

IN THE COURT OF CHANCERY OF THE STATE OF DELAWARE

SHUHUAN YU, Individually and on
Behalf of all others Similarly Situated,

Plaintiff,

v.

C.A. No. 2021-0932-NAC

RMG SPONSOR, LLC, ROBERT S.
MANCINI, PHILIP KASSIN,
D. JAMES CARPENTER, W. GRANT
GREGORY, CRAIG BRODERICK,
W. THADDEUS MILLER, and
STEVEN P. BUFFONE,

Defendants.

**AFFIDAVIT OF SHUHUAN YU IN SUPPORT OF
PROPOSED SETTLEMENT APPROVAL**

STATE OF CALIFORNIA)
COUNTY OF SAN DIEGO) SS:

I, Shuhuan Yu, being duly sworn, hereby state as follows:

1. I am the Plaintiff in the above-captioned action (the “Action”). I respectfully submit this affidavit in support of the proposed Settlement of this Action, the requested award of attorneys’ fees to Plaintiff’s Counsel and payment of expenses, and my request for an incentive award, to be paid to me from any award of attorneys’ fees in this Action.¹

¹ All capitalized terms that are not otherwise defined herein shall have the same definitions as set forth in the Stipulation and Agreement of Compromise, Settlement, and Release filed with the Court on June 17, 2024.

2. I am a former stockholder of Romeo Power, Inc. (“Romeo” or the “Company”) f/k/a RMG Acquisition Corp. (“RMG”).

3. I purchased 1,000 shares of RMG Class A common stock on December 9, 2020 at the price of \$19.4016 per share. I continuously held those shares through RMG’s merger with Romeo and then the purchase of Romeo by Nikola Corporation (“Nikola”).

4. I have not sold any of my RMG, Romeo, or Nikola stock. However, due to the exchange ratio in Nikola’s purchase of Romeo (1:0.1186 rounded down to the nearest whole number), and then Nikola’s later 30-for-1 reverse stock split, I currently own 3 shares of Nikola stock. At Nikola’s current stock price, I have experienced a loss of over \$19,000.

5. I have accepted and authorized the Settlement because I believe that it is a fair, adequate, and reasonable compromise that is in the best interest of the Class. After consulting with counsel, I believe that, balanced against the risks, duration, and uncertainty of continued litigation, the Settlement’s guarantee of meaningful monetary benefits to the Class justifies settling this Action on the agreed terms.

6. As the Plaintiff in this Action, I have monitored the work of counsel and have been kept apprised of the status of the Action. I have communicated with counsel regarding the strategic direction of the Action, significant developments, status updates, and major decisions in the Action. Further, I discussed with my

counsel and/or reviewed my counsel's views regarding the pleadings and relevant documents in this Action, including the discovery record. In consideration of the time and effort I have expended on behalf of the Class and the burden I have experienced as a result of serving as Plaintiff, I respectfully request an incentive award to be paid to me from any award of attorneys' fees in this Action in the amount of \$2,500.

7. I have not received, been promised or offered, and will not accept any form of compensation, directly or indirectly, for prosecuting or for serving as a representative party in this Action except: (i) such damages or other relief as the Court may award me as a member of the Class; (ii) such fees, costs or other payments as the Court expressly approves to be paid to me; and (iii) reimbursement, paid by my attorneys, of actual and reasonable out-of-pocket expenditures incurred directly in connection with the prosecution of this Action.

I state under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Executed this 4 th day of September, 2024, at San Diego County, California.

Shuhuan Yu

SHUHUAN YU

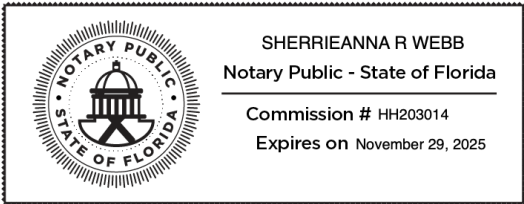
See attached California Notary Jurat.

JURAT

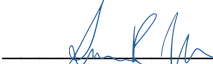
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of Florida County of Orange County ~~September~~^{SFW} 3rd.

Subscribed and sworn to (or affirmed) before me on this 4th day of September, 2024, by Shuhuan Yu, proved to me on the basis of satisfactory evidence to be the person who appeared before me. Shuhuan Yu DRIVER LICENSE



Notarized remotely online using communication technology via Proof.

Signature  Sherrianna R Webb (Seal)

Commission expires: 11/29/2025

Description of the Attached Document: Affidavit of Shuhuan Yu in Support of Proposed Settlement Approval