



IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

MELISSA PATEL,)
)
Plaintiff,)
)
v.) C.A. No. _____
)
NIKOLA CORPORATION,)
)
Defendant.)

**VERIFIED COMPLAINT PURSUANT TO 8 DEL. C. § 220
TO COMPEL INSPECTION OF BOOKS AND RECORDS**

Plaintiff Melissa Patel (“Plaintiff”), by and through her undersigned attorneys, upon knowledge as to herself and her own actions and information and belief as to all other matters, files this Verified Complaint pursuant to 8 *Del. C.* § 220 to Compel Inspection of Books and Records (the “Complaint”) against defendant Nikola Corporation (“Nikola” or the “Company”), a Delaware corporation, and alleges as follows:

NATURE OF THE ACTION

1. With this Complaint, Plaintiff seeks to enforce her right as a shareholder of Nikola to inspect Nikola’s books and records pursuant to 8 *Del. C.* § 220 (“Section 220”) so that she may investigate potential breaches of fiduciary duty by the Company’s directors and officers in connection with (i) fraudulent and false statements made by the Company and its founder and Executive Chairman, Trevor Milton (“Milton”), concerning the Company’s technology, products, plans, and

production capability; (ii) United States Department of Justice and Securities and Exchange Commission investigations of allegations of false statements by Nikola and Milton; and (iii) allegations of sexual assault made against Milton.

PARTIES

2. Plaintiff has been a continuous beneficial owner of Nikola common stock since 2020.

3. Defendant Nikola Corporation, listed on NASDAQ as NKLA, is a Delaware corporation with principal executive offices located at 4141 E. Broadway Road, Phoenix, Arizona that purports to be a leading producer of zero-emission battery-electric and hydrogen vehicles, electric vehicle drivetrains, vehicle components, energy storage systems, and hydrogen station infrastructure.

SUBSTANTIVE ALLEGATIONS

4. According to the prospectus the Company filed with the SEC on July 17, 2020 (the “Prospectus”) Nikola is:

A vertically integrated zero-emissions transportation solution provider that designs and manufactures state-of-the-art battery-electric and hydrogen fuel cell electric vehicles, electric vehicle drivetrains, energy storage systems, and hydrogen fueling stations. Our core product offering is centered around our battery-electric vehicle (“BEV”) and hydrogen fuel cell electric vehicle (“FCEV”) Class 8 semitrucks. The key differentiator of our business model is our planned network of hydrogen fueling stations. We are offering a revolutionary bundled lease model, which provides customers with the FCEV truck, hydrogen fuel, and maintenance for a fixed price per mile, locks in fuel demand and significantly de-risks infrastructure development.

5. In that Prospectus, Nikola also stated:

The key differentiator of our business model is our planned network of hydrogen fueling stations. We are offering a revolutionary bundled lease model, which provides customers with the FCEV truck, hydrogen fuel, and maintenance for a fixed price per mile, locks in fuel demand and significantly de-risks infrastructure development.

We believe our station network will provide a competitive advantage and help accelerate the adoption of our FCEVs. We believe our product portfolio and hydrogen fueling network provides a key strategic advantage that differentiates Nikola from competitors and will allow us to disrupt the estimated \$600 billion global heavy-duty commercial vehicle and the related fueling and maintenance ecosystems.

In addition to building heavy-duty zero-emission trucks, Nikola is also developing fueling and charging stations in North America and Europe to support our FCEV fleet customers and to help capture first mover advantage with respect to next generation fueling infrastructure. Over the next 8 to 10 years, Nikola intends to collaborate with strategic partners to build up to 700 fueling and charging stations in North America and approximately 70 fueling and charging stations in Europe.

6. The above-referenced statements made by Nikola in the Prospectus were false.

7. On September 10, 2020, Hindenburg Research published a report (the “Hindenburg Report”) concluding that “Nikola is an intricate fraud built on dozens of lies over the course of its Founder and Executive Chairman Trevor Milton’s career.” The Report stated that the Company, and particularly Milton, made dozens of false statements regarding, among other things, Nikola’s technology, products,

plans, and production capability. For example, the Report found:

- The “zero emissions” Nikola One truck the Company promised and previewed in 2016 as a hydrogen powered vehicle was designed to be powered by compressed natural gas and did not run on its own;
- The “Nikola One in Motion” video was staged, as the vehicle in the video was filmed rolling downhill rather than on its own power;
- The “closed cabin” luxury NZT vehicle touted in 2019 did not exist and was outsourced to a third party;
- The “Game-Changing” new cell technology battery the Company announced in November 2019 did not exist;
- Nikola’s claims to have lowered the cost of hydrogen were false;
- Nikola had not completed a facility to produce hydrogen, and was not producing hydrogen, as it claimed;
- Nikola exaggerated its capability to design and build batteries, inverters, and other components “in-house”;
- The Company falsely represented in July 2020 that five electric Tre vehicles had been built in Europe; and
- The Company inflated and misstated the number of reservations for its vehicles.

8. According to the *Wall Street Journal*, talks with BP to build hydrogen-refueling stations have stalled since the Hindenburg Report was published.

9. In addition, Nikola does not have a station network or a natural gas supplier, making the above-referenced prospectus statement false.

10. Nikola common shares closed at \$42.37 per share on the NASDAQ on September 9, 2020. Following the release of the Hindenburg Report, the price of

Nikola shares declined precipitously, closing at \$32.13 per share on September 11, 2020, a decline of \$10.24 per share, or 24%.

11. As of January 10, 2022, shares of Nikola stock were trading at \$9.93, \$20.47 below its 52-week high (\$30.40), which the company achieved on January 27, 2021.

12. In September 2020, *Bloomberg* and the *Wall Street Journal* reported that both the SEC and DOJ were investigating allegations of false statements by Nikola and Milton.

13. On September 28, 2020, CNBC reported “[t]wo women have come forward with formal sexual assault allegations against Nikola founder Trevor Milton.” <https://www.cnbc.com/2020/09/29/two-women-file-sexual-abuse-complaints-against-nikola-founder-trevor-milton.html>.

14. On September 20, 2020, Milton stepped down as Nikola’s Executive Chairman and from all of his positions as an employee and officer of the Company and its subsidiaries and resigned from the Board as well as the boards of directors of the Company’s subsidiaries. Under an agreement Milton signed with the Company on September 20, 2020, Milton “agreed to relinquish (i) 100% of the 4,859,000 performance-based stock units granted to [him] on August 21, 2020, and (ii) any right or claim to enter into a two-year consulting agreement with an annual fee of \$10,000,000.”

15. In addition, as part of Milton's "relinquishment of his performance-based stock units, the Company also agreed to grant 1,069,000 time-vested restricted stock units vesting on June 3, 2023, to over 300 employees of the Company designated by Mr. Milton, subject to the employees' continued employment at the Company through June 3, 2023. The Agreement also provides for the accelerated vesting and settlement of 600,000 restricted stock units granted to Mr. Milton on August 21, 2020."

16. Thus, Milton, Nikola's founder, departed the Company notwithstanding Nikola's protestations in its September 14, 2020 press release purporting to rebut the allegations in the Report. However, Milton was permitted to accelerate vesting of 600,000 restricted stock units granted less than a month prior to the Report despite the provision in his employment agreement that "if you independently and unilaterally decide to end your employment at the Company without Good Reason, or if you are terminated for Cause . . . you will not be entitled to enter into the Separation and Consulting Agreement or receive any Severance Benefits." Milton's employment agreement defined "Cause" to include "(iii) employee's commission of any act of fraud, embezzlement or any other misconduct that has caused or is reasonably expected to result in material and demonstrable injury to the Company . . . or (v) employee willfully and intentionally acts in any way that materially and demonstrably harms the Company's reputation." Milton's

repeated false and misleading statements, among other things, called for termination for Cause. In addition, Milton should have been terminated for cause if the Board was aware of his sexual misconduct. However, the Company did not terminate Milton for cause despite the immense damage he caused Nikola as a result of his many false statements and his personal background.

17. On September 16, 2020, a complaint was filed in the United States District Court for the Eastern District of New York alleging that Nikola, Milton, and Mark A. Russell, Nikola's President and CEO, and Kim J. Brady, Nikola's Chief Financial Officer, had violated various Federal Securities laws (the "Securities Action").

Plaintiff's Section 220 Demand

18. On September 29, 2020, Plaintiff's counsel sent the Company a letter demanding, pursuant to 8 *Del. C.* §220, that the Company produce certain books and records (the "Demand Letter" or the "220 Demand"). The Demand Letter, attached hereto as Exhibit A, was sent by Federal Express to Nikola's Chairman, Stephen J. Girsky, by Federal Express and hand-delivered to the Company's Registered Agent.

19. Through her Demand Letter, Plaintiff sought to (i) investigate the alleged wrongdoing, mismanagement, and breaches of fiduciary duties by the members of the Board, Company officers, and/or others, including but not limited to the dissemination of materially false and/or misleading statements regarding the

status of Nikola's plans, products, technologies, capabilities, partners, and orders and reservations; (ii) assess the ability of the Board to consider impartially a demand for action including a request for permission to file a derivative lawsuit on the Company's behalf, related to such issues; and (iii) if necessary, take appropriate action if the members of the Board did not properly discharge their duties, including making a demand on the Board and/or preparing and filing a stockholder derivative lawsuit, if appropriate.

20. In her Demand Letter, Plaintiff requested the following fourteen categories of documents:

- a. Minutes of all meetings of the Board of Directors of Nikola (the Board") from June 3, 2020 through the date of your response to this demand, inclusive, during which the Company's promotional events, videos, and other materials, regardless of when they occurred or were distributed (e.g., the 2016 Nikola World presentation of the Nikola One, the 2017 "Nikola One in Motion" video, the November 19, 2019 announcement of a new battery technology, and the 2019 Nikola World introduction of the Nikola NZT) were on the agenda or otherwise discussed at the meeting;
- b. Minutes of all meetings of the Board from June 3, 2020 through the date of your response to this demand, inclusive, during which the development, components, capabilities, status, production, or expected availability dates of the Nikola One, Two, Tre, Badger, Refuse, NZT, or any other Nikola motor vehicle were on the agenda or otherwise discussed at the meeting;
- c. Minutes of all meetings of the Board from June 3, 2020 through the date of your response to this demand, inclusive, during which actual or projected sales or leases of, pre-orders for, reservations for, or contracts for the delivery of the Nikola One, Two, Tre, Badger, Refuse, NZT, or any other Nikola motor vehicle were on the agenda or otherwise

discussed at the meeting;

- d. Minutes of all meetings of the Board from June 3, 2020 through the date of your response to this demand, inclusive, during which the development, status, or progress of Company's electric battery or hydrogen fuel cell technologies, including but not limited to Nikola's agreements with third parties for research, development, production, or supply of such batteries or fuel cells, were on the agenda or otherwise discussed at the meeting;
- e. Minutes of all meetings of the Board from June 3, 2020 through the date of your response to this demand, inclusive, during which plans to build hydrogen fuel stations nationwide, including potential agreements with third parties such as BP for such purposes, were on the agenda or otherwise discussed at the meeting;
- f. Minutes of all meetings of the Board from June 3, 2020 through the date of your response to this demand, inclusive, during which the Company's hydrogen production facility, including but not limited to its capabilities, actual or estimated production quantities, or cost of producing hydrogen, was on the agenda or otherwise discussed at the meeting;
- g. Minutes of all meetings of the Board from June 3, 2020 through the date of your response to this demand, inclusive, during which the compensation of Trevor Milton ("Milton"), including but not limited to the terms and approval of his termination agreement, was on the agenda or otherwise discussed at the meeting;
- h. Minutes of all meetings of the Board from June 3, 2020 through the date of your response to this demand, inclusive, during which the terms, conditions, status, or progress of the Company's partnerships or proposed partnerships with Bosch, Iveco, General Motors, or BP were on the agenda or otherwise discussed at the meeting;
- i. Minutes of all meetings of the Board from September 10, 2020 through the date of your response to this demand, inclusive, during which the investigations by the SEC and the U.S. Department of Justice ("DOJ") of allegations of false statements by Nikola and Milton were on the agenda or otherwise discussed at the meeting;

- j. Minutes of all meetings of the Board from September 16, 2020 through the date of your response to this demand, inclusive, during which the securities class action (the “Securities Action”) captioned *Salem v. Nikola Corp., et al.*, No. 20-cv-4354-GRB-SIL (E.D.N.Y.), was on the agenda or otherwise discussed at the meeting;
- k. Minutes of all meetings of the Board from June 3, 2020 through the date of your response to this demand, inclusive, during which sexual misconduct by Milton was on the agenda or otherwise discussed at the meeting;
- l. All of the Board’s agendas, packages, presentations, reports, exhibits, official correspondence and emails, recordings, summaries, memoranda, transcripts, notes, summaries of meetings, and resolutions for all of the above-described meetings of the Board;
- m. Any other stockholder books and records demand letters received by the Company regarding the above-referenced items (“Related Demands”); and
- n. All books, records, and documents produced by the Company in response to Related Demands.

21. On October 7, 2020, Nikola, through its counsel, sent a letter to Plaintiff’s counsel refusing to produce any of the documents requested in the Demand Letter. That letter is attached hereto as Exhibit B.

22. Subsequently Plaintiff’s counsel and Nikola’s counsel conferred, and Nikola agreed to produce certain categories of documents requested by Plaintiff in her Demand Letter.

23. The parties entered into a confidentiality agreement on December 10, 2020, and Nikola subsequently produced certain of the Board Minutes and Board

materials requested by Plaintiff's Demand Letter to Plaintiff.

24. Nikola refused, however, to produce to Plaintiff the other stockholder books and records demand letters received by the Company and refused to produce all books, records, and documents produced by the Company in response to those other demand letters.

25. In addition to Plaintiff's Demand Letter, at least two other requests for books and records were sent to the Company by Nikola shareholders. The Company responded to both those letters by refusing to produce responsive documents. It was only after the shareholders in those cases filed books and records complaints in the Delaware Court of Chancery, that Nikola agreed to produce the books and records demanded by those shareholders.

26. On January 5, 2022, Plaintiff's counsel demanded that the Company produce all books and record demand letters sent to the Company by other shareholders and all documents produced by the Company to other shareholders in response to those books and record demand letters.

27. The Company refused to produce those documents.

28. Aside from the instant action and the other books and records demands and complaints filed by other Nikola shareholders, the Company has been embroiled in litigation as a result of the false and misleading statements alleged above. Nikola, for example recently reached a \$125 million settlement with the SEC. In addition,

Nikola founder and former Executive Chairman Milton was named in a federal indictment handed down by a grand jury in the Southern District of New York. Multiple federal securities and derivative actions have been brought against the Company and its directors by Nikola shareholders.

29. With this Action, Plaintiff asks the Court to order Nikola to produce all related books and records demands Nikola received from other shareholders and all books and records Nikola produced to those other shareholders in response to their related books and records demands.

Nikola Refuses to Produce the Books and Records Demands Received from Other Shareholders and the Documents Nikola Produced to Those Shareholders in Response to Those Demands

30. While Nikola did produce certain documents requested by Plaintiff's Demand Letter, it specifically refused to produce the books and records demands made by other Nikola shareholders and the documents produced by Nikola to those shareholders in response to those demands. These documents were specifically requested in paragraphs 13 and 14 of Plaintiff's Demand Letter.

31. Plaintiff is aware of at least two other demands for books and records made by Nikola shareholders, including those made by Gatto, BeHage, and Rowe.

32. On information and belief, a letter was sent to the Company by Nikola shareholder Frances Gatto, demanding that the Company produce books and records (the "Gatto Demand Letter"). After the Company refused to produce documents in

response to the Gatto Demand Letter, on January 15, 2021, shareholder Gatto filed a Books and Records Complaint in the Delaware Court of Chancery captioned *Gatto v. Nikola Corp.*, 21-0040 (the “Gatto Books and Records Action”).

33. On information and belief, the Gatto Books and Records Action was resolved after the Company agreed to produce documents requested in the Gatto Demand Letter.

34. On August 17, 2021, a Books and Records demand letter was sent to the Company by Nikola shareholders Zachary BeHage and Benjamin Rowe (the “BeHage-Rowe Demand Letter”).

35. After the Company refused to produce certain documents in response to the BeHage-Rowe Demand Letter, those shareholders, on October 8, 2021, filed a Books and Records Complaint in the Delaware Court of Chancery, captioned *BeHage, et. al, v, Nikola Corp.*, 21-0865 (the “BeHage Books and Records Complaint”).

36. On information and belief, the BeHage Books and Records Complaint was resolved after the Company agreed to produce documents requested in the BeHage-Rowe Demand Letter.

37. On January 5, 2022, Nikola’s counsel confirmed to Plaintiff’s counsel that Nikola would not be producing the Gatto Demand Letter, the BeHage-Rowe Demand Letter, or the books and records produced by the Company to Gatto,

BeHage, and Rowe pursuant to their demand letters.

Since Plaintiff's Demand Letter Was Sent to the Company, Nikola Has Entered Into a \$125 Million Settlement with the SEC, Nikola Founder and Former Chairman Milton Has Been Indicted, Multiple Securities Class Action and Derivative Actions Have Been Filed Against the Company, and the Stock Price has Plummeted

38. On December 21, 2021, Nikola announced it had agreed to pay a \$125 million civil penalty in a settlement to the SEC related to the false statements alleged above.

39. According to the Settlement Agreement with the SEC:

- a. Nikola, a publicly traded zero emissions transportation system provider, made numerous material misrepresentations to investors about key aspects of its business. From at least March 2020 through September 2020, Nikola deceived investors about its products, technical advancements, and commercial prospects.
- b. Nikola primarily misled investors through scores of misrepresentations by its CEO and later Executive Chairman, Trevor R. Milton ("Milton"). Before Nikola had produced a single commercial product or had any revenues from truck or hydrogen fuel sales, Milton embarked on a public relations campaign aimed at inflating and maintaining Nikola's stock price. As described further below, from at least March 2020 through September 2020, Milton's statements in tweets and media appearances, individually and taken together, painted a picture of Nikola that diverged widely from its then-current reality. Milton misled investors about, among other things, Nikola's technological advancements, in-house production capabilities, reservation book, and financial outlook.
- c. Nikola further misled investors by misrepresenting or

omitting material facts about the refueling time of its prototype vehicles, the state of its headquarters demonstration hydrogen station, the anticipated cost and sources of electricity for its hydrogen production, and the economic risks and benefits associated with its contemplated partnership with General Motors. In addition, Nikola failed to maintain disclosure controls and procedures as required by the Exchange Act rules for issuers with a class of securities registered under the Exchange Act.

- d. As a result of the conduct described above, Nikola violated Section 10(b) of the Exchange Act and Rules 10b-5 and 13a-15(a) thereunder and Section 17(a) of the Securities Act.

40. On July 29, 2021, the Company's founder and former Executive Chairman was named in a federal indictment filed in the United States District Court for the Southern District of New York. According to the United States Department of Justice:

From at least in or about November 2019 up through and including at least in or about September 2020, TREVOR MILTON engaged in a scheme to defraud investors by inducing them to purchase shares of Nikola Corporation ("Nikola"), the electric- and hydrogen-powered vehicle and energy company that MILTON founded, through false and misleading statements regarding Nikola's product and technology development. MILTON's scheme targeted individual, non-professional investors – so-called "retail investors" – by making false and misleading statements directly to the investing public through social media and television, print, and podcast interviews.

MILTON made these false and misleading statements regarding Nikola's products and capabilities to induce retail investors to purchase Nikola stock. Among the retail investors who ultimately invested in Nikola were investors who had no prior experience in the stock market

and had begun trading during the COVID-19 pandemic to replace or supplement lost income or to occupy their time while in lockdown, and some of the retail investors that MILTON's fraudulent scheme targeted suffered tens and even hundreds of thousands of dollars in losses, including, in certain cases, the loss of their retirement savings or funds that they had borrowed to invest in Nikola. Moreover, MILTON took advantage of the fact that Nikola went public by merging with a Special Purpose Acquisition Company or "SPAC," rather than through a traditional IPO, by making many of his false and misleading claims during a period where he would have not been allowed to make public statements under rules that govern IPOs.

MILTON made false claims regarding nearly all aspects of Nikola's business, including: (a) false and misleading statements that the company had early success in creating a "fully functioning" semi-truck prototype known as the "Nikola One," when MILTON knew the prototype was inoperable; (b) false and misleading statements that Nikola had engineered and built an electric- and hydrogen-powered pickup truck known as "the Badger" from the "ground up" using Nikola's parts and technology, when MILTON knew that was not true; (c) false and misleading statements that Nikola was producing hydrogen and was doing so at a reduced cost, when MILTON knew that in fact no hydrogen was being produced at all by Nikola, at any cost; (d) false and misleading statements that Nikola had developed batteries and other important components in-house, when MILTON knew that Nikola was acquiring those parts from third parties; and (e) false and misleading claims that reservations made for the future delivery of Nikola's semi-trucks were binding orders representing billions in revenue, when the vast majority of those orders could be cancelled at any time or were for a truck Nikola had no intent to produce in the near-term.

41. In addition to the \$125 million settlement with the SEC and the indictment of Nikola founder and former Executive Chairman Milton, a slew of securities class actions and derivative actions have been filed against the Company and its Board. These include the following:

- a. *Barbara Rhodes v. Milton*, C.A. No. 2022-023, (Del. Chan. Jan. 7, 2022);
- b. *Byun v. Milton*, No. 20-cv-1277 (D. Del. Sept. 23, 2020);
- c. *Salguocar v. Girsky*, No. 20-cv-1404 (D. Del. Oct. 19, 2020);
- d. *Huhn v. Milton*, No. 20-cv-2437 (D. Ariz. Dec. 18, 2020);
- e. *Zachary BeHage and Benjamin Rowe v. Nikola Corporation*, C.A. No. 2021-0865 (Del. Chan. Oct. 8, 2021);
- f. *Frances Gatto v. Nikola Corporation*, C.A. No. 2021-0040 (Del. Chan. Jan. 15, 2021);
- g. *Salem v. Nikola Corporation*, No. 20-cv-2374 (D. Ariz. Dec. 8, 2020);
- h. *Salem v. Nikola Corporation*, No. 20-cv-4354 (E.D.N.Y. Sept. 16, 2020);
- i. *Wojichowski v. Nikola Corporation*, No. 20-cv-1819 (D. Ariz. Sept. 17, 2020);
- j. *Holzmacher v. Nikola Corporation*, No. 20-cv-2123 (D. Ariz. Nov. 3, 2020);
- k. *Eves v. Nikola Corporation*, No. 20-cv-2168 (D. Ariz. Nov. 10, 2020); and
- l. *Malo v. Nikola Corporation*, No. 20-cv-2237 (D. Ariz. Nov. 20, 2020).

42. Nikola common shares closed at \$42.37 per share on the NASDAQ on September 9, 2020. As of January 10, 2022, shares of Nikola stock were trading at \$9.93.

COUNT I
DEMAND FOR INSPECTION PURSUANT TO 8 DEL. C. § 220
(against Nikola)

43. Plaintiff incorporates by reference and realleges each allegation set forth above.

44. On September 29, 2020, Plaintiff, through her counsel, delivered — by Federal Express to Nikola’s Chairman and Hand Delivery to Nikola’s Delaware

Registered Agent, a written demand on Nikola for the inspection of the books and records set forth in the 220 Demand.

45. Plaintiff has fully complied with all requirements set forth in Section 220 concerning the form of and manner for making a demand to inspect corporate books and records.

46. Plaintiff's Section 220 Demand is made for proper purposes. The documents identified in the Section 220 Demand are essential to those proper purposes.

47. Nikola rejected the 220 Demand through its Rejection Letter on October 7, 2020.

48. Subsequently Nikola agreed to produce and did produce certain categories of documents requested by Plaintiff in her 220 Demand.

49. Nikola, however, refused to produce "any other stockholder books and records demand letters received by the Company regarding the above-referenced items ("Related Demands"); and "all books, records, and documents produced by the Company in response to Related Demands," both of which were requested in Plaintiff's Demand Letter.

50. On January 5, 2022, Nikola reiterated its refusal to produce other stockholders' books and records demands and all books and records Nikola produced to other shareholders in response to their books and records demands, and

to date, Nikola has not produced or made such documents available for inspection by Plaintiff.

51. By reason of the foregoing and pursuant to 8 *Del. C.* § 220, Plaintiff is entitled to an order permitting Plaintiff to inspect and make copies of the books and records set forth in the Section 220 Demand.

52. Plaintiffs has no adequate remedy at law.

PRAYER FOR RELIEF

WHEREFORE, Plaintiff requests entry of an order:

A. Requiring Nikola to produce for inspection and copying each and every book and record requested by Plaintiff through her 220 Demand;

B. Directing Nikola to pay reasonable attorneys' fees and expenses in connection with Plaintiff's 220 Demand and this related litigation; and

C. Providing for such other relief as this Court deems just and appropriate.

Dated: January 19, 2022

RIGRODSKY LAW, P.A.

By: /s/ Seth D. Rigrodsky

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