Stalking Horse Bidder and the Associated Bid Protections; (C) Scheduling an Auction for and Hearing to Approve Sale of Substantially all of the Debtors’ Assets; (D) Approving Procedures for the Assumption and Assignment of Certain Executory Contracts and Unexpired Leases; (E) Approving the Form and Manner of Notice Thereof; and (F) Granting Related Relief; and (II)(A) Approving Sale of Substantially All of the Debtors’ Assets Free and Clear of All Liens, Claims, Interests, and Encumbrances; (II) Approving Assumption and Assignment of Executory Contracts and Unexpired Leases; and (III) Granting Related Relief* (the “Sale Motion”). [D.I. 51].

8. On February 26, 2025 the Court entered the *Order (I) Approving Sale of Certain Assets of VIA Motors, Inc. Free and Clear of Liens, Encumbrances, Claims and Interests, and (II) Granting Related Relief* (the “JVIS Sale Order”), approving the sale of certain assets of VIA

Motors, Inc.

9. On March 3, 2025 the Court entered the *Order (I) Approving Sale of Substantially All of the Debtors' Assets Free and Clear of All Liens, Claims, Interests, and Encumbrances; (II) Approving Assumption and Assignment of Executory Contracts and Unexpired Leases; and (III) Granting Related Relief* (the "Tillou Sale Order") [D.I. 254], approving the sale of substantially all of the Debtors' assets, excluding specifically any assets of VIA Motors, Inc., VIA Motors International, Inc. or Solectrac, Inc., to Tillou Management and Consulting LLC ("Tillou") pursuant to the asset purchase agreement (the "Tillou Asset Purchase Agreement") attached as Exhibit A to the Tillou Sale Order.

10. Pursuant to Section 9.13 of Article IX of the Tillou Asset Purchase Agreement, the Debtors agreed to the following:

Change of Name. Promptly following the Closing, each Seller shall, and shall cause its direct and indirect Subsidiaries to, discontinue the use of its current name (and any other trade names or "d/b/a" names currently utilized by each Seller or its direct or indirect Subsidiaries) and shall not subsequently change its name to or otherwise use or employ any name which includes the words "Ideanomics," "Justly Holdings," "Justly Markets," "Timios Holdings," "Wireless Advanced Vehicle Electrification," "WAVE," or "Via Motors International" without the prior written consent of Purchaser, and each Seller shall cause the names of Sellers in the caption of the Bankruptcy Cases to be changed to the new names of each Seller; provided, however, that Sellers and their Subsidiaries may continue to use their current names (and any other names or DBA's currently utilized by such Seller or Subsidiary) included on any business cards, stationery and other similar materials following the Closing for a period of up to one hundred and eighty (180) days solely for purposes of winding down the affairs of each Seller; provided that when utilizing such materials, other than in incidental respects, Seller and each of its direct and indirect Subsidiaries shall use commercially reasonable efforts to indicate its new name and reference its current name (and any other trade names or "d/b/a" names currently utilized by each).

11. Pursuant to the Tillou Asset Purchase Agreement, approved by the Tillou Sale Order, the following name changes have been filed with the appropriate states:

Prior Name	New Name
Justly Markets LLC	Justly Markets Wind Down LLC
Wireless Advanced Vehicle Electrification, LLC	WAVE Wind Down, LLC
Ideanomics, Inc.	IDEX Wind Down, Inc.

RELIEF REQUESTED

12. In accordance with, and pursuant to, the terms of the Sale Order and the APA, the Debtors respectfully request that the Court enter an order, substantially in the form attached hereto as Exhibit A, changing the name and caption of each of these chapter 11 cases to reflect the Debtors’ name changes as follows:

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

<p>In re:</p> <p>IDEX WIND DOWN, INC. f/k/a IDEANOMICS, INC., <i>et al.</i>,²</p> <p style="text-align: center;">Debtors.</p>	<p>Chapter 11</p> <p>Case No. 24-12728 (CTG)</p> <p>(Jointly Administered)</p>
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13. The Debtors further request that the Court continue to authorize all pleadings filed in these cases to bear the above-referenced joint administration caption, as previously authorized by the Court in its December 5, 2024 *Order (I) Authorizing Joint Administration of Chapter 11 Cases Pursuant to Bankruptcy Rule 1015 and Local Rule 1015-1 and (II) Granting Related Relief* [D.I. 38].

² The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number or state identification number are, are: IDEX Wind Down, Inc. f/k/a Ideanomics, Inc. (8374); WAVE Wind Down, LLC f/k/a Wireless Advanced Vehicle Electrification, LLC (6793); Solectrac, Inc. (4653); Timios Holdings Corp. (0190); Justly Holdings Inc. (3657); Justly Markets Wind Down LLC f/k/a Justly Markets LLC f/k/a Delaware Board of Trade Holdings, Inc. (5107); VIA Motors International, Inc. (7063); and VIA Motors, Inc. (0185). The headquarters for the above-captioned Debtors is located at 217 W. 18th Street, PO Box 70, New York, NY 10113.

NOTICE

14. Notice of this Motion will be provided to the following parties or, in lieu thereof, their counsel: (i) the Office of the United States Trustee; (ii) the Debtors' twenty (20) largest unsecured creditors on a consolidated basis; (iii) Tillou; and (v) those parties who have requested service pursuant to Bankruptcy Rule 2002, in accordance with Local Rule 2002-1(b). In light of the nature of the relief requested herein, the Debtors submit that no other or further notice is necessary.

NO PRIOR REQUEST

15. No prior request for the relief requested herein has been made to this or any other Court.

CONCLUSION

WHEREFORE, the Debtors respectfully request entry of an order, substantially in the form attached hereto as Exhibit A, granting the relief requested herein and such other and further relief as the Court deems necessary and appropriate.

Dated: April 9, 2025
Wilmington, Delaware

ASHBY & GEDDES, P.A.

/s/ Ricardo Palacio

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Debtors in Possession*

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

IDEANOMICS, INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 24-12728 (CTG)

(Jointly Administered)

Hearing Date: May 7, 2025 at 3:00 p.m. (ET)

Objection Deadline: April 23, 2025 at 4:00 p.m. (ET)

NOTICE OF MOTION OF DEBTORS TO CHANGE NAME AND CAPTION OF CASE

PLEASE TAKE NOTICE that on April 9, 2025, the above-captioned debtors and debtors-in-possession (collectively, the “Debtors”), filed the *Motion to Change Name and Caption of Case* (the “Motion”) with the United States Bankruptcy Court for the District of Delaware (the “Bankruptcy Court”).

PLEASE TAKE FURTHER NOTICE that by this Motion, the Debtors seek entry of an order, pursuant to Federal Rules of Bankruptcy Procedure 1005, 2002(m) and 2002(o), changing the name and caption of this case as set forth in the Motion.

PLEASE TAKE FURTHER NOTICE that a hearing on the Motion will be held on **May 7, 2025 at 3:00 p.m. (ET)** before the Honorable Craig T. Goldblatt in the United States Bankruptcy Court for the District of Delaware, 824 North Market Street, 3rd Floor, Courtroom #7, Wilmington, Delaware 19801. Only those parties filing a response in accordance with the procedures herein will be heard at the hearing and given notice thereof.

PLEASE TAKE FURTHER NOTICE that objections, if any, to the Court’s approval of the Motion must be (a) in writing and served on or before **April 23, 2025 at 4:00 p.m. (ET)** (the “Objection Deadline”); (b) filed with the Clerk of the United States Bankruptcy Court for the District of Delaware, 824 N. Market Street, 3rd Floor, Wilmington, DE 19801; and (c) served as to be received on or before the Objection Deadline by the undersigned attorneys.

IF YOU FAIL TO RESPOND IN ACCORDANCE WITH THIS NOTICE, THE COURT MAY GRANT THE RELIEF DEMANDED BY THE MOTION WITHOUT FURTHER NOTICE OR HEARING.

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number or state identification number are, are: Ideanomics, Inc. (8374); Wireless Advanced Vehicle Electrification, LLC (6793); Solectrac, Inc. (4653); Timios Holdings Corp. (0190); Justly Holdings Inc. (3657); Justly Markets LLC f/k/a Delaware Board of Trade Holdings, Inc. (5107); VIA Motors International, Inc. (7063); and VIA Motors, Inc. (0185). The headquarters for the above-captioned Debtors is located at 217 W. 18th Street, PO Box 70, New York, NY 10113.

Dated: April 9, 2025
Wilmington, Delaware

ASHBY & GEDDES, P.A.

/s/ Ricardo Palacio

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*Co-Counsel to the Debtors and
Debtors in Possession*

Exhibit A

(Proposed Form of Order)

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF DELAWARE

In re:

IDEANOMICS, INC., *et al.*,¹

Debtors.

Chapter 11

Case No. 24-12728 (CTG)

(Jointly Administered)

Re: Docket Nos.

**ORDER APPROVING MOTION OF DEBTORS
TO CHANGE NAME AND CAPTION OF CASE**

Upon consideration of the *Motion of Debtors to Change Name and Caption of Case* (the “Motion”); and it appearing that notice of the Motion was reasonable, sufficient and proper under the particular circumstances; and that no other or further notice is necessary; and this Court having considered the Motion and any objections hereto; and this Court having heard all argument for and against granting the relief requested in the Motion; and this Court having determined the relief sought is in the best interest of the Debtors, their estates, creditors and all other parties in interest; and after due deliberation and good and sufficient cause appearing therefore,

IT IS HEREBY ORDERED THAT:

1. The Motion is GRANTED.
2. In accordance with the provisions of the Federal Rules of Bankruptcy Procedure 1005, 2002(m) and 2002(o), the names and captions of the above-captioned chapter 11 cases shall be changed to read as follows:

¹ The Debtors in these chapter 11 cases, along with the last four digits of each Debtor’s federal tax identification number or state identification number are, are: Ideanomics, Inc. (8374); Wireless Advanced Vehicle Electrification, LLC (6793); Solectrac, Inc. (4653); Timios Holdings Corp. (0190); Justly Holdings Inc. (3657); Justly Markets LLC f/k/a Delaware Board of Trade Holdings, Inc. (5107); VIA Motors International, Inc. (7063); and VIA Motors, Inc. (0185). The headquarters for the above-captioned Debtors is located at 217 W. 18th Street, PO Box 70, New York, NY 10113.

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

In re:

IDEX WIND DOWN, INC. f/k/a
IDEANOMICS, INC., *et al.*,²

Debtors.

Chapter 11

Case No. 24-12728 (CTG)

(Jointly Administered)

3. In accordance with the Court's December 5, 2024 *Order (I) Authorizing Joint Administration of Chapter 11 Cases Pursuant to Bankruptcy Rule 1015 and Local Rule 1015-1 and (II) Granting Related Relief*, all pleadings filed in these cases shall bear the above-referenced joint administration caption.

4. All actions taken by the Debtors and their directors, officers and professionals to effect the Debtors' name changes have been and continue to be consistent with the terms of the Tillou Sale Order, necessary and appropriate, and approved in their entirety.

5. This Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation of this Order.

² The Debtors in these chapter 11 cases, along with the last four digits of each Debtor's federal tax identification number or state identification number are, are: IDEX Wind Down, Inc. f/k/a Ideanomics, Inc. (8374); WAVE Wind Down, LLC f/k/a Wireless Advanced Vehicle Electrification, LLC (6793); Solectrac, Inc. (4653); Timios Holdings Corp. (0190); Justly Holdings Inc. (3657); Justly Markets Wind Down LLC f/k/a Justly Markets LLC f/k/a Delaware Board of Trade Holdings, Inc. (5107); VIA Motors International, Inc. (7063); and VIA Motors, Inc. (0185). The headquarters for the above-captioned Debtors is located at 217 W. 18th Street, PO Box 70, New York, NY 10113.

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