

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

AUSTIN DICKER, Individually and on Behalf of All)
Others Similarly Situated,)
)
Plaintiff,)
)
vs.)
)
TUSIMPLE HOLDINGS, INC., et al.,)
)
Defendants.)
)
_____)

Case No. 3:22-cv-01300-BEN-MSB
(Consolidated with No. 3:23-cv-00282-BEN-MSB)
CLASS ACTION

PROOF OF CLAIM AND RELEASE

I. GENERAL INSTRUCTIONS

1. To recover as a Settlement Class Member based on the claims in the Litigation,¹ you must complete and, on page 8 hereof, sign this Proof of Claim. If you fail to submit a properly addressed (as set forth in paragraph 3 below) Proof of Claim, your claim may be rejected and you may be precluded from any recovery from the Net Settlement Fund created in connection with the proposed Settlement.

2. Submission of this Proof of Claim, however, does not assure that you will share in the proceeds of the Settlement of the Litigation.

3. **YOU MUST MAIL OR SUBMIT ONLINE YOUR COMPLETED AND SIGNED PROOF OF CLAIM, ACCOMPANIED BY COPIES OF THE DOCUMENTS REQUESTED HEREIN, ON OR BEFORE JANUARY 31, 2025, TO THE COURT-APPOINTED CLAIMS ADMINISTRATOR, ADDRESSED AS FOLLOWS:**

TuSimple Securities Settlement
Claims Administrator
c/o Verita Global
P.O. Box 301135
Los Angeles, CA 90030-1135
Online Submissions: www.TuSimpleSecuritiesSettlement.com

Do not mail or deliver your Claim Form to the Court, the parties to the Litigation, or their counsel. Submit your Claim Form only to the Claims Administrator at the address set forth above. If you are NOT a Settlement Class Member, as defined in the Notice of Pendency and Proposed Settlement of Class Action (“Notice”), DO NOT submit a Proof of Claim.

4. If you are a Settlement Class Member and you do not timely request exclusion, you are bound by the terms of any judgment entered in the Litigation, including the releases provided therein, WHETHER OR NOT YOU SUBMIT A PROOF OF CLAIM.

II. CLAIMANT IDENTIFICATION

You are a Member of the Settlement Class if you purchased and/or otherwise acquired TuSimple Holdings, Inc. (“TuSimple”) securities between April 15, 2021 and December 20, 2022, inclusive (the “Class Period”), and are not otherwise excluded from the Settlement Class. Excluded from the Settlement Class are: (i) Defendants and members of their immediate families; (ii) current and former officers and directors of TuSimple and members of their immediate families; (iii) any entity in which any Defendant has a controlling interest or which is related to or affiliated with any Defendant; (iv) TuSimple’s subsidiaries and affiliates or other entities owned or controlled by it; and (v) the legal representatives, heirs, successors, or assigns of each Defendant. Also excluded from the Settlement Class is any Person who would otherwise be a Member of the Settlement Class but who validly and timely requests exclusion in accordance with the requirements set by the Court.

Use Part I of this form entitled “Claimant Identification” to identify each purchaser or acquirer of record (“nominee”) of TuSimple securities that forms the basis of this claim. THIS CLAIM MUST BE FILED BY THE ACTUAL BENEFICIAL PURCHASER(S) OR ACQUIRER(S) OR THE LEGAL REPRESENTATIVE OF SUCH PURCHASER(S) OR ACQUIRER(S) OF TUSIMPLE SECURITIES UPON WHICH THIS CLAIM IS BASED.

¹ This Proof of Claim and Release (“Proof of Claim” or “Claim Form”) incorporates by reference the definitions in the Stipulation of Settlement (“Stipulation”), which can be obtained at www.TuSimpleSecuritiesSettlement.com.

All joint purchasers must sign this claim. Executors, administrators, guardians, conservators, and trustees must complete and sign this claim on behalf of persons represented by them and their authority must accompany this claim and their titles or capacities must be stated. The last four digits of the Social Security (or full taxpayer identification) number and telephone number of the beneficial owner may be used in verifying the claim. Failure to provide the foregoing information could delay verification of your claim or result in rejection of the claim.

III. CLAIM FORM

Use Part II entitled "Schedule of Transactions in TuSimple Common Stock" and Part III entitled "Schedule of Transactions in TuSimple Options" of this Claim Form to supply all required details of your transaction(s) in TuSimple securities. If you need more space or additional schedules, attach separate sheets giving all of the required information in substantially the same form. Sign and print or type your name on each additional sheet.

On the schedules, provide all of the requested information with respect to **all** of your purchases, acquisitions, and sales of TuSimple securities that took place between April 15, 2021 and March 20, 2023, inclusive, whether such transactions resulted in a profit or a loss. You must also provide all of the requested information with respect to the number of shares of TuSimple common stock you held at the close of trading on December 20, 2022 and March 20, 2023. Failure to report all such transactions may result in the rejection of your claim.

List each transaction separately and in chronological order, by trade date, beginning with the earliest. You must accurately provide the month, day, and year of each transaction you list.

The date of covering a "short sale" is deemed to be the date of purchase of TuSimple securities. The date of a "short sale" is deemed to be the date of sale of TuSimple securities.

COPIES OF BROKER CONFIRMATIONS OR OTHER DOCUMENTATION OF YOUR TRANSACTIONS IN TUSIMPLE SECURITIES MUST BE ATTACHED TO YOUR CLAIM. FAILURE TO PROVIDE THIS DOCUMENTATION COULD DELAY VERIFICATION OF YOUR CLAIM AND MAY RESULT IN REJECTION OF YOUR CLAIM. THE PARTIES DO NOT HAVE INFORMATION ABOUT YOUR TRANSACTIONS IN TUSIMPLE SECURITIES.

NOTICE REGARDING ELECTRONIC FILES: Certain claimants with large numbers of transactions may request, or may be requested, to submit information regarding their transactions in electronic files. All such claimants **MUST** also submit a manually signed paper Proof of Claim whether or not they also submit electronic copies. If you wish to submit your claim electronically, you must contact the Claims Administrator at edata@veritaglobal.com to obtain the required file layout. Any file not in accordance with the required electronic filing format will be subject to rejection. Only one Proof of Claim should be submitted for each legal entity (see above) and the complete name of the beneficial owner(s) of the securities must be entered where called for. Distribution payments must be made by check or electronic payment payable to the Authorized Claimant (beneficial account owner). The third-party filer shall not be the payee of any distribution payment check or electronic distribution payment. No electronic files will be considered to have been properly submitted unless the Claims Administrator issues to the claimant a written acknowledgement of receipt and acceptance of electronically submitted data. Do not assume that your file has been received until you receive this notification. If you do not receive such an email within 10 days of your submission you should contact the electronic filing department at edata@veritaglobal.com to inquire about your file and confirm it was received.

Official
Office
Use
Only

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

Dicker vs. TuSimple Holdings, Inc., et al.

No. 3:22-cv-01300-BEN-MSB

PROOF OF CLAIM AND RELEASE

**Must Be Postmarked (if Mailed)
or Received (if Submitted Online)
No Later Than January 31, 2025**

TUSS

Please Type or Print in the Boxes Below
Must use Black or Blue Ink or your
claim may be deemed deficient.

REMEMBER TO ATTACH COPIES OF BROKER CONFIRMATIONS OR OTHER DOCUMENTATION OF YOUR TRANSACTIONS IN TUSIMPLE SECURITIES. FAILURE TO PROVIDE THIS DOCUMENTATION COULD DELAY VERIFICATION OF YOUR CLAIM OR RESULT IN REJECTION OF YOUR CLAIM.

PART I. CLAIMANT IDENTIFICATION

| | | | | |
|---|-------------------------------------|----------------------------------|----------------------------------|-----------------------------|
| Last Name | M.I. | First Name | | |
| | | | | |
| Last Name (Co-Beneficial Owner) | M.I. | First Name (Co-Beneficial Owner) | | |
| | | | | |
| <input type="radio"/> IRA | <input type="radio"/> Joint Tenancy | <input type="radio"/> Employee | <input type="radio"/> Individual | <input type="radio"/> Other |
| Company Name (Beneficial Owner - If Claimant is not an Individual) or Custodian Name if an IRA | | | | (specify) |
| | | | | |
| Trustee/Asset Manager/Nominee/Record Owner's Name (If Different from Beneficial Owner Listed Above) | | | | |
| | | | | |
| Account#/Fund# (Not Necessary for Individual Filers) | | | | |
| | | | | |

| | | |
|--|----|--------------------------------|
| Last Four Digits of Social Security Number | or | Taxpayer Identification Number |
| | | |
| Telephone Number (Primary Daytime) | | Telephone Number (Alternate) |
| | | |
| Email Address | | |
| | | |

MAILING INFORMATION

| | | |
|------------------|---------------------|-----------------------------------|
| Address | | |
| | | |
| Address (cont.) | | |
| | | |
| City | State | ZIP Code |
| | | |
| Foreign Province | Foreign Postal Code | Foreign Country Name/Abbreviation |
| | | |

| | | | | | | | | |
|----------------------------|----|----|--|--|--|--|----------------|----------------------------|
| FOR CLAIMS PROCESSING ONLY | OB | CB | <input type="radio"/> ATP <input type="radio"/> KE <input type="radio"/> ICI | <input type="radio"/> BE <input type="radio"/> DR <input type="radio"/> EM | <input type="radio"/> FL <input type="radio"/> ME <input type="radio"/> ND | <input type="radio"/> OP <input type="radio"/> RE <input type="radio"/> SH | MM / DD / YYYY | FOR CLAIMS PROCESSING ONLY |
|----------------------------|----|----|--|--|--|--|----------------|----------------------------|



PART II. SCHEDULE OF TRANSACTIONS IN TUSIMPLE COMMON STOCK

A. Purchases or acquisitions of TuSimple common stock (April 15, 2021 through March 20, 2023, inclusive):²

| PURCHASES | | | | | | | | Total Purchase or Acquisition Price (Excluding commissions, taxes and fees) | Proof of Purchase Enclosed? | | |
|---|---|---|---|--|---|---|---|---|-----------------------------|----|--|
| Trade Date(s) (List Chronologically) | | | | Number of Shares Purchased or Acquired | | | | | | | |
| M | M | D | D | Y | Y | Y | Y | | | | |
| 1. | | | / | | | / | | \$ | | 00 | <input type="radio"/> Y <input type="radio"/> N |
| 2. | | | / | | | / | | \$ | | 00 | <input type="radio"/> Y <input type="radio"/> N |
| 3. | | | / | | | / | | \$ | | 00 | <input type="radio"/> Y <input type="radio"/> N |
| 4. | | | / | | | / | | \$ | | 00 | <input type="radio"/> Y <input type="radio"/> N |
| 5. | | | / | | | / | | \$ | | 00 | <input type="radio"/> Y <input type="radio"/> N |

IMPORTANT: (i) If any purchase listed covered a "short sale," please mark Yes: Yes

(ii) If you received shares through an acquisition or merger, please identify the date, the share amount and the company acquired:

| | | | | | | | | | |
|---|---|---|---|---|---|---|---|----------------|----------|
| M | M | D | D | Y | Y | Y | Y | Merger Shares: | Company: |
| | | / | | / | | | | | |

B. Sales of TuSimple common stock (April 15, 2021 through March 20, 2023, inclusive):

| SALES | | | | | | | | Total Sales Price (Excluding commissions, taxes and fees) | Proof of Sales Enclosed? | | |
|---|---|---|---|-----------------------|---|---|---|---|--------------------------|----|--|
| Trade Date(s) (List Chronologically) | | | | Number of Shares Sold | | | | | | | |
| M | M | D | D | Y | Y | Y | Y | | | | |
| 1. | | | / | | | / | | \$ | | 00 | <input type="radio"/> Y <input type="radio"/> N |
| 2. | | | / | | | / | | \$ | | 00 | <input type="radio"/> Y <input type="radio"/> N |
| 3. | | | / | | | / | | \$ | | 00 | <input type="radio"/> Y <input type="radio"/> N |
| 4. | | | / | | | / | | \$ | | 00 | <input type="radio"/> Y <input type="radio"/> N |
| 5. | | | / | | | / | | \$ | | 00 | <input type="radio"/> Y <input type="radio"/> N |

C. Number of shares of TuSimple common stock held at the close of trading on December 20, 2022 (must be documented). If none, write "zero": Proof Enclosed? Y N

D. Number of shares of TuSimple common stock held at the close of trading on March 20, 2023 (must be documented). If none, write "zero": Proof Enclosed? Y N

If you require additional space, attach extra schedules in the same format as above. Sign and print your name and the last four digits of your social security/taxpayer identification number on each additional page.

YOU MUST READ AND SIGN THE RELEASE ON PAGE 8. FAILURE TO SIGN THE RELEASE MAY RESULT IN A DELAY IN PROCESSING OR THE REJECTION OF YOUR CLAIM.

² Information requested about your transactions of TuSimple securities from December 21, 2022 through and including March 20, 2023, is needed only in order for the Claims Administrator to confirm that you have reported all relevant transactions. Transactions during this period are not eligible for a recovery because they were made outside of the Class Period.



**PART III. SCHEDULE OF TRANSACTIONS IN TUSIMPLE OPTIONS
PURCHASES/REPURCHASES**

A. I made the following purchases/repurchases of options on TuSimple common stock between April 15, 2021 and March 20, 2023, inclusive:

| | | | | |
|---|---|--|-------------------------|---|
| Option Type <input type="radio"/> Put <input type="radio"/> Call | Date(s) of Transaction(s) (List Chronologically) | Number of Option Contracts Acquired | Expiry Date | Strike Price |
| | MM DD YY | | MM DD YY | |
| | Transaction price per option contract | Enter "X" if your contracts expired, "A" if assigned, or "E" if exercised | Assigned/Exercised Date | Proof of Transaction Enclosed? |
| | | | MM DD YY | <input type="radio"/> Y <input type="radio"/> N |

| | | | | |
|---|---|--|-------------------------|---|
| Option Type <input type="radio"/> Put <input type="radio"/> Call | Date(s) of Transaction(s) (List Chronologically) | Number of Option Contracts Acquired | Expiry Date | Strike Price |
| | MM DD YY | | MM DD YY | |
| | Transaction price per option contract | Enter "X" if your contracts expired, "A" if assigned, or "E" if exercised | Assigned/Exercised Date | Proof of Transaction Enclosed? |
| | | | MM DD YY | <input type="radio"/> Y <input type="radio"/> N |

| | | | | |
|---|---|--|-------------------------|---|
| Option Type <input type="radio"/> Put <input type="radio"/> Call | Date(s) of Transaction(s) (List Chronologically) | Number of Option Contracts Acquired | Expiry Date | Strike Price |
| | MM DD YY | | MM DD YY | |
| | Transaction price per option contract | Enter "X" if your contracts expired, "A" if assigned, or "E" if exercised | Assigned/Exercised Date | Proof of Transaction Enclosed? |
| | | | MM DD YY | <input type="radio"/> Y <input type="radio"/> N |

| | | | | |
|---|---|--|-------------------------|---|
| Option Type <input type="radio"/> Put <input type="radio"/> Call | Date(s) of Transaction(s) (List Chronologically) | Number of Option Contracts Acquired | Expiry Date | Strike Price |
| | MM DD YY | | MM DD YY | |
| | Transaction price per option contract | Enter "X" if your contracts expired, "A" if assigned, or "E" if exercised | Assigned/Exercised Date | Proof of Transaction Enclosed? |
| | | | MM DD YY | <input type="radio"/> Y <input type="radio"/> N |

| | | | | |
|---|---|--|-------------------------|---|
| Option Type <input type="radio"/> Put <input type="radio"/> Call | Date(s) of Transaction(s) (List Chronologically) | Number of Option Contracts Acquired | Expiry Date | Strike Price |
| | MM DD YY | | MM DD YY | |
| | Transaction price per option contract | Enter "X" if your contracts expired, "A" if assigned, or "E" if exercised | Assigned/Exercised Date | Proof of Transaction Enclosed? |
| | | | MM DD YY | <input type="radio"/> Y <input type="radio"/> N |

If you require additional space, attach extra schedules in the same format as above. Sign and print your name and the last four digits of your social security/taxpayer identification number on each additional page.

**YOU MUST READ AND SIGN THE RELEASE ON PAGE 8. FAILURE TO SIGN THE
RELEASE MAY RESULT IN A DELAY IN PROCESSING OR THE REJECTION OF YOUR CLAIM.**



PART III. SCHEDULE OF TRANSACTIONS IN TUSIMPLE OPTIONS

SALES/WRITTEN

B. I sold/wrote the following options on TuSimple common stock during the period between April 15, 2021 and March 20, 2023, inclusive:

| | | | | |
|---|---|--|-------------------------|---|
| Option Type <input type="radio"/> Put <input type="radio"/> Call | Date(s) of Transaction(s) (List Chronologically) | Number of Option Contracts Acquired | Expiry Date | Strike Price |
| | MM DD YY | | MM DD YY | |
| | Transaction price per option contract | Enter "X" if your contracts expired, "A" if assigned, or "E" if exercised | Assigned/Exercised Date | Proof of Transaction Enclosed? |
| | | | MM DD YY | <input type="radio"/> Y <input type="radio"/> N |

| | | | | |
|---|---|--|-------------------------|---|
| Option Type <input type="radio"/> Put <input type="radio"/> Call | Date(s) of Transaction(s) (List Chronologically) | Number of Option Contracts Acquired | Expiry Date | Strike Price |
| | MM DD YY | | MM DD YY | |
| | Transaction price per option contract | Enter "X" if your contracts expired, "A" if assigned, or "E" if exercised | Assigned/Exercised Date | Proof of Transaction Enclosed? |
| | | | MM DD YY | <input type="radio"/> Y <input type="radio"/> N |

| | | | | |
|---|---|--|-------------------------|---|
| Option Type <input type="radio"/> Put <input type="radio"/> Call | Date(s) of Transaction(s) (List Chronologically) | Number of Option Contracts Acquired | Expiry Date | Strike Price |
| | MM DD YY | | MM DD YY | |
| | Transaction price per option contract | Enter "X" if your contracts expired, "A" if assigned, or "E" if exercised | Assigned/Exercised Date | Proof of Transaction Enclosed? |
| | | | MM DD YY | <input type="radio"/> Y <input type="radio"/> N |

| | | | | |
|---|---|--|-------------------------|---|
| Option Type <input type="radio"/> Put <input type="radio"/> Call | Date(s) of Transaction(s) (List Chronologically) | Number of Option Contracts Acquired | Expiry Date | Strike Price |
| | MM DD YY | | MM DD YY | |
| | Transaction price per option contract | Enter "X" if your contracts expired, "A" if assigned, or "E" if exercised | Assigned/Exercised Date | Proof of Transaction Enclosed? |
| | | | MM DD YY | <input type="radio"/> Y <input type="radio"/> N |

| | | | | |
|---|---|--|-------------------------|---|
| Option Type <input type="radio"/> Put <input type="radio"/> Call | Date(s) of Transaction(s) (List Chronologically) | Number of Option Contracts Acquired | Expiry Date | Strike Price |
| | MM DD YY | | MM DD YY | |
| | Transaction price per option contract | Enter "X" if your contracts expired, "A" if assigned, or "E" if exercised | Assigned/Exercised Date | Proof of Transaction Enclosed? |
| | | | MM DD YY | <input type="radio"/> Y <input type="radio"/> N |

If you require additional space, attach extra schedules in the same format as above. Sign and print your name and the last four digits of your social security/taxpayer identification number on each additional page.

YOU MUST READ AND SIGN THE RELEASE ON PAGE 8. FAILURE TO SIGN THE RELEASE MAY RESULT IN A DELAY IN PROCESSING OR THE REJECTION OF YOUR CLAIM.



IV. SUBMISSION TO JURISDICTION OF COURT AND ACKNOWLEDGMENTS

I (We) submit this Proof of Claim under the terms of the Stipulation described in the Notice. I (We) also submit to the jurisdiction of the United States District Court for the Southern District of California with respect to my (our) claim as a Settlement Class Member and for purposes of enforcing the release set forth herein. I (We) further acknowledge that I am (we are) bound by and subject to the terms of any judgment that may be entered in the Litigation. I (We) agree to furnish additional information to the Claims Administrator to support this claim if requested to do so. I (We) have not submitted any other claim covering the same purchases, acquisitions, or sales of TuSimple securities during the relevant period and know of no other person having done so on my (our) behalf.

V. RELEASE

1. I (We) hereby acknowledge full and complete satisfaction of, and do hereby fully, finally, and forever settle, release, and discharge from the Released Claims each and all of the “Defendants’ Released Persons,” defined as any or all of Defendants and/or any or all of their related parties, including, without limitation, any and all of their current, past, present, or future parents, subsidiaries, affiliates, predecessors, successors, assigns, divisions, funds, joint ventures, and general or limited partnerships, and each of their respective current or former officers, directors, trustees, partners, members, controlling shareholders, contractors, auditors, principals, agents, managing agents, employees, attorneys, accountants, banks or investment bankers, commercial bankers, financial or investment advisors, consultants, advisors, underwriters, insurers, co-insurers, reinsurers in their capacities as such, as well as each of the Defendants’ immediate family members, heirs, executors, personal or legal representatives, estates, beneficiaries, predecessors, successors, legatees, devisees, administrators, spouses, receivers and trustees, settlors, auditors, accountants, and assigns, as well as any trust of which any of the Defendants is the settlor or which is for the benefit of any of the Defendants and/or member(s) of his family, and any person, partnership, firm, trust, corporation, limited liability company, officer, director, or other individual or entity in which any of the Defendants has a controlling interest or which is related to or affiliated with any of the Defendants.

2. “Released Claims” means, to the fullest extent permitted, any and all claims, rights, controversies, duties, obligations, demands, allegations, arguments, losses, costs, interest, penalties, fees, attorneys’ fees, expenses, rights, actions, debts, sums of money, suits, contracts, agreements, judgments, matters, issues, promises, damages, liabilities and causes of action of every nature and description, whether known or unknown, contingent or non-contingent, matured or unmatured, foreseen or unforeseen, disclosed or undisclosed, suspected or unsuspected, discoverable or undiscoverable, concealed or hidden, liquidated or unliquidated, accrued or unaccrued, at law or in equity, whether direct, representative, class or individual in nature, whether arising under foreign, federal, state, or local statutory or common law or any other law, rule, regulation, ordinance or administrative provision, whether foreign or domestic, that have been asserted, could have been asserted, or could be asserted in the future in this Litigation or any other action or in any other forum, against any or all of Defendants’ Released Persons that arise from or out of or are in connection with or are based upon, arise from, or relate in any way to: (a) the allegations, transactions, offerings, facts, matters, events, acts, failures to act, occurrences, breaches of duty, statements, representations, misrepresentations, disclosures, omissions and/or claims which were or could have been alleged in this Litigation; and (b) the purchase or acquisition of TuSimple securities during the Class Period. “Released Claims” also includes claims relating to the settlement or resolution of the Litigation. This release does not cover, include, or release: (i) any shareholder derivative claims, including the claims asserted in *Wilhoite, et al. v. Hou, et al.*, No. 3:23-cv-02333 (S.D. Cal.) and *In re TuSimple Holdings, Inc. Stockholder Litigation*, C.A. No. 2022-1095 (Del. Ch.), or any cases consolidated into those actions; (ii) any claims to enforce the Settlement; or (iii) any claims of any Person that submitted an effective request for exclusion from the Settlement Class. “Released Claims” includes “Unknown Claims” as defined below.

3. “Unknown Claims” means (a) any and all Released Claims which any of the Releasing Plaintiff Parties do not know or suspect to exist in his, her, or its favor at the time of the release of the Released Defendant Parties, which, if known by him, her, or it, might have affected his, her, or its settlement with and release of the Released Defendant Parties, or might have affected his, her, or its decision(s) with respect to the Settlement, including, but not limited to, whether or not to object to this Settlement or seek exclusion from the Settlement Class; and (b) any and all Released Defendants’ Claims that any of the Released Defendant Parties do not know or suspect to exist in his, her, or its favor at the time of the release of Plaintiffs, the Settlement Class, and Plaintiffs’ Counsel, which, if known by him, her, it, or them might have affected his, her, its, or their settlement and release of Plaintiffs, the Settlement Class, and Plaintiffs’ Counsel. With respect to (a) any and all Released Claims against the Released Defendant Parties, and (b) any and all Released Defendants’ Claims against Plaintiffs, the Settlement Class, and Plaintiffs’ Counsel, the Settling Parties stipulate and agree that, upon the Effective Date, the Settling Parties shall expressly waive, and each Releasing Plaintiff Party and Released Defendant Party shall be deemed to have, and by operation of the Judgment shall have expressly waived, the provisions, rights, and benefits of California Civil Code §1542, which provides:

A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release and that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

The Settling Parties shall expressly waive, and each Releasing Plaintiff Party and Released Defendant Party shall be deemed to have, and by operation of the Judgment shall have, expressly waived any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States, or principle of common law, which is similar, comparable, or equivalent to California Civil Code §1542. The Releasing Plaintiff Parties and Released Defendant Parties acknowledge that they may hereafter discover facts, legal theories, or authorities in addition to or different from those which he, she, it, or their counsel now knows or believes to be true with respect to the subject matter of the Released Claims or Released Defendants’ Claims, but (a) the Releasing Plaintiff Parties shall



expressly fully, finally, and forever waive, compromise, settle, discharge, extinguish, and release, and each Releasing Plaintiff Party shall be deemed to have waived, compromised, settled, discharged, extinguished, and released, and upon the Effective Date, and by operation of the Judgment shall have waived, compromised, settled, discharged, extinguished, and released, fully, finally, and forever, any and all Released Claims against the Released Defendant Parties, known or unknown, suspected or unsuspected, contingent or non-contingent, accrued or unaccrued, whether or not concealed or hidden, which now exist, or heretofore have existed, or may hereafter exist, upon any theory of law or equity now existing or coming into existence in the future, including, but not limited to, conduct which is negligent, intentional, with or without malice, or a breach of any duty, law, or rule, without regard to the subsequent discovery or existence of such different or additional facts, legal theories, or authorities, and (b) the Released Defendant Parties shall expressly fully, finally, and forever waive, compromise, settle, discharge, extinguish, and release, and each Released Defendant Party shall be deemed to have waived, compromised, settled, discharged, extinguished, and released, and upon the Effective Date, and by operation of the Judgment shall have waived, compromised, settled, discharged, extinguished, and released, fully, finally, and forever, any and all Released Defendants' Claims against Plaintiffs, the Settlement Class, and Plaintiffs' Counsel, known or unknown, suspected or unsuspected, contingent or non-contingent, whether or not concealed or hidden, which now exist, or heretofore have existed, upon any theory of law or equity now existing or coming into existence in the future, including, but not limited to, conduct which is negligent, intentional, with or without malice, or a breach of any duty, law or rule, without regard to the subsequent discovery or existence of such different or additional facts, legal theories, or authorities. The Settling Parties acknowledge, and the Releasing Plaintiff Parties and Released Defendant Parties shall be deemed by operation of the Judgment to have acknowledged, that the foregoing waiver was separately bargained for and is an essential element of the Settlement of which this release is a part.

4. I (We) hereby warrant and represent that I (we) have not assigned or transferred or purported to assign or transfer, voluntarily or involuntarily, any matter released pursuant to this release or any other part or portion thereof.

5. I (We) hereby warrant and represent that I (we) have included information about all of my (our) transactions in TuSimple securities occurred during the relevant period as well as the number of shares held by me (us) at the close of trading on December 20, 2022 and March 20, 2023.

I (We) declare under penalty of perjury under the laws of the United States of America that all of the foregoing information supplied on this Proof of Claim by the undersigned is true and correct.

Executed this _____ day of _____ in _____
(Month/Year) (City/State/Country)

(Sign your name here)

(Sign your name here)

(Type or print your name here)

(Type or print your name here)

(Capacity of person(s) signing, e.g.,
Beneficial Purchaser or Acquirer, Executor or Administrator)

(Capacity of person(s) signing, e.g.,
Beneficial Purchaser or Acquirer, Executor or Administrator)

Reminder Checklist:

1. Please sign the above release and acknowledgment.
2. Remember to attach copies of supporting documentation.
3. **Do not send** originals of certificates or other documentation as they will not be returned.
4. Keep a copy of your Proof of Claim and all supporting documentation for your records.
5. If you desire an acknowledgment of receipt of your Claim Form, please send it Certified Mail, Return Receipt Requested.
6. If you move, please send your new address to the address below.
7. **Do not use red pen or highlighter** on the Proof of Claim or supporting documentation. Must use Black or Blue Ink or your claim may be deemed deficient.

**THIS PROOF OF CLAIM MUST BE SUBMITTED ONLINE OR MAILED
NO LATER THAN JANUARY 31, 2025, ADDRESSED AS FOLLOWS:**

TuSimple Securities Settlement, Claims Administrator, c/o Verita Global
P.O. Box 301135, Los Angeles, CA 90030-1135
Online Submissions: www.TuSimpleSecuritiesSettlement.com

