



GRANTED

EFiled: Apr 30 2026 02:19PM EDT
Transaction ID 79353001
Case No. ~~2022-0023-KSJM~~



IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

IN RE NIKOLA CORPORATION
DERIVATIVE LITIGATION

CONSOLIDATED
C.A. No. 2022-0023-KSJM

[PROPOSED] ORDER FOR CLASS DISTRIBUTION

The Court, having considered Lead Plaintiffs' Unopposed Motion for Class Distribution Order (the "Motion") and the Affidavit of Cynthia Stanislaus in Support of Plaintiffs' Motion for Class Distribution Order (the "Stanislaus Affidavit"), and for good cause shown,

IT IS HEREBY ORDERED this ___ day of _____, 2026 that:

1. The Motion is GRANTED.
2. This Class Distribution Order incorporates by reference the definitions in the Stipulation of Settlement dated August 12, 2025 (the "Stipulation"). All terms not otherwise defined herein shall have the same meanings as set forth in the Stipulation, Motion, or the Stanislaus Affidavit.
3. This Court has jurisdiction over the subject matter of the Action and over all parties to the Action, including all Settlement Class Members.
4. As set forth in the Stanislaus Affidavit, Settlement Class Members were not required to file a claim form to receive a distribution from the Settlement. Instead, the Net Settlement Fund will be distributed directly, on a *pro rata* basis, to eligible Settlement Class Members identified by the Settlement Administrator.

The administrative determinations set forth in Stanislaus Affidavit identifying eligible Settlement Class Members are approved.¹

5. The Court authorizes payment of \$148,610.38 from the Settlement Fund to the Settlement Administrator for the balance of the fees and expenses incurred and to be incurred in connection with the settlement administration process, as described in the Stanislaus Affidavit.

6. The Plan of Allocation for the Net Settlement Fund as set forth in the Stanislaus Affidavit is approved. The balance of the Net Settlement Fund shall be distributed to eligible Settlement Class Members. After the distribution of the Net Settlement Fund, the Settlement Administrator shall make reasonable and diligent efforts to have Authorized Claimants cash their distribution checks. To encourage eligible Settlement Class Members to promptly deposit their payments, all distribution checks will bear a notation: “CASH PROMPTLY, VOID AND SUBJECT TO RE-DISTRIBUTION IF NOT CASHED WITHIN 180 DAYS OF ISSUE DATE.”

7. If any funds remain in the Escrow Account six (6) months after the Distribution, the Settlement Administrator will, pursuant to the Plan of Allocation, reallocate them to eligible Settlement Class Members who were located and cashed

¹ See Stanislaus Affidavit at ¶¶ 9-13.

the payment, if economically feasible. If not economically feasible, the remaining balance will be transferred to the Combined Campaign for Justice.

8. All persons involved in the review, identification, verification, calculation, or any other aspect of the allocation of the Distribution of the Net Settlement Fund, or otherwise involved in the administration or taxation of the Net Settlement Fund, are released and discharged from any and all claims arising out of such involvement, and all Settlement Class Members, whether or not they are to receive payment from the Net Settlement Fund, are barred from making any further claim against (i) the Net Settlement Fund, Plaintiffs, Lead Counsel, the Settlement Administrator, the Escrow Agent, or any other agent retained by Plaintiffs or Lead Counsel in connection with the administration or taxation of the Net Settlement Fund; or (ii) Defendants or Defendants' Counsel, beyond the amounts allocated to them pursuant to this Order, provided that such released persons acted in accordance with the Stipulation, the Judgment, and this Order.

Chancellor Kathaleen St. Jude McCormick

This document constitutes a ruling of the court and should be treated as such.

Court: DE Court of Chancery Civil Action

Judge: Kathaleen St Jude McCormick

File & Serve

Transaction ID: 79071932

Current Date: Apr 30, 2026

Case Number: 2022-0023-KSJM

Case Name: CLOSED - 11/20/2025 - CONS W/2022-0045/CONF ORD/IN RE NIKOLA CORP.
DERIVATIVE LITIGATION

Court Authorizer: Kathaleen St Jude McCormick

/s/ Judge Kathaleen St Jude McCormick