

April 18, 2024

VIA EMAIL

Sara Gershon  
General Counsel  
Commissioner's Office  
Georgia Department of Economic Development  
Technology Square  
75 5<sup>th</sup> Street, NW Suite 1200  
Atlanta, GA 30308

Andrea Gray  
General Counsel for the JDA  
300 E. Church Street  
Monroe, GA 30655

Re: Stanton Springs North Project Site

Dear Sara and Andrea,

On behalf of Rivian New Horizon, LLC ("Rivian"), I am responding to correspondence dated March 22, 2024, from your respective counsels. Rivian remains appreciative of the efforts of the State of Georgia ("State") and the Joint Development Authority of Jasper County, Morgan County, Newton County, and Walton County (the "JDA," and together with the State, the "Public Partners") and Rivian looks forward to its ongoing partnership and positive relationship with the Public Partners. Rivian further remains committed to complying with all federal and state regulations with respect to environmental matters and is further committed to ongoing coordination with the Georgia Environmental Protection Division.

The purpose of this response is to confirm that, in connection with Rivian's plan to pause construction at the Stanton Springs North Project Site (the "Project"), Rivian will remain a good steward of the Project, and will be mindful of the interests of all relevant stakeholders, including the Public Parties and the people within the JDA's jurisdiction. During the pause period, Rivian anticipates performing some limited site development activities, but the depth and breadth of this work has not yet been determined. However, regardless of the scope of work to be completed during the pause, Rivian intends to comply with the terms of the Rental Agreement and the Economic Development Agreement (the "EDA"), as well as the terms of the stream buffer variance ("SBV") and the obligations under the General Construction Stormwater Permit (GAR 1000003) (the "General Permit"). As part of such compliance, Rivian intends to over-engineer the Project in accordance with its prior plans for impervious surfaces, which will accommodate the pervious surfaces that will exist at the Project during the pause period.

Along these same lines, Rivian shall: keep the designated Public Partners updated on material concerns with respect to the General Permit and SBV; Rivian confirms its intent to comply with all requirements with respect to the Erosion Sedimentation and Pollution Control Plan (“ESPCP”); and, Rivian will undertake any necessary revisions and approvals, of the ESPCP, relating to any change in scope or personnel.

Finally, Rivian’s current intent is to fully stabilize the lower pad while continuously improving the upper pad area. Following stabilization of the lower pad, Rivian will outline a plan to the Public Partners with respect to continuous improvement of the upper pad. Rivian’s overall goal is to use the pause to prepare the Project to go vertical when the pause is lifted. During this period, Rivian agrees that Project security is of paramount importance with respect to the pause. Accordingly, while Rivian is establishing its own internal security policies, construction activities such as signage, fencing, gating and access control measures shall commence at the Project. These measures will be in addition to any policy or procedures established by Clayco, who will remain the operator of the Project, and will maintain a constant presence at the Project.

As noted herein, Rivian is continuing to evaluate the work to be completed during the pause, which will guide decisions with respect to several concerns that the Public Partners have raised. However, in the meantime, I trust that this letter and Rivian’s confirmation that it intends to comply with applicable laws, permits and contractual agreements sufficiently addresses the immediate concerns raised by the Public Partners in their letter.

Please do not hesitate to contact me with any questions.

Sincerely,

*Alan Hoffman*  
Alan Hoffman